



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

UNITED STATES DISTRICT COURT

for the

District of Delaware

E-NUMERATE SOLUTIONS, INC. and  
E-NUMERATE, LLC,

Plaintiff(s)

v.

MATTRESS FIRM HOLDING CORP.

Defendant(s)

Civil Action No. 17-933

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) MATTRESS FIRM HOLDING CORP.  
c/o The Corporation Trust Company  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

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:

Sean T. O'Kelly  
O'Kelly Ernst & Joyce, LLC  
901 N. Market Street, Suite 1000  
Wilmington, DE 19801  
(302) 778-4000  
sokelly@oelegal.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

Date: JUL 11 2017

  
Signature of Clerk or Deputy Clerk

Civil Action No. 17-933

**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)* Mattress Firm Holding Corp  
was received by me on *(date)* 07/12/2017 .

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)* Kamesha James , who is  
designated by law to accept service of process on behalf of *(name of organization)* The Corp. Trust Company  
Agent for The Mattress Firm Holding Corp. on *(date)* 07/13/2017 ; 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: 07/13/2017



*Server's signature*

Adam Golden

*Printed name and title*

DM Professional Services  
501 Silverside Rd, Ste 72  
Wilmington DE 19809

*Server's address*

Additional information regarding attempted service, etc:  
served at 1:30pm at 1209 Orange St, Wilmington DE 19801