

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Eastern

District of

FILED-CLERK  
U.S. DISTRICT COURT  
2009 OCT 20 PM 2:39  
Texas  
EASTERN-MARSHALL

Eolas Technologies Inc.

BY  
**SUMMONS IN A CIVIL ACTION**

V

Adobe Systems, Inc., et al

CASE NUMBER: 6:09-cv-446

TO: (Name and address of Defendant)

Office Depot, Inc.  
By and through its Registered Agent for Service:  
Corporate Creations Network Inc.  
4265 San Felipe Street, Suite 1100  
Houston, Texas 77027-2998

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Mike McKool  
McKool Smith, PC  
300 Crescent Court, Suite 1500  
Dallas, TX 75201  
(214) 978-4000

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on 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. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service

*David Maloney*



10/6/09

CLERK OF COURT

DATE

MLL

RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	10-08-2009
NAME OF SERVER (PRINT)	TITLE	
WAYNE SULLIVAN	Civil Process Server	
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: 4265 San Felipe St. Ste 1100 Houston, TX 77027		
<input type="checkbox"/> 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:		
<input type="checkbox"/> Returned unexecuted:		
<input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
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	<u>10-8-09</u> Date	<u>Wayne Sullivan</u> Signature of Server 777 Dunlavy St. #1106 Houston, TX 77019 Address of Server

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