

# United States District Court

EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

05 APR -3 PM 1:26  
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, **Bank of Tokyo-Mitsubishi UFJ, Ltd.**, by serving its registered agent for service, Masato Miyachi, 1100 Louisiana Street, Ste. 2800, Houston, Texas 77002

**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): CARR 7003 1680 0007 3529 2872

**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 MONI KING  
 Date Signature of Server  
 MONI CELESTE KING  
 SR. PARALEGAL  
 NIX PATTERSON & ROACH LLP  
 205 LINDA DRIVE  
 DALLAS, TEXAS 75638



**SENDER: COMPLETE THIS SECTION**

1. Article Addressed to:  
 Bank of Tokyo-Mitsubishi UFJ, Ltd  
 Masato Miyachi  
 1100 Louisiana Street, Ste 2800  
 Houston TX 77002

**COMPLETE THIS SECTION ON DELIVERY**

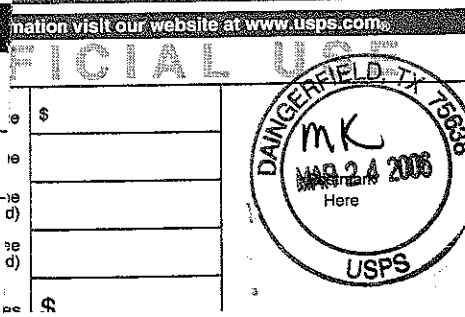
A. Signature  [Signature]  Agent  Addressee

B. Received by (Printed Name) VUKO KOENIG C. Date of Delivery

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



Tokyo-Mitsubishi UFJ, Ltd.  
 Miyachi  
 Louisiana Street, Ste. 2800  
 TX 77002

Article Number (Transfer from service label) 7003 1680 0007 3529 2872