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

## UNITED STATES DISTRICT COURT for the Eastern District of Texas SIPCO, LLC and IP CO. LLC (d/b/a INTUS IQ) Plaintiff Civil Action No. 6:15-cv-907 ν. EMERSON ELECTRIC CO., FISHER-ROSEMOUNT SYSTEMS, INC. and ROSEMOUNT, INC. Defendant

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Emerson Electric Co.

c/o CT Corp System, Registered Agent 1999 Bryan St., Ste. 900 Dallas, Texas 75201-3136

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:

Paul J. Cronin

Nutter, McClennen & Fish, LLP 155 Seaport Boulevard Boston, MA 02210-2604 Telephone: (617) 439-2000

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.

10/19/15 Date:



CLERK OF COURT

Signature of Clerk or Deputy Clerk



AO 440 (Rev. 02/09) Summons in a Civil Action (Page 2)

Civil Action No. 6:15-cv-907

## PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4(1))

|        | This summons for (nam  | e of individual and title, if any)                         | Emerson Electric Co.             |          |  |
|--------|--|--|----------------------------------|----------|--|
| was re | eceived by me on (date)  | 11/30/2015   | •                                |          |  |
|        | ☐ I personally served to   | 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 summor  | 1  | Marie Garcia, process specialist | , who is |  |
|        | designated by law to accept service of process on behalf of (name of organization) CT Corporation System |  |                                  |          |  |
|        | Registered Agent for Emerson Electric Co. on (date) 11/30/2015; or                                       |  |                                  |          |  |
|        | ☐ I returned the summons unexecuted because ; or   |  |                                  |          |  |
|        | ☐ Other (specify):   |  |                                  |          |  |
| ř      |  |  |                                  |          |  |
|        | 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:  | 12/02/2015   |  | 14/                              |          |  |
|        | Server's signature   |  |                                  |          |  |
|        | Gary Sherman, process server SCH 1117 Exp. 08/31/17 Printed name and title                               |  |                                  |          |  |
|        | 1910 Pacific Ave., Suite 15650, Dallas, Texas 75201  |  |                                  |          |  |
|        |  |  | Server's address                 |          |  |

Additional information regarding attempted service, etc:

Service Location: 1999 Bryan Street, Suite 900, Dallas, Texas 75201.

