

<b>ATTORNEY OR PARTY WITHOUT ATTORNEY (name and Address)</b> Michael A. Kelly (State Bar #71460) Matthew D. Davis (State Bar #141986) Khaldoun A. Baghdadi (State Bar #190111) <b>WALKUP, MELODIA, KELLY &amp; SCHOENBERGER</b> 650 California Street, 26 <sup>th</sup> Floor San Francisco, CA 94108 Telephone No.: (415) 981-7210 <b>ATTORNEY(S) FOR (Name): PLAINTIFF MAXSOUND CORPORATION</b>		<b>FOR COURT USE ONLY</b>
<b>UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA</b> STREET ADDRESS: 450 GOLDEN GATE AVENUE MAILING ADDRESS: CITY AND ZIP CODE: SAN FRANCISCO, CA 94102 BRANCH NAME:		
<b>PLAINTIFF/PETITIONER: MAX SOUND CORPORATION and VEDANTI SYSTEMS LIMITED,</b>  <b>DEFENDANT/RESPONDENT: GOOGLE, INC., YOUTUBE, LLC, and ON2 TECHNOLOGIES, INC.,</b>		<b>CASE NUMBER:</b> <b>3:14-cv-04412-JCS</b>
<b>PROOF OF SERVICE OF SUMMONS</b>		<b>Ref. No. or File No.:</b> <b>3268603</b>
<b>DATE:</b>	<b>TIME:</b>	<b>DEPT:</b>

*(Separate proof of service is required for each party served.)*

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of :
  - a.  summons
  - b.  complaint
  - c.  Alternative Dispute Resolution (ADR) package
  - d.  Civil Case Cover Sheet *(served in complex cases only)*
  - e.  cross-complaint
  - f.  other *(specify documents): PLAINTIFF MAX SOUND CORPORATION'S RULE 7.1 DISCLOSURE STATEMENT; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; CIVIL STANDING ORDERS FOR MAGISTRATE JUDGE JOSEPH C. SPERO; REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK*
3. a. Party served: *(specify name of party as shown on documents served):* YOUTUBE, LLC
  - b.  Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made)*(specify name and relationship to the party named in item 3a): BECKY DEGEORGE – AUTHORIZED TO ACCEPT ON BEHALF OF CSC LAWYERS INCORPORATING SERVICE, AGENT FOR SERVICE OF PROCESS*
4. Address where the party was served: 2710 GATEWAY OAKS DRIVE, SUITE #150N  
SACRAMENTO, CA 95833
5. I served the party *(check proper box)*
  - a.  by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on *(date):* 11/20/2014 (2) at *(time):* 9:44 AM
  - b.  by substituted service. On *(date):* \_\_\_\_\_ at *(time)* \_\_\_\_\_ I left the documents listed in item 2 with or in the presence of *(name and title or relationship to the person indicated in item 3b):* \_\_\_\_\_
    - (1)  *(business)* a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2)  *(home)* a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.

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(3)  (physical address unknown) a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.

(4)  I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): (city): or  a declaration of mailing is attached.

(5)  I attach a declaration of diligence stating actions taken first to attempt personal service.

c.  by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid.

(1) (date): (2) (city):

(3)  with two copies of the *Notice and Acknowledgment of Receipt* (form 982(a)(4)) and a postage-paid return envelope addressed to me. (Attach completed *Notice and Acknowledgment of Receipt* (form 982(a)(4)).) (Code Civ. Proc., § 415.30.)

(4)  to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)

d.  by other means (specify means of service and authorizing code section):

Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

a.  as an individual defendant

b.  as the person sued under the fictitious name of (specify):

c.  as occupant

d.  on behalf of (specify): YOUTUBE, LLC

under the following Code of Civil Procedure section:

416.10 (corporation)

415.95 (business organization, form unknown)

416.20 (defunct corporation)

416.60 (minor)

416.30 (joint stock company/association)

416.70 (ward or conservatee)

416.40 (association or partnership)

416.90 (authorized person)

416.50 (public entity)

415.46 (occupant)

other: limited liability company

7. Person who served papers

a. Name: PAUL MCAMIS

b. Address:

Service Provided for:

NATIONWIDE LEGAL, LLC

859 HARRISON STREET, SUITE A, SAN FRANCISCO, CA 94107 (LA 12-234648)

Telephone number: (415) 351-0400

c. The fee for service was: \$

d. I am:

(1)  not a registered California process server.

(2)  exempt from registration under Business and Professions Code section 22350(b).

(3)  registered California process server:

(i)  owner  employee  independent contractor

(ii) Registration No.: 2014-42

(iii) County: SACRAMENTO

8.  I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Or

9.  I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 11/21/2014

Name of person who served papers/Sheriff or Marshal

  
(signature)

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