

AO 440 (Rev. 8/01) Summons in a Civil Action

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 UNITED STATES DISTRICT COURT
 

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 District of NEVADA


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1ST MEDIA LLC

## SUMMONS IN A CIVIL ACTION

V.

NAPSTER, INC., ET AL

CASE NUMBER: 2:07-cv-00056-HDM-GWF

TO: (Name and address of Defendant)

NAPSTER, INC.  
 c/o WILLIAM E. GOWNEY, JR.  
 9044 Melrose Avenue  
 Los Angeles, CA 90069

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

JONATHAN T. SUDER / EDWARD R. NELSON, III  
 FRIEDMAN, SUDER & COOKE  
 604 E. Fourth Street, Suite 200  
 Fort Worth Texas, 76102

L. KRISTOPHER RATH, ESQ.  
 HUTCHISON & STEFFEN, LLC  
 Peccole Professional Park  
 10080 West Alta Drive, Suite 200  
 Las Vegas, Nevada 89145

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

LANCE S. WILSON

CLERK

*Lance S. Wilson*

(By) DEPUTY CLERK



January 17, 2007

DATE

<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	
NAME OF SERVER ( <i>PRINT</i> )	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<p><input type="checkbox"/> Served personally upon the defendant. Place where served:</p> <p><input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.</p> <p style="padding-left: 20px;">Name of person with whom the summons and complaint were left:</p> <p><input type="checkbox"/> Returned unexecuted:</p> <p><input type="checkbox"/> Other (specify):</p>		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL \$0.00
<b>DECLARATION OF SERVER</b>		
<p style="text-align: center;">I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____ Date _____ <i>Signature of Server</i> _____</p> <p style="text-align: center;">_____ <i>Address of Server</i></p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.