ORIGINAL

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
DISTRICT OF DELAWARE

AIP ACQUISITION LLC, *Plaintiff*	)	
v.	)	Civil Action No. 12-617
LEVEL 3 COMMUNICATIONS, INC., *Defendant*	)	

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

Level 3 Communications, Inc.
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 Sates 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:

Richard K. Herrmann
Mary B. Matterer
Morris James LLP
500 Delaware Avenue, Suite 1500
Wilmington, DE

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: 5/18/12

E Strickler
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)* Level 3 Communications, Inc. 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)* Scot LaScala, who is designated by law to accept service of process on behalf of *(name of organization)* The Corporation Trust Company, 1209 Orange Street, Wilmington DE 19801 on *(date)* 5-21-2012; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*:

My fees are $ _____ for travel and $ _____ for services, for a total of $ _____.

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

Date: 5-21-2012

Eric McLaughlin
Server's signature

Eric McLaughlin Legal Courier
Printed name and title

1001 N. Jefferson St.
Wilmington, DE 19801

Server's address

Additional information regarding attempted service, etc:

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