

AO 440 (Rev. 10/93) Summons in a Civil Action

United States District Court
Eastern District of New York

JAMES M. MALONEY,
Plaintiff,
- against -

**SUPPLEMENTAL
SUMMONS IN A CIVIL CASE**

ELIOT SPITZER, in his official capacity as Attorney General
of the State of New York,
GEORGE PATAKI, in his official capacity as Governor of
the State of New York, and
DENIS DILLON, in his official capacity as District Attorney
of the County of Nassau, and their successors,

CV
CASE NUMBER: 03-786
SPATT, J
ORENSTEIN, M.J.

Defendants.

TO: (Name and address of defendant)

CV 03-786

Denis Dillon, Esq.
262 Old Country Road
Mineola, NY 11501

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)
JAMES M. MALONEY (JM-3352), Attorney at Law and Plaintiff pro se
33 Bayview Avenue
Port Washington, New York 11050
(516) 767-1395

amended verified complaint

an answer to the ~~complaint~~ which is herewith served upon you, within TWENTY (20) days after service of this summons upon 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. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

This supplemental summons and amended verified complaint are being served upon you consistently with the Memorandum of Decision and Order of the Honorable Arthur D. Spatt dated August 31, 2005, a true copy of which is attached hereto.

ROBERT C. HEINEMANN

FEB 18 2003

CLERK

DATE

Robert C. Heinemann
(BY) DEPUTY CLERK

modified as a supplemental summons
conforming to the amended verified
complaint on September 1, 2005

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE

Service of supplemental summons and amended verified complaint was made as detailed herein and also by certified mail.*	DATE <i>September 7, 2005</i>
NAME OF SERVER (PRINT) James Michael Maloney	TITLE Attorney at Law

Check one box below to indicate appropriate method of service


- Served personally upon the defendant. Place where served:
262 Old Country Road
Mineola, NY 11501
- 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: *JIM KELLY*
- Returned unexecuted:
- Other (specify):

STATEMENT OF SERVICE FEES

TRAVEL	\$0.00	SERVICES	\$0.00	TOTAL	\$0.00
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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 *9/07/05* 
Date Signature of Server

33 Bayview Avenue, Port Washington, NY 11050
Address of Server

* Upon information and belief, service on this defendant of the supplemental summons and amended verified complaint was also made by certified mail, return receipt requested, article number 7004 2510 0000 5910 8758, with additional copies of the supplemental summons and amended verified complaint personally delivered to an Assistant Attorney General. A separate affidavit of service as to such additional service will be filed.

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