

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

District of Delaware

ACCELERATION BAY LLC, a Delaware Limited Liability Corporation,

Plaintiff(s)

v.

ACTIVISION BLIZZARD, INC., a Delaware Corporation,

Defendant(s)

Civil Action No. 15-228-UNA

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) ACTIVISION BLIZZARD, INC. C/O REGISTERED AGENT CORPORATION SERVICE COMPANY 2711 CENTERVILLE ROAD, SUITE 400 WILMINGTON, DE 19808

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:

PHILIP A. ROVNER, ESQ. (3215) POTTER ANDERSON & CORROON LLP P. O. BOX 951, 1313 N. MARKET STREET WILMINGTON, DE 19899 (302) 984-6000 provner@potteranderson.com

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.

CLERK OF COURT

[Handwritten Signature]

Signature of Clerk or Deputy Clerk

Date: MAR 12 2015

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**PROOF OF SERVICE**

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

This summons for *(name of individual and title, if any)* ACTIVISION BLIZZARD, INC.  
was received by me on *(date)* 3/12/15.

I 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 summons on *(name of individual)* LYNANNE GANES, who is  
designated by law to accept service of process on behalf of *(name of organization)* CORPORATION  
Service Company @ 11:43AM on *(date)* 3/12/15; or

I returned the summons unexecuted because \_\_\_\_\_; or

Other *(specify)*:

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: 3/12/15

Jerry Tibani  
*Server's signature*  
Jerry Tibani - Process Server  
*Printed name and title*

230 N. MARKET STREET, WILMINGTON DE  
*Server's address* 19801

Additional information regarding attempted service, etc: