

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

## UNITED STATES DISTRICT COURT

MIDDLE

District of

NORTH CAROLINA

RYAN McFADYEN, MATTHEW WILSON, and  
BRECK ARCHER

V.

DUKE UNIVERSITY, ET AL.

## SUMMONS IN A CIVIL ACTION

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Linwood Wilson  
6910 Innesbrook Way  
Bahama, NC 27503-9700**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)ROBERT C. EKSTRAND  
EKSTRAND & EKSTRAND, LLP  
811 NINTH STREET, SUITE 260  
DURHAM, NC 27705

an answer to the complaint which is served on you with this summons, within 20 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.



John S. Brubaker  
Clerk

December 18, 2007  
Date

/s/ Abby McClain  
Deputy Clerk

RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	4/3/08
NAME OF SERVER (PRINT)	TITLE	Private Investigator
Steve Hale		
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <div style="margin-left: 40px;">6910 Insbrook Way Bahama, NC</div> <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. <div style="margin-left: 40px;">Name of person with whom the summons and complaint were left:</div> <input type="checkbox"/> Returned unexecuted:  <input type="checkbox"/> Other (specify):		
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>4/3/08</u> Date      <u>Steve Hale</u> Signature of Server</p> <p style="text-align: center;"><u>PO Box 2167</u> Address of Server Cary, NC 27512</p>		

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