

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of New York

Capitol Records, LLC

Plaintiff

v.

ReDigi Inc.

Defendant

12 CIV 0095

JUDGE SULLIVAN

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) ReDigi Inc.
Cambridge Innovation Ctr., 14th Floor
1 Broadway
Cambridge, MA 02142

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: Cowan, Liebowitz & Latman, P.C. 1133 Avenue of the Americas New York, NY 10036

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

Date: JAN 0 6 2012

Signature of Clerk or Deputy Clerk

Civil Action No. 12-CIV-0095

**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)* ReDigi Inc.  
was received by me on *(date)* 01/06/2012

I personally served the summons on the individual at *(place)* John Ossenmacher, President, Cambridge  
Innovation Ctr., 14th fl., 1 Broadway, Cambridge, MA 02142 on *(date)* 01/06/2012 ; 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

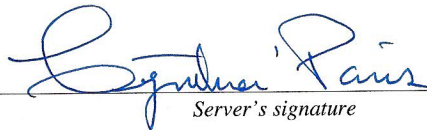
I returned the summons unexecuted because \_\_\_\_\_ ; or

Other *(specify)*:

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

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

Date: 01/07/2012

  
\_\_\_\_\_  
*Server's signature*

Cynthia Paris, Process Server  
\_\_\_\_\_  
*Printed name and title*

135 Vinal Street  
Revere, MA 02151  
\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc: