

U.S. DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
06 APR -3 PM 1:25  
CLERK OF COURT  
MARSHALL

# United States District Court

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, **Union Bank of California, National Association**, by serving its registered agent for service, President and Chief Executive Officer, Takashi Morimura, 400 California Street, San Francisco, California 94104

**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>Mon. 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): \_\_\_\_\_

**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 3/31/06 Mon. King  
Date Signature  
 Signature of Server  
 SR PARALEGAL  
 NIX PATTERSON & ROACH LLP  
 205 LINDA DRIVE  
 DALLAS, TX 75638

**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:  
 Union Bank of California, Nat. Assn  
 Takashi Morimura  
 400 California Street  
 San Francisco CA 94104

2. Article Number  
(Transfer from service label)  
 7003 1680 0007 3529 2865

**COMPLETE THIS SECTION ON DELIVERY**

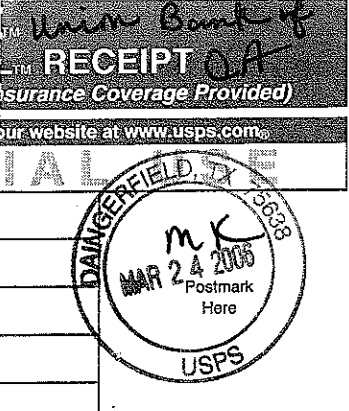
A. Signature  Signature  Agent  
 Addressee  Addressee

B. Received by (Printed Name) Mon. King 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  No



Union Bank of California, Nat Assn  
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