

**Exhibit A**

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI**

IHOP IP, LLC et al.,	)	
	)	
Plaintiffs,	)	
	)	
vs.	)	
	)	Case No.: 4:11-00548-CV-W-NKL
INTERNATIONAL HOUSE OF PRAYER	)	
et al.,	)	
	)	
Defendants.	)	

**DECLARATION OF JEANNE M. KOSTA**

I, Jeanne M. Kosta, being over the age of 18, do hereby declare:

1. I am a process server at the firm Professional Process Service in Lafayette, California. I make this Declaration in support of IHOP's Motion to Amend Initial Summons and Strike Certain Affirmative Defenses. I give this declaration based on my personal knowledge.
2. On September 23, 2011, I served Amy Knight, Treasurer/Assistant Director of Defendant International House of Prayer East Bay, at the International House of Prayer's place of business located at 7485 Village Parkway, Dublin, California, 94568 with the summons and First Amended Complaint in the above-referenced litigation at 10:45 a.m.
3. When completing the proof of service, a copy of which is attached hereto, I mistakenly forgot to check the box that specified I had personally served the summons and First Amended Complaint in this manner.
4. On September 23, 2011, I also placed a copy of the summons and First Amended Complaint, addressed to Jim Stilwell at International House of Prayer, 7485 Village Parkway, Dublin, California, 94568, in the mail as specified in the proof of service.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Executed on January 25, 2012.

  
JEANNE M. KOSTA

UNITED STATES DISTRICT COURT

for the

Western District of Missouri

IHOP IP, LLC and International House of Pancakes, LLC

Plaintiff

v.

International House of Prayer, et al.

Defendant

Civil Action No. 11-CV-00548-W-JTM

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) International House of Prayer East Bay
7485 Village Parkway
Dublin, CA 94568

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:

Mark D. Hinderks
Mark M. Iba
Elizabeth A. Tassi
Stinson Morrison Hecker LLP
1201 Walnut Street, Suite 2900
Kansas City, MO 64106

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

Ann Thompson
CLERK OF COURT

Date: 9/21/2011

/s/ Jan Martin
Signature of Clerk or Deputy Clerk



(Amended)

Civil Action No. 11-CV-00548-W-JTM

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title, if any) International House of Prayer was received by me on (date) 09/23/2011

I personally served the summons on the individual at (place) on (date) ; or

I left the summons at the individual's residence or usual place of abode with (name) , a person of suitable age and discretion who resides there, on (date) , and mailed a copy to the individual's last known address; or

I served the summons on (name of individual) Amy Knight (Treasurer/Asst Dir) , who is designated by law to accept service of process on behalf of (name of organization) International House of Prayer on (date) 09/23/2011 ; or @ 10:45 AM

I returned the summons unexecuted because ; or

Other (specify): On 9/23/11 I mailed a copy addressed to: International House of Prayer ATTN: Jim Stilwell 7485 Village Parkway Dublin, CA 94568

My fees are \$ for travel and \$ for services, for a total of \$ \$100.00

I declare under penalty of perjury that this information is true.

Date: 09/23/2011

Jeanne M. Kosta Server's signature

Jeanne M. Kosta, RPS#632, Contra Costa Cour Printed name and title

PROFESSIONAL PROCESS SERVICE 936 Dewing Ave., Ste. C Lafayette, CA 94549 925-284-3990 Server's address

Additional information regarding attempted service, etc: