

SUMMONS

CIRCUIT COURT OF MONONGALIA COUNTY, WEST VIRGINIA

WEST VIRGINIA UNIVERSITY  
BOARD OF GOVERNORS for and on  
behalf of WEST VIRGINIA UNIVERSITY,

Plaintiff,

v.

Civil Action No.: 07-C-851

RICHARD RODRIGUEZ,

Defendant.

To the above-named Defendant: **Richard Rodriguez**  
**3960 Eastlake Dr.**  
**Morgantown, WV 26508**

IN THE NAME OF THE STATE OF WEST VIRGINIA, you are hereby summoned and required to serve upon Flaherty, Sensabaugh & Bonasso, PLLC, counsel for West Virginia University Board of Governors for and on behalf of West Virginia University, whose address is P.O. Box 3843, Charleston, WV 25338, an Answer, including any related counterclaim you may have, to the complaint filed against you in the above styled civil action, a true copy of which is herewith delivered to you. You are required to serve your answer within twenty (20) days after service of this summons upon 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 and you shall thereafter be barred from asserting in another action any counterclaim or defense not asserted by counterclaim in the above styled civil action. Admission, Interrogatories, and Requests for Production are due on or before the date of service upon you.

Dated: December 27, 2007  
Thomas V. Flaherty (WV Bar No. 1213)  
Jeffrey M. Wakefield (WV Bar No. 3894)  
Jaclyn A. Bryk (WV Bar No. 9969)  
Flaherty, Sensabaugh & Bonasso, PLLC  
Post Office Box 3843  
Charleston, West Virginia 25338-3843  
*Attorneys for Plaintiff*

7160 3901 9845 2353 9593

TO: RICHARD RODRIGUEZ  
3960 Eastlake Drive  
Morgantown WV 26508

SENDER: CAG

REFERENCE: 07-C-851 Summons/Complaint

By: *[Signature]*

PS Form 3800, January 2005

RETURN RECEIPT SERVICE	Postage	.41
	Certified Fee	2.65
	Return Receipt Fee	2.15
	Restricted Delivery	4.10
	Total Postage & Fees	9.31

US Postal Service  
**Receipt for Certified Mail**  
No Insurance Coverage Provided  
Do Not Use for International Mail

POSTMARK OR DATE

STATE OF WEST VIRGINIA, COUNTY OF MONONGALIA TO-WIT

07-C-838

I executed the within Summons in my bailiwick by delivering a true copy thereof to the within name Rickard Rodriguez

PERSONAL SERVICE

Being unable to make Personal Service, a copy was delivered in the following manner:

- Delivered to \_\_\_\_\_ of said corporation, in person and he/she then being a resident of said County and State.
- Delivered to family member (not temporary sojourner or guest) age 16 or older at usual place of abode of \_\_\_\_\_ named above after giving information of its purport. List name, age of recipient, and relation of recipient to party named above.
- Posted on front door or such other door as appears to be the main entrance of usual place of abode, address \_\_\_\_\_ above (other authorized recipient not found).
- NOT FOUND

Given under my hand this 29 day of Dec, 2007

**Joseph C. Bartolo** Sheriff of Monongalia County, West Virginia

By Debi Rose  
N.B. 12/28/07 9:00AM (BR)

Process Server or Deputy for Joseph C. Bartolo, Sheriff  
N.B. 12/09/07 3:50 - LEFT NOTICE (BR)

F 10

JAN - 3 2008

JEAN FRIEND  
CIRCUIT CLERK