

AO 440 (Rev. 04/08) Civil Summons

FILED

UNITED STATES DISTRICT COURT

for the

Eastern District of Virginia

2009 SEP 25 A 11:44

SPH America, LLC

Plaintiff

v.

Acer, Inc. et al.

Defendant

CLERK US DISTRICT COURT
ALEXANDRIA, VIRGINIA

Civil Action No. 1:09-CV-740 LMB/JFA

Amended Complaint Summons in a Civil Action

To: (Defendant's name and address)

Registered Agent for
Lenovo (United States) Inc.

SERVE: The Corporation Trust Company
Corporation Trust Center
1209 Orange Street
Wilmington, DE 19801

A lawsuit has been filed against you.

Within 20 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:

K. Kevin Mun
1919 Gallows Rd., Suite 330
Vienna, VA 22182
Telephone No.: (703) 496-5000
Email: kevin.mun@echelaw.com

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.

Date:

SEPTEMBER 10, 2009

Fernando Galindo, Clerk

Name of clerk of court

Pauline A. Miller

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).)

Affidavit of Process Server

United States District Court For The Eastern District of Virginia
(Name of Court)

SPH America, LLC vs Acer, Inc. et al. 1:09-CV-740 LMB/JFA
Plaintiff/Petitioner Defendant/Respondent Case Number

I James Jernigan being duly sworn, depose and say: that I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to perform said service.

Service: I served Registered Agent For Lenova (United States) Inc.
(Name of Person / Entity being served)

With (list documents) Attached Summons, Original Complaint, and Amended Complaint
by leaving with Scott LaScala / CT Corporation AT
Name Relationship
Manager

My Residence _____
Address City/State

X Business 1209 Orange Street, Wilmington, DE 19801
Address City/State

On September 15, 2009 10:05 AM
Date Time

Thereafter copies of the documents were mailed by prepaid, first class mail on _____
Date

From _____
City State Zip

Manner of Service:

- X ☒ Personal: By personally delivering copies to the person being served.
☐ Substituted at Residence: By leaving copies at the dwelling house or usual place of abode of the person being served with a member of the household over the age of _____ and explaining the general nature of the papers.
☐ Substituted at Business: By leaving, during office hours, copies at the office of the person/entity being served with the person apparently in charge thereof.
☐ Posting: By posting copies in a conspicuous manner to the front door of the person/entity being served.

Non-Service: After due search, careful inquiry and diligent attempts at the address (es) listed above, I have been unable to effect process upon the person/entity being served because of the following reason(s):

☐ Unknown address ☐ Moved, Left no Forwarding ☐ Service cancelled by Litigant ☐ Unable to serve in Timely Fashion
☐ Address Does Not Exist ☐ Other _____

Service Attempts: Service was attempted on: (1) 9-15-09 10:05 AM (2) _____
Date Time Date Time
(3) _____ (4) _____ (5) _____
Date Time Date Time Date Time

Description: Age _____ Sex _____ Race _____ Height _____ Weight _____ Hair _____ Beard _____ Glasses _____

SUBSCRIBED AND SWORN to before me this 15th day of September, 2009.

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Amanda K. Galloway, Notary Public
West Grove Boro, Chester County
My Commission Expires Dec. 28, 2011
Member, Pennsylvania Association of Notaries

[Signature]
Signature of Process Server
Amanda K. Galloway
Signature of Notary Public
Notary Public for the State of Pennsylvania
Chester County
(USPS Affidavit of Service 5/07)