Strack v. Frey Doc. 20 Att. 2

EXHIBIT "D"

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

Case 1:06-cv-04644-RJH Document 20-3 Filed 10/04/2006 Page 2 of 7 1 5 6

AO 440 (Rev. 10/93) Su	mmons in a Civil Action	RETURN OF SERVICE	
SERVICE OF: EFFECTED (1) BY ME: TITLE:		CASE, COMPLAINT, ATTACHMENT	DATE: 02/08/2006 02:25PM
CHECK ONE BOX BELO	OW TO INDICATE APPRO	OPRIATE METHOD OF SERVICE:	
Served personally up	on the defendant:		
DOUBLEDAY			
Place where served:			
[] Left copies thereof a therein. Name of person VICKI MODIANO	the defendant's dwelling with whom the summons	house or usual place of abode with a and complaint were left:	person of suitable age and discretion then residing
	nt: ASS TO KATHERINE	TRACER, GENERAL COUNSEL	
Description of person a			
		/EIGHT: 100-130 LBS SKIN: V	VHITE HAIR: BROWN OTHER: GLASSES
		STATEMENT OF SERVER	
TRAVEL \$	SER	RVICES \$	TOTAL \$
		DECLARATION OF SERVER	
DATE: () () / 08 / 20 ATTORNEY: EVAI	this Return OG N J. SMITH, ESQ. HELE SNOW	signature of Paul Santang Guaranteed Subpoena Struct 2009 Morris Avenue	PATHICIALONGSON
VENUE: DIST	BLEDAY, ET AL RIC OF NY / 669		MV GODDOS LA LANGO SED 8 2008

Case 1:06-cv-04644-RJH Document 20-3 Filed 10/04/2006 6 0 Page 3 of 7 6 5 3

10 440 (Rev. 10/93) Sur	nmons in a Civil Action RET	URN OF SERVICE	
SERVICE OF: EFFECTED (1) BY ME: TITLE:	SUMMONS IN A CIVIL CASE, COMP PAUL SANTANGELO PROCESS SERVER		E: 02/08/2006 02:25PM
CHECK ONE BOX BELC	OW TO INDICATE APPROPRIATE MET	HOD OF SERVICE:	
Served personally up	on the defendant:		
RANDOM HOUSE, INC.			
Place where served:			
[] Left copies thereof at therein. Name of person VICKI MODIANO	the defendant's dwelling house or usua with whom the summons and complaint	place of abode with a person were left:	of suitable age and discretion then residing
	nt: ASS. TO KATHERINE TRACER, GEN	NERAL COUNSEL	
Description of person ac			
	HEIGHT: 5'0"-5'3" WEIGHT: 100-1:	30 LBS SKIN: WHITE	HAIR: BROWN OTHER: GLASSES
nn=	owledge, said person was not engaged i	a tha LLC Military at the time of	of conject
	STATI	EMENT OF SERVER	
TRAVEL \$	SERVICES \$	тот	AL\$
	DECLA	RATION OF SERVER	
l declare unde	SIGNATUR GUARANTEE 200	L.S. E OF PAUL SANTANGELO D SUBPOENA SERVICE, INC. MORRIS AVENUE UNION, NJ 07083	nd correct.
PLAINTIFF: MICH DEFENDANT: DOU VENUE: DIST DOCKET: 06 C	N J. SMITH, ESQ. IELE SNOW BLEDAY, ET AL RIC OF NY V 669 e a summons see Rule 4 of the Federal	Rules of Civil Procedure.	PATRICIA LONGSON NOTARY PUBLIC OF NEW JERSEY My Commission of public Feb. 8, 2008

