UNITED STATES DISTRICT COURT

for the

Southern District of New York

| DIBELLA ENTERTAINMENT, INC. |)) | |
|----------------------------------|--------------------------|----------|
| Plaintiff(s) v. O'SHAQUIE FOSTER | -)) Civil Action No.) | 21cv2709 |
| Defendant(s) |) -)) | |

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

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



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No.

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

| was rec | This summons for (na ceived by me on (date) | nme of individual and title, if a | · · · | | | |
|---------|---|--|---------------------------------|------|--|--|
| | ☐ I personally serve | d the summons on the inc | dividual 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), v designated by law to accept service of process on behalf of (name of organization) | | | | | |
| | | | | | | |
| | | | | | | |
| | | | on (date) | ; or | | |
| | ☐ I returned the sum | amons 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: | | _ | | | | |
| | | | Server's signature | | | |
| | | - | Printed name and title | | | |
| | | - | Server's address | | | |

Additional information regarding attempted service, etc: