

# **EXHIBIT A**

## **PROOF OF SERVICE OF PROCESS**

UNITED STATES DISTRICT COURT

for the

Southern District of New York

Natural Resources Defense Council, Inc., et al.

Plaintiff

v.

United States Food and Drug Administration et al.

Defendant

Civil Action No.

11 CV 3562

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Bernadette Dunham, Director
Center for Veterinary Medicine
7519 Standish Place, Building MPN4, Room 176
Rockville, MD 20855

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:

Mitchell S. Bernard
Natural Resources Defense Council
40 West 20th Street
New York, NY 10011

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.

RUBY J. KRAJICK

CLERK OF COURT

Signature of Clerk or Deputy Clerk

Date: MAY 25 2011

Civil Action No. \_\_\_\_\_

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Defendant Bernadette Dunham, Director of Center for <sup>Veterinary</sup> Medicine  
was received by me on (date) 5-25-2011.

I personally served the summons on the individual at (place) \_\_\_\_\_  
on (date) \_\_\_\_\_ ; or

I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
, a person of suitable age and discretion who resides there,  
on (date) \_\_\_\_\_ , and mailed a copy to the individual's last known address; or

I served the summons on (name of individual) \_\_\_\_\_ , who is  
designated by law to accept service of process on behalf of (name of organization) \_\_\_\_\_  
on (date) \_\_\_\_\_ ; or

I returned the summons unexecuted because \_\_\_\_\_ ; or

Other (specify): I served the summons by certified mail on defendant Bernadette Dunham,  
Director of the Center for Veterinary Medicine, the U.S. Attorney General, and the Civil  
Process Clerk for the U.S. Attorney's Office for the S.D.N.Y.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 7-26-11

Lucia Roibal  
Server's signature

Lucia Roibal, Litigation Assistant  
Printed name and title

40 West 20th Street, 11th Floor  
New York, NY 10011  
Server's address

Additional information regarding attempted service, etc:

UNITED STATES DISTRICT COURT

for the

Southern District of New York

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Defendant

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SUMMONS IN A CIVIL ACTION

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7519 Standish Place, Building MPN4, Room 176
Rockville, MD 20855

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:

Mitchell S. Bernard
Natural Resources Defense Council
40 West 20th Street
New York, NY 10011

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.

RUBY J. KRAJICK

CLERK OF COURT

Signature of Clerk or Deputy Clerk

MAY 25 2011

Date:

Civil Action No. \_\_\_\_\_

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Defendant Center for Veterinary Medicine  
was received by me on (date) 5-23-11.

I personally served the summons on the individual at (place) \_\_\_\_\_  
on (date) \_\_\_\_\_ ; or

I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

I served the summons on (name of individual) \_\_\_\_\_, who is  
designated by law to accept service of process on behalf of (name of organization) \_\_\_\_\_  
on (date) \_\_\_\_\_ ; or

I returned the summons unexecuted because \_\_\_\_\_ ; or

Other (specify): I served the summons by certified mail on defendant Center for Veterinary  
Medicine, the U.S. Attorney General, and the Civil Process Clerk for the  
U.S. Attorney's Office for the S.D.N.Y.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 7-26-11

Lucia Roibal

Server's signature

Lucia Roibal, Litigation Assistant

Printed name and title

40 West 20th Street, 11th Floor  
New York, NY 10011

Server's address

Additional information regarding attempted service, etc:

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if **Restricted Delivery** is desired.
- Print your name and **address** on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Bernadette Dunham, Director  
Center for Veterinary Medicine  
7519 Standish Place, Building MPN4, Rm 176  
Rockville, MD 20855

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

- Agent  
 Addressee

B. Received by (Printed Name)

JUN 1 2011

Global Delivery

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

PSC Mail Facility  
Parklawn Bldg  
Rockville, MD 20857

3. Service Type

- Certified Mail     Express Mail  
 Registered         Return Receipt for Merchandise  
 Insured Mail        C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

2. Article Number  
(Transfer from service label)

7011 0110 0000 5613 4187

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Bernadette Dunham, Director  
Center for Veterinary Medicine  
7519 Standish Place, Building 17N4, Rm 17b  
Rockville, MD 20855

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

JUN 1 2011

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

PSC Mail Facility  
Parklawn Bldg  
Rockville, MD 20857

3. Service Type

- Certified Mail  Express Mail
- Registered  Return Receipt for Merchandise
- Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number  
(Transfer from service label)

7011 0110 0000 5613 4163