Case 1:06-cv-04644-RJH Document 20-3

Filed 10/04/2006 6 Page 41 of 7 8 0 1

AO 440 (Rev. 10/93) Sur	mmons in a Civil Action RET	URN OF SERVICE
SERVICE OF:	SUMMONS IN A CIVIL CASE, COMP PAUL SANTANGELO PROCESS SERVER	DATE: 02/08/2006 02:25PM
CHECK ONE BOX BELO	OW TO INDICATE APPROPRIATE METI	HOD OF SERVICE:
Served personally up	on the defendant:	
ANCHOR BOOKS, A DI	VISION OF RANDOM HOUSE, INC.	
Place where served:		
[] Left copies thereof at therein. Name of person	t the defendant's dwelling house or usual with whom the summons and complaint	I place of abode with a person of suitable age and discretion then residing t were left:
VICKI MODIANO		
Relationship to defenda	int: ASS. TO KATHERINE TRACER, GEN	NERAL COUNSEL
Description of person a	ccepting service:	
SEX: F AGE: 51-65	_ HEIGHT: <u>5'0"-5'3"</u> WEIGHT: <u>100-1</u>	30 LBS. SKIN: WHITE HAIR: BROWN OTHER: GLASSES
[X] To the best of my kn	nowledge, said person was not engaged i	in the U.S. Military at the time of service
	TATS	EMENT OF SERVER
TRAVEL \$	SERVICES \$	
201400000000000000000000000000000000000	DECLA	RATION OF SERVER

I declare under penalty of perjury under the Jaws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 02 / 08 / 2006

SIGNATURE OF PAUL SANTANGELO GUARANTEED SUBPOENA SERVICE, INC. 2009 MORRIS AVENUE

UNION, NJ 07083

ATTORNEY: PLAINTIFF: DEFENDANT:

VENUE:

EVAN J. SMITH, ESQ. MICHELE SNOW DOUBLEDAY, ET AL DISTRIC OF NY

06 CV 669 DOCKET:

PATRICIA LONGSON NOTARY PUBLIC OF NEW JERSEY

My Commission Expires Feb. 8, 2008

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

Case 1:06-cv-04644-RJH Document 20-3

Filed 10/04/2006 * "Page" 5 of 7 5 4 6

AO 440 (Rev. 10/93) Sun	nmons in a Civil Action	RETURN OF SERVICE
SERVICE OF: EFFECTED (1) BY ME: TITLE:	SUMMONS IN A CIVIL CASE PAUL SANTANGELO PROCESS SERVER	DATE: 02/08/2006 02:25PM
CHECK ONE BOX BELC	W TO INDICATE APPROPRIA	TE METHOD OF SERVICE:
Served personally up	on the defendant:	
BANTAM DOUBLEDAY	DELL PUBLISHING GROUP	
Place where served:		
therein. Name of person VICKI MODIANO	the defendant's dwelling house with whom the summons and co nt: ASS. TO KATHERINE TRAC	
Description of person ac		ER, GENERAL COUNSEL
85 85	HEIGHT: 5'0"-5'3" WEIGHT	F: 100-130 LBS. SKIN: WHITE HAIR: BROWN OTHER: GLASSES
[X] To the best of my known	owledge, said person was not er	ngaged in the U.S. Military at the time of service
		STATEMENT OF SERVER

DECLARATION OF SERVER

SERVICES \$

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 02 / W / 2066

SMATURE OF PAUL SANTANGELO GUARANTEED SUBPOENA SERVIÇE INC.

2009 MORRIS AVENUE UNION, NJ 07083

ATTORNEY: PLAINTIFF: DEFENDANT:

TRAVEL \$

EVAN J. SMITH, ESQ. MICHELE SNOW DOUBLEDAY, ET AL DISTRIC OF NY

VENUE: DOCKET:

06 CV 669

PATRICIAL ONGSON

TOTAL \$.

NOTATE PUREL OF SEW JERSEY J., Pythere Let & Feb A 2008

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

SP

APR 0.3 2006 U.S.D.C. S.D. A

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

MICHELE SNOW, Individually and on)
Behalf of All Others Similarly Situated)
) Case No. 06-CV-669
Plaintiff,)
	CLASS ACTION COMPLAINT
V.)
DOUBLEDAY, A DIVISION OF	3
RANDOM HOUSE, INC.; BANTAM	ý
DOUBLEDAY DELL PUBLISHING	j.
GROUP; RANDOM HOUSE, INC.;)
ANCHOR BOOKS, A DIVISION OF	j
RANDOM HOUSE, INC.; JAMES FREY	JURY TRIAL DEMANDED
9800 10)
Defendants.)
201000	

WAIVER OF FORMAL SERVICE PURSUANT TO F.R.C.P. 4(d).

