

UNITED STATES DISTRICT COURT

for the

Southern District of New York

10 CV 8435

EDITH SCHLAIN WINDSOR

Plaintiff

v.

THE UNITED STATES OF AMERICA

Defendant

Civil Action No.

SUMMONS IN A CIVIL ACTION

JUDGE JONES

To: (Defendant's name and address) The United States of America
c/o Præt Bharara, United States Attorney
U.S. Attorney's Office for the Southern District of New York
86 Chambers Street
New York, New York 10007

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:

Roberta A. Kaplan, Esq., Paul, Weiss, Rinkind, Wharton & Gordon LLP
1285 Avenue of the Americas, New York, NY 10019-6064

James D. Esseks, Esq., American Civil Liberties Union Foundation
125 Broad Street, New York, NY 10004-2400

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.

Date: 11/09/2010

Clerk of Court stamp for Ruby Krasick with signature and title: Ruby Krasick, Clerk of Court

3. I made such service by personally delivering true copies of the aforementioned documents to Calvin Coleman, Legal Technician, who stated that he was authorized to accept service on behalf of The United States of America at the above stated address.

4. I would describe Calvin Coleman as a African American male, 36 years of age, with black hair and brown eyes. He stood 6 feet tall and weighed approximately 150 lbs.


AUSTIN K. WILKINSON

Sworn to before me this
10th day of November, 2010.


Notary Public

ALEX SOUZA
Notary Public, State of New York
No. 01SO6199477
Qualified in New York County
Commission Expires January 12, 2013

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

EDITH SCHLAIN WINDSOR,

Plaintiff,

v.

THE UNITED STATES OF AMERICA,

Defendant.

10cv8435(BSJ)(JCF)

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

ALEX C. SOUZA, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed by Paul, Weiss, Rifkind, Wharton & Garrison LLP, 1285 Avenue of the Americas, New York, New York 10019.

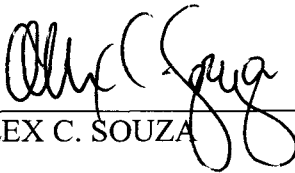
2. On November 9, 2010, I served true copies of the CIVIL COVER SHEET, SUMMONS IN A CIVIL ACTION, and COMPLAINT in this case, and copies of INDIVIDUAL PRACTICES OF JUDGE BARBARA S. JONES, INDIVIDUAL PRACTICES OF JUDGE FRANCIS and the ELECTRIC CASE FILING RULES & INSTRUCTIONS OF THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK on the following:

THE HONORABLE ERIC J. HOLDER, JR.
Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue N.W.
Washington, DC 20530-0009

DOUGLAS H. SHULMAN
Commissioner
Internal Revenue Service
1111 Constitution Avenue N.W
Washington, DC 20224-0002

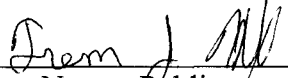
R.A. MITCHELL
Director of Campus Compliance Operations
Internal Revenue Service
Cincinnati, OH 45999-0021

3. I made such service by personally enclosing true copies of the aforementioned documents in properly addressed, prepaid wrappers and depositing them into an official depository under the exclusive custody and care of the United States Postal Service within the State of New York for delivery via certified U.S. mail.



ALEX C. SOUZA

Sworn to before me this
2nd day of November, 2010.



Notary Public

TREVOR J. HILL
Notary Public, State of New York
No. 01HI6181594
Qualified in Bronx County
Certificate Filed in New York County
Commission Expires Feb. 04, 2012