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

UNITED STATES DISTRICT COURT

District of Delaware

ZYMOGENETICS, INC.,

Plaintiff,

V.

BRISTOL-MYERS SQUIBB CO., a Delaware corporation and DOES 1 through 100

Defendants.

SUMMONS IN A CIVIL CASE

CASE NUMBER: 06-500

TO: (Name and address of Defendant)

BRISTOL-MYERS SQUIBB CO.
C/O THE CORPORATION TRUST COMPANY, REGISTERED AGENT
THE CORPORATION TRUST CENTER
1209 ORANGE STREET
WILMINGTON, DE 19801

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

PHILIP A. ROVNER, ESQ.
POTTER ANDERSON & CORROON LLP
P. O. BOX 951
WILMINGTON, DE 19899
(302) 984-6000

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

AUG 11 2006

DATE

Evette Walker

(By) DEPUTY CLERK

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RETURN OF SERVICE

Service of the Summons and complaint was made by me[1]	DATE 8/14/06
NAME OF SERVER (PRINT) FRANK JOYCE	TITLE SPECIAL 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 BRISTOL-MYERS SQUIBB CO. by SERVING ITS REGISTERED AGENT THE CORPORATION TRUST CO AT 209 ORANGE ST, WILM DE 19801 AT 1:20 PM PERSON ACCEPTING SERVICE: SCOTT LASCALA

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 8/14/06 (Date)

Signature of Server

PARCELS INC. 230 N. MARKET ST. WILM. DE 19801

Address of Server

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