

United States District Court

06 APR -3 PM 1:26

EASTERN DISTRICT OF TEXAS
MARSHALL

EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

BY _____

SUMMONS IN A CIVIL ACTION

DATA TREASURY CORPORATION

VS.

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

WELLS FARGO & COMPANY ET AL

TO: Defendant, **Cullen/Frost Bankers, Inc.**, by serving its registered agent for service, Stan McCormick, 100 W. Houston Street, San Antonio, Texas 78205

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

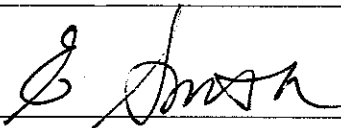
DAVID MALAND, CLERK

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 me¹

DATE 3/27/06

NAME OF SERVER
MONI KING, SR. PARALEGAL

TITLE
-

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 RRR 7003 1680 0007 3529 2407

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 3/29/06
Date

Moni King
Signature of Server

205 LINDA DRIVE, DAINGERFIELD TX 75238
Address of Server

SENDER: COMPLETE THIS SECTION

1. Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
2. 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. Addressee to:

Cullen/Frost Bankers, Inc
Stan McCormick
100 W. Houston Street
San Antonio TX 78205

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Moni King Agent Addressee

B. Received by (Printed Name)
TONY GARZA

C. Date of Delivery
3-27-06

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below: _____

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

Service™ Cullen/Frost
MAIL™ RECEIPT
No Insurance Coverage Provided

on visit our website at www.usps.com
OFFICIAL USE

MK
Postmark Here

Cullen/Frost Bankers, Inc.
Stan McCormick
100 W. Houston Street
San Antonio TX 78205

2. Article Number
(Transfer from service label) 7003 1680 0007 3529 2407