

AO-WAWD 440 (Rev. 03/10) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Washington

Microsoft Corporation

Plaintiff

v.

Motorola Mobility, Inc.

Defendant

Civil Action No. 2:10-cv-1577-RSM

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Motorola Mobility, Inc.
600 North U.S. Highway 45
Libertyville, Illinois 60048

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:

David E. Killough
Microsoft Corporation
One Microsoft Way
Redmond, Washington 98052

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: 10/07/2010



UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
CASE NO. 2:10-CV-1577-RSM
AFFIDAVIT OF SPECIAL PROCESS SERVER

Michael Fahey, being first duly sworn on oath deposes and says that he served process in the above mentioned cause.

That he served the within:

- Summons & Complaint
- Citation to Discover Assets
- Rule to Show Cause
- Subpoena
- Other:

1. By leaving a copy with the named party, ----- personally on -----.

2. On the within named party, -----, by leaving a copy with -----, -----, who states that they are a member of the household on -----, and informed that person of the contents thereof, and that further he mailed a copy of same in a sealed envelope with postage prepaid addressed to the party on -----.

3. On the within party, ----- by leaving a copy with -----, on -----, and informed that person of the contents thereof.

4. That the sex, race and approximate age of the person with whom he left the documents were as follows:

SEX: -----

RACE: -----

APPROXIMATE AGE: -----

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5. That the place where and the time of day when the documents were served were as follows:

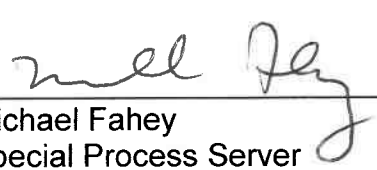
PLACE: -----

TIME OF DAY: -----

6. That he was unable to serve the within named party **Motorola Mobility, Inc.** located at **600 North U.S. Highway 45, Libertyville, IL 60048** for the reason: **Attempted service on 10/8/10 @ 2:25pm and per security and front desk employee (Female, African American, 30) all legal documents must be served at their corporate headquarters located in Schaumburg, IL. Therefore, I was unable to locate the subject and effect service.**

Signed and Sworn to before me
This 12th day of October 2010.




Michael Fahey
Special Process Server
IT'S YOUR SERVE, INC.
Private Detective No. 117-000885

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
CASE NO. 2:10-CV-1577-RSM
AFFIDAVIT OF SPECIAL PROCESS SERVER

Michael Fahey, being first duly sworn on oath deposes and says that he served process in the above mentioned cause.

That he served the within:

- Summons & Complaint
- Citation to Discover Assets
- Rule to Show Cause
- Subpoena
- Other: **Summons in a Civil Action; Amended**

Complaint For Patent Infringement

1. By leaving a copy with the named party, ----- personally on -----.

2. On the within named party, -----, by leaving a copy with -----, -----, who states that they are a member of the household on -----, and informed that person of the contents thereof, and that further he mailed a copy of same in a sealed envelope with postage prepaid addressed to the party on -----.

3. On the within party, **Motorola Mobility, Inc.** by leaving a copy with **Diane Lesner, Executive Administrator and Authorized Person**, on **October 8, 2010**, and informed that person of the contents thereof.

4. That the sex, race and approximate age of the person with whom he left the documents were as follows:


SEX: **Female** RACE: **Caucasian** APPROXIMATE AGE: **50**

5. That the place where and the time of day when the documents were served were as follows:

PLACE: **1303 Algonquin Rd., Schaumburg, IL 60196**
TIME OF DAY: **3:32 PM**

6. That he was unable to serve the within named party ----- located at ----- for the reason: -----

Signed and Sworn to before me
This **12th** day of **October 2010**.



Michael Fahey
Special Process Server
IT'S YOUR SERVE, INC.
Private Detective No. 117-000885