TO: Evan J. Smith, Esquire Two Bala Plaza, Suite 602 Bala Cynwyd, PA 19004

I acknowledge receipt of your request that I waive service of a summons in the above-captioned matter. I have also received a copy of the Complaint in the action, two copies of this instrument, and a means by which I can return this signed waiver without costs to me.

I agree to save the cost of service of a summons and an additional copy of the Complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all my defenses or objections to the lawsuit or to the jurisdiction or venue of the Court, except for objections based upon a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me if an answer or motion under Rule 12 is not served upon you and filed with the Court within sixty (60) days after the date this notice was sent (see typed date below).

Date: March 2, 2006

Signature of Defendant JAMES FREY or his attorney 2224 - Not Rerved 22224 - Nel Rerved 2420 - Served By Mail 2429 - Served By Publication SUMMONS

2121 - Net Servel 2121 - Net Servel 2121 - Served By Man 2421 - Served By Publication ALIAS - SUMMONS

Transport of the state of the s	AS - NUMMONS	(Rev.1/2/01) C	CG 0001
IN THE CDR. COUNTY DEVAR	CUIT COURT OF COOK CO	DUNTY, ILLINOIS DIVISION	
(None all months)		1	
(Name all parties)	40 N	No. 06 CH 02009;	
WRCIA VEDRAL, individually and o others eimilarly situated,		PLEASE SERVE:	
	Plaintiff	Doubleday & Company, Inc.	
v.		c/o Jacqueline Chasey, Est	9.
AMES FREY, DOUBLEDAY & COMPANY, NC. d/b/a ANCHOR BOOKS and RANDO	INC., ALFRED A. KNOPF, DM HOUSE, INC.,	Bertelsmann, Inc. 1540 Broadway New York, NY 10036	
	Defendents.	100,00	
	ALIAS SUMMONS		
To each describant:			
herete stinched, or otherwise file your ap the following location:	pearance, and pay the requir		s Court s
[3] Richard J. Daley Center, 50 V	V. Washington, Room 802	Chicago, Illinois 60602	
Cl District 2 - Skolde	C District 3 - Rolli	ng Mendows District 4 - M	sywood
5600 Old Orchard Rd.	2121 Enclid	1500 Maybro	
Shekie, IL 60077	Rolling Meadow	rs, IL 60068 Maywood, IL	60153
Q District 5 - Bridgeview	District 6 - Mar		
10220 S. 76th Ave, Bridgerlow, JL 60455	16501 S. Kedzic Markham, U. 6		85
You must the within 30 days after servic IF YOU PATL TO DO SO, A JUDGMEN REQUESTED IN THE COMPLAINT.	T BY DEFAULT MAY BE E	ng the day of service. NTERED AGAINST YOU FOR TH	E RELIE
To the officer:		a 4 g	
		" " Calledon	189
endpresented of service and ices, if any, he returned so endorsed. This summons	funnedlately after service.	erson to whom it was given for self service cannot be made, this sum 30 days after its date.	wice, wit
Atty. No.: 22873	WITH	The state of the s	2006
Name: Larry D. Druty, Ltd.		5 55 11 3 7 7 7 7	
Atty. for: Plaintiff	Mar.	a 8 "	
Address: 205 West Randolph, Suite	e 1430	Great Clerk of Court	
Chylaterzip: Chicago, II. 60606	Dateof	service: 2-15-00	
Telephone 312/346-7950	(To be l	nierted by utility on copy left with defen- or other person)	Ant
Service by Facsimile Transmission will be	secented at:	1550 20 C. T. C.	
	· · · · · · · · · · · · · · · · · · ·	de) (Pacsimile Telephone Namber)	
DOROTHY BROWN, CLER	K OF THE CIRCUIT COUR	TOF COOK COUNTY II I NOW	