

FILED
SEP 22 2006
Phil Lombardi, Clerk
U.S. DISTRICT COURT

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

W
We the People
Dwight L. Class
Rodney D. Class
Eddie Andrews Plaintiff(s)

vs.
CNA Surety
Defendant(s)

Case Number:
06CV 460 TCK-PJC

SUMMONS IN A CIVIL ACTION

TO: (Name and address of Defendant)

CNA Surety
1015 Philips Avenue
Sioux Falls, SD 57117

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

Eddie L. Andrews
P.O. Box 1132
Catoosa, OK 74015

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.

Phil Lombardi, Clerk

SEP - 8 2006

CLERK

J. Calia

(By) DEPUTY CLERK

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

CNA Surety
1015 Philips Avenue
Sioux Falls, SD
57117

2. Article Number
(Transfer from service label)

7004 2890 0000 3815 5530

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
[Signature] Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

SEP 18 2006

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	9-18-06
NAME OF SERVER (PRINT)	TITLE	
Daniel Spitzer	Server	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served:		
<input type="checkbox"/> 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:		
<input type="checkbox"/> Returned unexecuted:		
<input checked="" type="checkbox"/> Other (specify): <u>Certified Mail</u> <u>7004 28 90 0000 38155530</u>		
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	<u>9-18-06</u>	<u>Daniel Spitzer</u>
	Date	Signature of Server
		<u>P.O. Box 1132</u>
		Address of Server <u>Catoosa Okla. 74015</u>

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