AO 440 (Rev. 10/83) Summons in a Civil Action

FILED
IN CLERKS OFFICE
2005 MAR 11 P 12:37
U.S. DISTRICT COURT
DISTRICT OF MASS

**UNITED STATES DISTRICT COURT**
**for the**
**DISTRICT OF MASSACHUSETTS**

DELPHI CORPORATION,

Plaintiff,

**v.**

LITEX INC.,

Defendant.

**SUMMONS IN A CIVIL CASE**

CASE NUMBER: # **05 CV 10415 WGY**

To: LITEX INC.
c/o CT Corporation System
101 Federal Street
Boston, MA 02110

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY:

H. Joseph Hameline, BBO # 218710
Matthew C. Hurley, BBO # 643638
MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY AND POPEO, P.C.
One Financial Center
Boston, MA 02111
(617) 542-6000

an answer to the complaint which is herewith served upon you, within **20** days after service of this summons upon 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. You must file your answer with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS
CLERK

MAR - 4 2005
DATE

(BY) DEPUTY CLERK

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

AO 440 (Rev. 10/83) Summons in a Civil Action (Reverse)

## RETURN OF SERVICE

3cv 10415 WGY

FILED IN CLERKS OFFICE

2005 MAR 11 P 12:37

U.S. DISTRICT COURT
DISTRICT OF MASS

| | |
|---|---|
| Service of the Summons and Complaint was made by me[1] | DATE March 7, 2005 |
| NAME OF SERVER (PRINT) John Roberto | 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)*: by serving "in-Hand" upon Alison Liberto, Process Specialist, CT Corp, 101 Federal Street, Boston, MA, Agent For Process For Litex, INC.

### STATEMENT OF SERVICE FEES

| TRAVEL | SERVICES | TOTAL |
|---|---|---|
| | $ 27.00 | $ 27.00 |

### 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 March 7, 2005
*Date*

*Signature of Server* John Roberto
John Roberto
Process Server

*Address of Server* 92 State Street, Boston, MA 02109

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