

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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GUCCI AMERICA, INC.

Plaintiff,

-against-

FRONTLINE PROCESSING CORPORATION;
WOODFOREST NATIONAL BANK; DURANGO
MERCHANT SERVICES LLC d/b/a NATIONAL
BANKCARD SYSTEMS OF DURANGO; ABC
COMPANIES; and JOHN DOES,

Defendants.
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09 Civ. 6925 (HB)

**WAIVER OF SERVICE
OF SUMMONS**

TO: JENNIFER C. HALTER
Gibson, Dunn & Crutcher LLP
200 Park Avenue, 48th Floor
New York, NY 10166

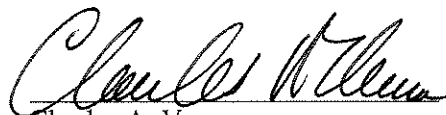
I acknowledge receipt of your request that Defendant Woodforest National Bank waive service of a summons in the action of *Gucci America, Inc. v. Frontline Processing Corp., et al.*, Docket No. 09 Civ. 6925, in the in the United States District Court for Southern District of New York. I have also received a copy of the complaint in the action, two copies of this Waiver of Service of Summons, and a means by which I can return the signed waiver to you without cost to me.

Defendant Woodforest National Bank agrees to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that it be served with judicial process in the manner provided by Rule 4.

Defendant Woodforest National Bank will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against Defendant Woodforest National Bank if an answer or motion under Rule 12 is not served upon Plaintiff within 60 days after August 7, 2009

10-5-09
Date



Charles A. Vernon
General Counsel & Senior Vice President
Woodforest National Bank
25231 Grogan's Mill Road, Suite 440
The Woodlands, Texas 77380