AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of Delaware

ALCATEL USA RESOURCES, INC. AND
ALCATEL INTERNETWORKING, INC.

V.

FOUNDRY NETWORKS, INC.

SUMMONS IN A CIVIL CASE

CASE NUMBER: 05 - 418

TO: (Name and address of Defendant)

FOUNDRY NETWORKS, INC.
c/o LexisNexis Document Solutions Inc.
2711 Centerville Road, Suite 400
Wilmington, DE 19808

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Josy W. Ingersoll (No. 1088)
YOUNG CONAWAY
STARGATT & TAYLOR, LLP
The Brandywine Building
1000 West Street, 17th Floor
P. O. Box 391
Wilmington, Delaware 19899-0391

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO
CLERK

6/21/05
DATE

E L Strickler
(By) DEPUTY CLERK

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RETURN OF SERVICE

Service of the Summons and complaint was made by me[1]	DATE 6/21/05
NAME OF SERVER (PRINT) THOMAS WILLIAMS	TITLE PROCESS SERVER

Check one box below to indicate appropriate method of service

☐ Served personally upon the defendant. Place where served: _____

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: _____

☐ Returned unexecuted: _____

☑ Other (specify): PERSONALLY SERVED FOUNDRY NETWORKS INC by SERVING ITS REGISTERED AGENT LEXISNEXIS DOCUMENT SOLUTIONS INC AT 2711 CENTERVILLE RD, WILM DE 19808 AT 4:07PM. PERSON ACCEPTING SERVICE: MARY DRUMMOND

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 6/21/05 (Date) Thomas Williams (Signature of Server)

PARCELS INC
4E 7TH ST
(Address of Server)
WILM DE 19801

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.