

AO 440 (Rev. 04/08) Civil Summons

UNITED STATES DISTRICT COURT

for the

Western District of Tennessee

John Stephen Farmer )
Plaintiff )
v. )
National Transportation Safety )
Board, et al. )
Defendant )

Civil Action No. 08-2051-SHM/dkv

Summons in a Civil Action

To: (Defendant's name and address)

U.S. Department of Transportation
1200 New Jersey Ave, SE
Washington, DC 20590

A lawsuit has been filed against you.

Within \_\_\_ days after service of this summons on you (not counting the day you received it), 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's attorney, whose name and address are:

John Stephen Farmer
3537 Deerwood Ave
Memphis, TN 38111

If you fail to do so, 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.

THOMAS M. GOULD

Name of clerk of court

Date: 8-11-08

S. J. DAVALS

Deputy clerk's signature

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)

**Proof of Service**

I declare under penalty of perjury that I served the summons and complaint in this case on \_\_\_\_\_, by:

- (1) personally delivering a copy of each to the individual at this place, \_\_\_\_\_; or
- (2) leaving a copy of each at the individual's dwelling or usual place of abode with \_\_\_\_\_ who resides there and is of suitable age and discretion; or
- (3) delivering a copy of each to an agent authorized by appointment or by law to receive it whose name is \_\_\_\_\_; or
- (4) returning the summons unexecuted to the court clerk on \_\_\_\_\_; or
- (5) other (specify) \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00

Date: \_\_\_\_\_

\_\_\_\_\_  
Server's signature

<p><b>SENDER: COMPLETE</b></p> <ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul> <p>1. Article Addressed to:  <i>Kathy Ray</i>  <i>Departmental FOIA Officer</i>  <i>Department of Transportation</i>  <i>Office of General Counsel (C-12)</i>  <i>1200 New Jersey Ave, SE #</i>  <i>Washington DC 20590</i></p> <p>2. Article Number                  (Transfer from service label) <i>7007 3020 0002 4703 7279</i></p>	<p><b>ADDRESSEE: COMPLETE</b></p> <p>A. Signature  <i>Darlene A. Walker</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>Received by (Printed Name) <i>Darlene Walker</i> C. Date of Delivery <i>9-12-08</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes                  If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
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