

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

UNITED STATES DISTRICT COURT

for the

Eastern District of Texas

DR PEPPER/SEVEN UP, INC.

Plaintiff

v.

DR PEPPER BOTTLING COMPANY OF DUBLIN, TEXAS

Defendant

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) DR PEPPER BOTTLING COMPANY OF DUBLIN, TEXAS
REGISTERED AGENT: JIM MULLOY
221 SOUTH PATRICK
DUBLIN, TEXAS 76446

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:

VAN H. BECKWITH
BAKER BOTTS, L.L.P.
2001 ROSS AVENUE, SUITE 600
DALLAS, TEXAS 75201

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.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk