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United States District Court

EASTERN DISTRICT OF TEXAS
MARSHALL

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, **Comerica Bank & Trust, National Association**, by serving its registered agent for service, Chairman and Chief Executive Officer, Ralph W. Babb, Jr., Comerica Tower at Detroit Center, 500 Woodward Avenue, Detroit, Michigan 48226

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

PLAINTIFFS' ATTORNEY:

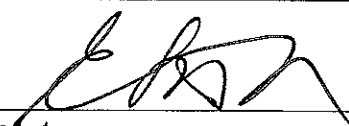
Edward L. von Hohn
Nix, Patterson & Roach, LLP
205 Linda Drive
Daingerfield, Texas 75638
903-645-7333

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

Clerk

By Deputy



Date

MAR 24 2006

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

RETURN OF SERVICE

Service of the Summons and Complaint was made by me ¹	DATE 3-27-06
NAME OF SERVER Moni Hing	TITLE Sr. Paralegal

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 2926**

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 **4-10-06** *Moni Hing*
Date Signature of Server

Address of Server

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:

Comerica Bank & Trust, Nat Assn.
Ralph W. Babb, Jr.
Comerica Tower at Detroit Center
500 Woodward Ave
Detroit MI 48226

2. Article Number

(Transfer from service label)

7003 1680 0007 3529 2926

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 B. M. Hing Addressee

B. Received by (Printed Name) _____

C. Date of Delivery **3/27/06**

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

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

4. Restricted Delivery? (Extra Fee) Yes

Service™ *Comerica Bank*
D MAIL™ RECEIPT
 Only, No Insurance Coverage Provided

For more information, visit our website at www.usps.com

PROFICIAL USE

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a Bank & Trust, Nat Assn
 Babb, Jr.
 a Tower at Detroit Center
 Woodward Ave
 MI 48226

Instructions

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