

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

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**UNITED STATES DISTRICT COURT**
**MIDDLE**

District of

**NORTH CAROLINA**


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**RYAN McFADYEN, MATTHEW WILSON, and  
BRECK ARCHER**
**SUMMONS IN A CIVIL ACTION**

V.

**DUKE UNIVERSITY, ET AL.**

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Duke University  
c/o Pamela Bernard, as Registered Agent  
2400 Pratt Street, Suite 4000  
Durham, NC 27710

**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

<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	
NAME OF SERVER ( <i>PRINT</i> )	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served:  <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. Name of person with whom the summons and complaint were left:  <input type="checkbox"/> Returned unexecuted:  <input type="checkbox"/> Other (specify):		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL \$0.00
<b>DECLARATION OF SERVER</b>		
<p style="text-align: center;">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 _____  <span style="margin-left: 100px;">Date</span> <span style="margin-left: 200px;">Signature of Server</span></p> <p style="text-align: center;">_____                      Address of Server</p>		

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

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SUMMONS IN A CIVIL ACTION

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CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Duke University Police Department  
c/o Pamela Bernard, as Registered Agent  
2400 Pratt Street, Suite 4000  
Durham, NC 27710

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SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Aaron Graves, Associate Vice President for Campus Safety & security  
Duke University  
012 Allen Building  
Durham, NC 27710

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

ROBERT C. EKSTRAND  
EKSTRAND & EKSTRAND, LLP  
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SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Robert Dean, Director  
Duke University Police Department  
502 Oregon St  
Durham, NC 27705

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

ROBERT C. EKSTRAND  
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BRECK ARCHER

SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Leila Humphries, Asst. Police Chief  
Duke University Police Department  
502 Oregon St  
Durham, NC 27705

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

ROBERT C. EKSTRAND  
EKSTRAND & EKSTRAND, LLP  
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BRECK ARCHER

SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Phyllis Cooper, Major and PIO Commander  
Duke University Police Department  
502 Oregon St  
Durham, NC 27705

**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

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BRECK ARCHER

SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

William F. Garber, II, Medical Center Affairs Manager  
Duke University Police Department  
502 Oregon St  
Durham, NC 27705

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

ROBERT C. EKSTRAND  
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DURHAM, NC 27705

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Other (specify):

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL \$0.00
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BRECK ARCHER

SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

James Schwab, Major  
Duke University Police Department  
502 Oregon St  
Durham, NC 27705

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

ROBERT C. EKSTRAND  
EKSTRAND & EKSTRAND, LLP  
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SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Lt. Joseph Fleming, Supervisor of Investigations  
Duke University Police Department  
502 Oregon St  
Durham, NC 27705

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

ROBERT C. EKSTRAND  
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SUMMONS IN A CIVIL ACTION

V.  
DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Lt. Jeffrey Best, Commander of Control Division 'B' Squad  
Duke University Police Department  
502 Oregon St  
Durham, NC 27705

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

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SUMMONS IN A CIVIL ACTION

V.  
DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Gary Smith, First Sergeant & Investigator  
Duke University Police Department  
502 Oregon St  
Durham, NC 27705

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

ROBERT C. EKSTRAND  
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SUMMONS IN A CIVIL ACTION

V.  
DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Greg Stotsenberg, Jr., First Sergeant  
Duke University Police Department  
502 Oregon St  
Durham, NC 27705

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

ROBERT C. EKSTRAND  
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District of

NORTH CAROLINA

RYAN McFADYEN, MATTHEW WILSON, and  
BRECK ARCHER

SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Robert K. Steel  
71 Mayfair Lane  
Greenwich, CT 06831

**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

<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	
NAME OF SERVER ( <i>PRINT</i> )	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served:  <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. Name of person with whom the summons and complaint were left:  <input type="checkbox"/> Returned unexecuted:  <input type="checkbox"/> Other (specify):		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL \$0.00
<b>DECLARATION OF SERVER</b>		
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.		
Executed on _____ <div style="display: flex; justify-content: space-around; width: 100%;"> <span>Date</span> <span><i>Signature of Server</i></span> </div>  <div style="text-align: center;">                         _____  <i>Address of Server</i> </div>		

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

UNITED STATES DISTRICT COURT

MIDDLE

District of

NORTH CAROLINA

RYAN McFADYEN, MATTHEW WILSON, and  
BRECK ARCHER

SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Richard Brodhead, Ph.D., President  
Duke University  
207 Allen Bldg  
Durham, NC 27710

**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

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UNITED STATES DISTRICT COURT

MIDDLE

District of

NORTH CAROLINA

RYAN McFADYEN, MATTHEW WILSON, and  
BRECK ARCHER

SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Peter Lange, Ph.D.  
Office of the Provost  
Duke University  
220 Allen Building  
Durham, NC 27708

**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

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UNITED STATES DISTRICT COURT

MIDDLE

District of

NORTH CAROLINA

RYAN McFADYEN, MATTHEW WILSON, and  
BRECK ARCHER

SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Tallman Trask, III, Ph.D., Executive Vice President  
Duke University  
203 Allen Bldg  
Durham, NC 27708

**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

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UNITED STATES DISTRICT COURT

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NORTH CAROLINA

RYAN McFADYEN, MATTHEW WILSON, and  
BRECK ARCHER

SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

John Burness, Sr. Vice President for Public and Government Relations  
Duke University  
211 Allen Bldg  
Durham, NC 27708

**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

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NORTH CAROLINA

RYAN McFADYEN, MATTHEW WILSON, and  
BRECK ARCHER

SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Larry Moneta, Ed.D, Vice President  
Duke University  
102 Flowers Bldg  
Durham, NC 27708

**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

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BRECK ARCHER

SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Victor J. Dzau, M.D.  
Chancellor for Health Affairs and President and CEO of Duke University  
Medical Center  
Duke University  
106 Davison  
Durham, NC 27710

**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

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BRECK ARCHER

SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Kemel Dawkins, Vice President for Campus Safety & Security  
Duke University  
012 Allen Building  
Durham, NC 27710

**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

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BRECK ARCHER

SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Suzanne Waisolek, Assistant Vice President, Student Affairs  
Duke University  
102 Flowers  
Durham, NC 27708

**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

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SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Stephen Bryan, Associate Dean of Students and Director of Judicial  
Affairs  
Duke University  
107 West Union Bldg.  
Durham, NC 27708

**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

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SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Matthew Drummond, Director of Information Technology  
Auxiliary Services - Duke Card Office  
Duke University  
100 West Union Building  
Durham, NC 27708

**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

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SUMMONS IN A CIVIL ACTION

V.

DUKE UNIVERSITY, ET AL.

CASE NUMBER: 1:07-cv-953

TO: (Name and address of Defendant)

Duke University Health Systems, Inc.  
c/o Pamela Bernard, as Registered Agent  
2400 Pratt Street, Suite 4000  
Durham, NC 27710

**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

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NAME OF SERVER ( <i>PRINT</i> )	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served:  <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. Name of person with whom the summons and complaint were left:  <input type="checkbox"/> Returned unexecuted:  <input type="checkbox"/> Other (specify):		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL \$0.00
<b>DECLARATION OF SERVER</b>		
<p style="text-align: center;">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 _____ Date      _____ <i>Signature of Server</i></p> <p style="text-align: center;">_____ <i>Address of Server</i></p>		

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