

AO 440 (Rev. 04/08) Civil Summons

FILED

# UNITED STATES DISTRICT COURT

for the

Eastern District of Virginia

2009 DEC 31 P 12:33

CLERK OF COURT  
ALEXANDRIA, VIRGINIA

MLR, LLC

Plaintiff

v.

ZTE Corporation and ZTE (USA), Inc.

Defendant

Civil Action No. 1:09cv1023 LMB/TCB

First Amended Complaint  
Summons in a Civil Action

To: *(Defendant's name and address)*

ZTE Corporation  
607 Herndon Parkway, Suite 101  
Herndon, VA 20170

A lawsuit has been filed against you.

Within 21 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:

Virginia W. Hoptman  
Womble Carlyle Sandridge & Rice, PLLC  
8065 Leesburg Pike, 4th Floor  
Vienna, VA 22182

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.

**Fernando Galindo, Clerk**

Date: December 28, 2009

Name of clerk of court

Deanna C. Crotchell

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).)*

AO 440 (Rev. 04/08) Civil Summons (Page 2)

**Proof of Service**

I declare under penalty of perjury that I served the summons and complaint in this case on 12-29-09 @ 11:35 am, 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


(X) delivering a copy of each to an agent authorized by appointment or by law to receive it whose name is Zh'Gang Wen, Tech Engineer; or

(4) returning the summons unexecuted to the court clerk on \_\_\_\_\_; or

(5) other (specify) Service was completed at 607 Herndon Parkway, Suite 101, Herndon, VA  
20170

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

Date: 12-29-09



Server's signature

Thomas Parks, Private Process Server

Printed name and title

**Capitol Process Services, Inc.**

1827 18th Street, NW  
Washington, DC 20009  
(202) 667-0050

Server's address