

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 12 PM 12:37
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) Condesa, Inc.
by way of its registered agent for service:
Merrick E. Lozano
333 H Street
Suite 5008
Chula Vista, CA 91910

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) CONDESA, INC. 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 U.S. POSTAL SERVICE COULD NOT DELIVER TO ADDRESS SHOWN 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: 7/12/2010 Johnnie D. Reed

7009 0080 0001 9348 3549

U.S. Postal Service CERTIFIED MAIL OFF SENDER: COMPLETE THIS SECTION COMPLETE THIS SECTION ON DELIVERY ASISTANT