

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

UNITED STATES DISTRICT COURT

Middle

District of of Tennessee Nashville Division

Gibson Guitar Corporation

SUMMONS IN A CIVIL ACTION

V.

Wal-Mart Stores, Inc. Target Corporation,
Kmart Corporation, Sears, Roebuck & Co.,
Amazon.com, Inc., GameStop Corp.,
Toys-R-us, Inc., Harmonix Music Systems, Inc.,
MTV (a division of Viacom International, Inc.),
and Electronic Arts, Inc.,

CASE NUMBER: 3:08-0279

TO: (Name and address of Defendant)

MTV Networks
(a division of Viacom International, Inc.)
1515 Broadway
New York, NY 10036

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

Douglas R. Pierce
1100 Union Street Plaza
315 Union Street
Nashville, TN 37201

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.

APR - 4 2008

KEITH THROCKMORTON

CLERK

DATE

(By) DEPUTY CLERK

RETURN COPY

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE <i>April 7, 2008</i>
NAME OF SERVER (PRINT) <i>Hami Torres</i>	TITLE <i>process server</i>

Check one box below to indicate appropriate method of service

☐ Served personally upon the defendant. Place where served:

☐ 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:

☒ Returned unexecuted:

See attached

☐ Other (specify):

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
		\$0.00

DECLARATION OF SERVER

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 _____

Date

See attached.

Signature of Server

Address of Server

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

STROOCK STROOCK & LAVAN ESQS

ATTN:

US.DIST.MIDDLE TENNESSEE NASHVILLE DIV. COURT

COUNTY

GIBSON GUITAR CORPORATION

plaintiff

Index No. 3:08-0279

- against -

Date Filed

WAL-MART STORES, INC, ETAL

defendant

Office No. 001701-0900

Court Date: / /

STATE OF NEW YORK, COUNTY OF NEW YORK

:SS:

HARRY TORRES being duly sworn, deposes and says:

I am over 18 years of age, not a party to this action, and reside in the State of New York.

That on the 7th day of April, 2008

at 01:28 PM.,

at

1515 BROADWAY 35TH FL

NEW YORK, NY 10036

I served a true copy of the

SUMMONS AND COMPLAINT

upon **MTV NETWORKS (A DIVISION OF VIACOM INTERNATIONAL, INC.)**

the DEFENDANT therein named,

by delivering to, and leaving personally with

MADELINE LANZOT, HUMAN RESOURCES CLERK & MANAGING AGENT

a true copy of each thereof.

Deponent describes the person served as aforesaid to the best of deponent's ability at the time and circumstances of the aforesaid service as follows:

SEX: **FEMALE**

COLOR: **TAN**

HAIR: **BROWN**

APP. AGE: 50

APP. HT: 5:4

APP. WT: 140

OTHER IDENTIFYING FEATURES: **GLASSES**

Sworn to before me this

9th day of April, 2008tm

BRETT GOLUB

Notary Public, State of New York

No.01G06129491

Qualified in NASSAU

Commission Expires 06/27/2009

.....
HARRY TORRES 0915257

AETNA CENTRAL JUDICIAL SERVICES

225 BROADWAY, SUITE 1802

NEW YORK, NY, 10007

Reference No: 7SS&L121734