

IN THE UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF ALABAMA  
SOUTHERN DIVISION

IN RE:	)	
	)	
RUBY STREETER,	)	
	)	
PLAINTIFF,	)	
	)	
vs.	)	CASE NUMBER: 1:07-cv-97-WKW
	)	
OFFICE OF DOUGLAS R. BURGESS, LLC.,	)	
DOUGLAS R. BURGESS, Individually,	)	
ET AL.	)	
	)	
DEFENDANTS.	)	

**PLAINTIFF'S MOTION TO PERMIT AMENDED SUMMONS**

COMES NOW, the Plaintiff, Ruby Streeter, by and through the undersigned attorney, pursuant to Fed. R. Civ. Proc. 4(a)(2), and moves this Honorable Court to permit her to amend the Summons of the Second Amended Complaint (Doc. No. 99) to reflect the correct entity.

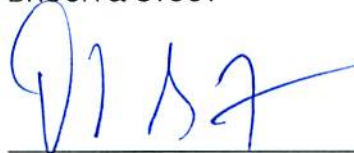
Specifically, the Plaintiff's Second Amended Complaint, in the style of said Complaint, named FA Holdings Company, LLC. The body of the Complaint named the correct entity, to-wit: FA Holdings Group, LLC.

On July 11, 2008, the Clerk of Court issued a Summons (Doc. No. 104) naming FA Holdings Company, LLC. The Plaintiff moves this Honorable Court to direct the Clerk of Court to amend the Summons to correctly name the Defendant as FA Holdings Group, LLC. and to permit subsequent issuance thereof.

WHEREFORE, the Plaintiff moves this Honorable Court, pursuant to Fed. R. Civ. Proc. 4(a)(2), to direct the Clerk of Court to amend the Summons to reflect FA Holdings Group, LLC.; to direct the Clerk of Court to reissue the Summons in the name of the correct legal entity, FA Holdings Group, LLC.; and, for all other relief that is just.

Respectfully submitted this 23<sup>rd</sup> day of July, 2008.

BROCK & STOUT



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David G. Poston, Esq.  
Walter A. Blakeney, Esq.  
Michael D. Brock, Esq.  
Gary W. Stout, Esq.  
Post Office Drawer 311167  
Enterprise, Alabama 36330  
334-671-5555  
334-671-2689 Facsimile  
Email: [christal@circlecitylaw.com](mailto:christal@circlecitylaw.com)

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I have this date served a copy of the foregoing upon the following via United States Mail, postage prepaid and fully addressed and by electronic mail this 23<sup>rd</sup> day of July, 2008.

Fern H. Singer  
Stacey A. Davis  
BAKER, DONELSON, BEARMAN  
CALDWELL & BERKOWITZ, P.C.  
420 North 20th Street, Suite 1600  
Birmingham, Alabama 35203-5202  
Email: [fsinger@bakerdonelson.com](mailto:fsinger@bakerdonelson.com)  
[sdavis@bakerdonelson.com](mailto:sdavis@bakerdonelson.com)



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David G. Poston

Blake D. Andrews  
Starnes & Atchison, LLP  
100 Brookwood Place, 7th Floor  
P.O. Box 598512  
Birmingham, Alabama 35259  
Email: [bda@starneslaw.com](mailto:bda@starneslaw.com)