

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

District of New Mexico

JOHN W. JACKSON and SECOND AMENDMENT FOUNDATION, INC.

Plaintiff

v.

GARY KING, in his Official Capacity as Attorney General, BILL HUBBARD, in his Official Capacity

Defendant

Civil Action No. 1:12-CV-421 WDS/RHS

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) BILL HUBBARD
Special Investigations Division
New Mexico Department of Public Safety
6301 Indian School NE, Suite 310
Albuquerque NM 87110

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: Paul M. Kienzle III
Scott & Kienzle, P.A.
P.O. Box 587
Albuquerque, NM 87103-0587
505/246-8600; FAX 505/246-8682
paul@kienzlelaw.com

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.

Date: Friday, April 27, 2012

CLERK OF COURT



Karen D. Francisco

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 12/09) Summons in a Civil Action (Page 2)

Civil Action No. 1:12-CV-421 WDS/RHS

**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)* Bill Hubbard, Special Investigations  
was received by me on *(date)* 5/2/2012 Division, NM DEPT. of Public Safety

I personally served the summons on the individual at *(place)* Bill Hubbard at  
6301 Indian School NE Suite on *(date)* 5/2/2012; or  
310, ABQ, NM

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

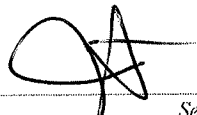
I returned the summons unexecuted because \_\_\_\_\_; or

Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00

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

Date: 5/2/12

  
\_\_\_\_\_  
*Server's signature*

**Jason R. Fitak**  
\_\_\_\_\_  
*Printed name and title*

PO. Box 3815, ABQ, NM 87190  
\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc: