

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Eastern District of Michigan

American Freedom Defense Initiative, et al,

Plaintiff,

v.

Suburban Mobility Authority For Regional Transportation
(SMART), et al,

Defendant.

Civil Action No. 2:10-cv-12134

Hon. Denise Page Hood

SUMMONS IN A CIVIL ACTION

To: John Hertel

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Robert J. Muise
Thomas More Law Center
24 Frank Lloyd Wright Drive
P.O. Box 393
Ann Arbor, MI 48106

If you fail to respond, judgment by default may be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

DAVID J. WEAVER, CLERK OF COURT

By: s/D. Worth

Signature of Clerk or Deputy Clerk

Date of Issuance: May 27, 2010



Summons and Complaint Return of Service

Case No. 2:10-cv-12134

Hon. Denise Page Hood

A copy of the Summons and Complaint has been served in the manner indicated below: Along with Notice of Appearance for David Yerushalmi and Plaintiffs' Motion for Temporary Restraining Order/Preliminary Injunction & Brief in Support with Exhibits

Name of Party Served: John Hertel

Date of Service: Tuesday June 16, 2010

Method of Service

Personally served at this address:
60 Avery Gordon - General Counsel
535 Griswold, Suite 600
Detroit, MI 48226

Left copies at the usual place of abode with (name of person):

Other (specify):

Returned unexecuted (reason):

Service Fees: Travel \$ _____ Service \$ _____ Total \$ _____

Declaration of Server

I declare under the penalty of perjury that the information contained in this Return of Service is true and correct.

Name of Server: Scott Fluegge

Signature of Server: *Scott Fluegge*

Date: June 16, 2010

Server's Address: 55 E. Long Lake Rd.,
Suite 215
Troy, MI 48085