

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

# UNITED STATES DISTRICT COURT

for the

Western District of Wisconsin

APPLE INC.

*Plaintiff*

v.

MOTOROLA, INC. and  
MOTOROLA MOBILITY, INC.

*Defendant*

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)  
)  
)  
)  
)  
)

Civil Action No. 10-CV-661

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* MOTOROLA MOBILITY, INC.  
c/o CT Corporation System  
8040 Excelsior Drive, Suite 200  
Madison, WI 53717

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:

James D. Peterson  
Godfrey & Kahn, S.C.  
One East Main Street, Suite 500  
Madison, WI 53701-2719

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

L. Jensen, Deputy Clerk

*Signature of Clerk or Deputy Clerk*

Date: 11/1/2010

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**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)* Motorola Mobility, Inc  
was received by me on *(date)* 11/2/10.

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)* Tammy Horn, who is  
designated by law to accept service of process on behalf of *(name of organization)* Motorola  
Mobility, Inc on *(date)* 11/2/10 @ 1:55pm; or

I returned the summons unexecuted because \_\_\_\_\_ ; or

Other *(specify):* See attached list of documents served.

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: 11/2/10

Katrina K Grosse  
*Server's signature*

Katrina K Grosse  
*Printed name and title*  
DANE COUNTY LEGAL NOTICE, LLC  
6041 Monona Drive  
Suite 105  
Madison, WI 53716  
*Server's address*

Additional information regarding attempted service, etc:

Attachment to Proof of Service

Apple, Inc. v. Motorola, Inc. and Motorola Mobility, Inc.  
USDC WD Case No. 10-CV-661

1. Summons and Complaint,
2. Report of Filing Patent/Trademark action,
3. Civil Coversheet,
4. Disclosure of Corporate Affiliations and Financial Interest,
5. United States District Court Western District of Wisconsin Briefing Guidelines,
6. Disclosure of Corporate Affiliations and Financial Interest – blank,
7. Order Regarding Assignment of Civil Cases,
8. Notice of Assignment to Magistrate Judge and Consent/Request for Reassignment - blank,
9. The Honorable Stephen L. Crocker's Order Governing filing of dispositive motions, and
10. Report on Filing of Patent or Trademark, copy provided to US Patent and Trademark office.