

AO 440 (Rev 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of Texas

FILED-CLERK
U.S. DISTRICT COURT
2010 JUL -6 PM 1:08
EASTERN MARSHALL

GOOSEBERRY NATURAL RESOURCES, LLC

Plaintiff

v.

CONDESA, INC., ET AL.

Defendant

BY _____

Civil Action No. 2:10-cv-210

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Mass Media Distribution, LLC
by way of its registered agent for service:
American Incorporators, Ltd
1220 N. Market Street
Suite 808
Wilmington DE 19801

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Melissa R. Smith
Gillam & Smith, L.L.P.
303 South Washington Avenue
Marshall, Texas 75670
(903) 934-8450

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 6/24/10



CLERK OF COURT

David Malone

Signature of Clerk or Deputy Clerk

Civil Action No. 2:10-cv-210

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title if any) MASS MEDIA DISTRIBUTION, LLC was received by me on (date) 6/24/2010

I personally served the summons on the individual at (place) on (date) ; or

I left the summons at the individual's residence or usual place of abode with (name), a person of suitable age and discretion who resides there, on (date), and mailed a copy to the individual's last known address; or

I served the summons on (name of individual), who is designated by law to accept service of process on behalf of (name of organization) on (date) ; or

I returned the summons unexecuted because address shown U.S. Postal Service could not deliver to ; or Other (specify):

My fees are \$ for travel and \$ for services, for a total of \$ 0.00

I declare under penalty of perjury that this information is true.

Date: 7/6/2010

Johnnie D. Rush Server's signature
JOHNNIE D. RUSH LEGAL ASSISTANT Printed name and title

303 SOUTH WASHINGTON AVENUE Server's address
MARSHALL, TX 75670

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only. No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com OFFICIAL USE

Table with 2 columns: Fee Type (Postage, Certified Fee, Return Receipt Fee, Restricted Delivery Fee, Total Postage & Fees) and Amount (\$). Includes a handwritten note: (MASS MEDIA DISTRIBUTION)

Sent To AMERICAN INCORPORATORS LTD
Street, Apt. No.; or PO Box No. 1220 N. MARKET STR. SUITE 808
City, State, ZIP+4 WILMINGTON DE 19801

7009 0080 0007 9348 3532

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:

MASS MEDIA

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Agent

Addressee

B. Received by (*Printed Name*)

C. Date of Delivery

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

Service Type

Certified Mail

Express Mail

Registered

Return Receipt for Merchandise

Insured Mail

C.O.D.

4. Restricted Delivery? (*Extra Fee*)

Yes

2. Tracking Number

(*Transfer from service label*)

7009 0080 0001 9348 3532