

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

UNITED STATES DISTRICT COURT

for the

Southern District of New York

DIBELLA ENTERTAINMENT, INC.

Plaintiff(s)

V.

O'SHAQUIE FOSTER

Defendant(s)

Civil Action No. 21cv2709

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) O'Shaquie Foster
8523 Hearth Drive #33
Houston, TX 77054

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: John Wirt

John Wirt
WIRT & WIRT, P.A.
5 Calhoun Avenue, Unit 306
Destin, Florida 32541
E-mail: mail@wirtlawfirm.com Tel: (847) 323-4082

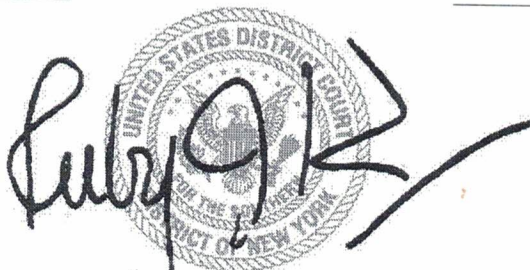
If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: March 31, 2021

/S/ S. James

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) O' SHQUIE FOSTER
was received by me on (date) 04-01-21

☒ I personally served the summons on the individual at (place) 1612 AUSTIN ST, HOUSTON, TX 77002 on (date) 04-08-21; 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 \$ Invoice for travel and \$ — for services, for a total of \$ 0.00.

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

Date: 04-08-21

Mark A Whitmore

Server's signature

Process

MARK A. WHITMORE

Printed name and title

Server

Houston Court Processors

957 NASA Parkway #116
Houston, TX 77058

Server's address

Additional information regarding attempted service, etc: