

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

UNITED STATES DISTRICT COURT

Southern

District of

New York

American Civil Liberties Union, American Civil Liberties Union Foundation

SUMMONS IN A CIVIL ACTION

V.

Department of Defense, Central Intelligence Agency

CASE NUMBER:

07 CV 6097

TO: (Name and address of Defendant)

Department of Defense
1155 Defense Pentagon
Washington D.C.
20301

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

Melissa Goodman, American Civil Liberties Union, 125 Broad Street, 18th Floor, New York, NY, 10004

an answer to the complaint which is served on you with this summons, within 30 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.

J. MICHAEL McMAHON

JUN 28 2007

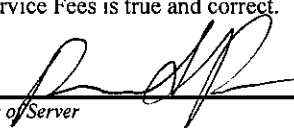
CLERK

DATE

(By) DEPUTY CLERK

[Handwritten signature]

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	6/28/2007
NAME OF SERVER <i>(PRINT)</i> Richard Rowe	TITLE Legal Assistant	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: <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. Name of person with whom the summons and complaint were left: <input type="checkbox"/> Returned unexecuted: <input checked="" type="checkbox"/> Other (specify): Served by overnight courier to defendant, Department of Defense		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>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 <u>6/28/2007</u> Date <u></u> Signature of Server</p> <p style="text-align: center; margin-top: 20px;"><u>125 Broad St., 18th Fl., New York, NY, 10004</u> Address of Server</p>		

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