

06 APR -3 PM 1:25  
EASTERN-MARSHALL  
BY \_\_\_\_\_

# United States District Court

EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

## SUMMONS IN A CIVIL ACTION

DATA TREASURY CORPORATION

VS.

CIVIL ACTION NO. 2:06CV72 (DF)  
JURY DEMAND

WELLS FARGO & COMPANY ET AL

TO: Defendant, **First Tennessee Bank, National Association**, by serving its registered agent for service, C I. Corporation, 350 N. St. Paul Street, Dallas, Texas 75201

**YOU ARE HEREBY SUMMONED** and required to file with the Clerk of this Court and serve upon

PLAINTIFFS' ATTORNEY:

Edward L. von Hohn  
Nix, Patterson & Roach, LLP  
205 Linda Drive  
Daingerfield, Texas 75638  
903-645-7333

an answer to the complaint which is herewith served upon you, within **20** days after service of this summons upon 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.

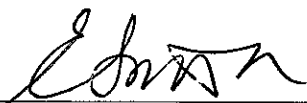
DAVID MALAND, CLERK

MAR 24 2006

Clerk

Date

By Deputy



AO 440 (Rev. 5/85) Summons in a Civil Action

**RETURN OF SERVICE**

|  |                           |
|--|---------------------------|
| Service of the Summons and Complaint was made by me <sup>1</sup> | DATE <u>3/27/06</u>       |
| NAME OF SERVER <u>Moni King</u>                                  | TITLE <u>Sr Paralegal</u> |

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: \_\_\_\_\_
- Other (specify): CM RKR 7003 1680 0007 3529 2438

**STATEMENT OF SERVICE FEES**

| TRAVEL | SERVICES | TOTAL |
|--------|----------|-------|
|        |          |       |

**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 3/27/06 Moni King  
 Date Signature of Server  
 MONI CELESTE KING  
 SR PARALEGAL  
 NIX PATTERSON & ROACH LLP  
 205 LINDA DRIVE  
 Address of Server DAINGERFIELD, TX 75638

U.S. Postal Service<sup>™</sup> *Just open*  
**CERTIFIED MAIL<sup>™</sup> RECEIPT** *Bank*  
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

|  |    |
|--|----|
| Postage  | \$ |
| Certified Fee                                  |    |
| Return Receipt Fee (Endorsement Required)      |    |
| Restricted Delivery Fee (Endorsement Required) |    |
| Total Postage & Fees                           | \$ |

**MK**

Postmark Here

Sent 7  
 Street or PO First Tennessee Bank, Nat Assn.  
 City, C T Corporation  
350 N. St Paul Street  
Dallas TX 75201

PS Form

Yes

Instructions

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

First Tennessee Bank, Nat Assn.  
 C T Corporation  
 350 N. St Paul Street  
 Dallas TX 75201

**COMPLETE THIS SECTION OF**

A. Signature X

B. Received by (Printed Name) MAR 27 2006

C. CORPORATION

D. Is delivery address different from return address? If YES, enter delivery address: \_\_\_\_\_

3. Service Type
- Certified Mail
  - Registered
  - Insured Mail
  - Express
  - Return
  - C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number (Transfer from service label) 7003 1680 0007 3529 2438