

AO 440 (Rev. 02/09) - Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

District of Rhode Island

Transamerica Life Insurance Company

Plaintiff

v.

Patrick Garvey, et al.

Defendant

Civil Action No.

CA 09 - 471

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Edward Maggiacomo, Jr.
400 Reservoir Avenue
Cranston, RI

1000 Chapel View Blvd.
Cranston, RI

A lawsuit has been filed against you.

Within 20 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:

Brooks R. Magratten, Esq. #3585
Michael J. Daly, Esq. #6729
Pierce Atwood LLP
10 Weybosset Street, Suite 400
Providence, Rhode Island 02903
(401) 588-5113

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.

CLERK OF COURT

[Handwritten signature]

Signature of Clerk or Deputy Clerk

Date:

10/2/09

[Handwritten signature]

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) EDWARD MAGGIACOMO, JR.
was received by me on (date) 10/5/09.

I personally served the summons on the individual at (place) 1000 CHAPEL VIEW BLVD
CRAWFORD, RI on (date) 10/5/09; 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 \$ 42 for travel and \$ _____ for services, for a total of \$ 0.00.

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

Date: 10/5/09

Vincent P. Catamero
Server's signature

VINCENT P CATAMERO
RI CONSTABLE # 6023
Printed name and title

1408 ATWOOD AVE JEWELL, RI
Server's address

Additional information regarding attempted service, etc: