

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

FILED-CLERK
U.S. DISTRICT COURT

UNITED STATES DISTRICT COURT

2017 JUL 12 PM 3:18

for the

Eastern District of Texas - Marshall Division EASTERN MARSHALL

AGIS SOFTWARE DEVELOPMENT LLC,

BY _____

Plaintiff(s)

v.

Civil Action No. 2:17-cv-00513-JRG

HUAWEI DEVICE USA INC.;
HUAWEI TECHNOLOGIES USA INC.; and
HUAWEI TECHNOLOGIES CO., LTD.,

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* HUAWEI TECHNOLOGIES USA, INC.
c/o CT Corporation System
1999 Bryan Street, Suite 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:

Samuel F. Baxter
McKool Smith, P.C.
104 East Houston Street, Suite 300
Marshall, Texas 75670

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: 6/22/17



David A. O'Poole

Signature of Clerk or Deputy Clerk

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Civil Action No. _____

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)* _____
was received by me on *(date)* _____.

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)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; 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: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

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Civil Action No. 2:17-cv-00513-JRG

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)* Huawei Technologies USA, Inc.
was received by me on *(date)* 07/05/2017.

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)* Gabriela Sanchez, who is
designated by law to accept service of process on behalf of *(name of organization)* Huawei Technologies USA, Inc.
_____ on *(date)* 07/07/2017 ; or

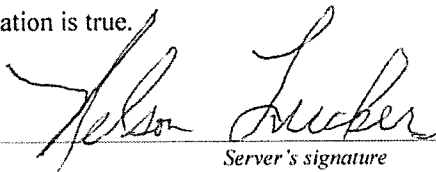
I returned the summons unexecuted because _____ ; or

Other *(specify)*:

My fees are \$ 0.00 for travel and \$ 75.00 for services, for a total of \$ 75.00.

I declare under penalty of perjury that this information is true.

Date: 07/07/17



Server's signature

Nelson Tucker - Process Server, L.A. County #2014208798
Printed name and title

Process Service Network, LLC
21218 Merridy St.
Chatsworth, CA 91311
Server's address

Additional information regarding attempted service, etc:

Service was made on Gabriela Sanchez on July 7, 2017 at 11:59 a.m., who accepted for CT Corporation System (Agent for Service), located at 818 W. 7th Street #920, Los Angeles, CA 90017.

Documents served: Summons in a Civil Action; Plaintiff's Original Complaint for Patent Infringement; Exhibits A - D; Civil Cover Sheet