

Summons	CIVIL DOCKET NO. 2284CV02196	Trial Court of Massachusetts The Superior Court 
CASE NAME: Government Employee Insurance Co. as Subrogee of Jacob Manebo City of Boston vs. 2022 DEC -9 A 11:50 MICHAEL JOSEPH DONOVAN CLERK / MAGISTRATE <small>Defendant(s)</small>		Michael Joseph Donovan Clerk of Courts Suffolk County COURT NAME & ADDRESS: SUPERIOR CIVIL COURT SUFFOLK COUNTY COURTHOUSE THREE PEMBERTON SQ. 12th Floor BOSTON, MASSACHUSETTS 02108

THIS SUMMONS IS DIRECTED TO City of Boston (Defendant's name)

You are being sued. The Plaintiff(s) named above has started a lawsuit against you. A copy of the Plaintiff's Complaint filed against you is attached to this summons and the original complaint has been filed in the Court.

YOU MUST ACT PROMPTLY TO PROTECT YOUR RIGHTS.

1. You must respond to this lawsuit in writing within 20 days.

If you do not respond, the court may decide the case against you and award the Plaintiff everything asked for in the complaint. You will also lose the opportunity to tell your side of the story. You must respond to this lawsuit in writing even if you expect to resolve this matter with the Plaintiff. **If you need more time to respond, you may request an extension of time in writing from the Court.**

2. How to Respond.

To respond to this lawsuit, you must file a written to response with the court **and** mail a copy to the Plaintiff's Attorney (or the Plaintiff, if unrepresented). You can do this by:

- a) Filing your **signed original** response with the Clerk's Office for Civil Business, **Suffolk Superior Court** 3 Pemberton Sq., 12th Floor, Boston, MA 02108 (address), by mail or in person **AND**
- b) Delivering or mailing a copy of your response to the Plaintiff's Attorney/Plaintiff at the following address: **Paul Daly, Esq., Law Office of Patrice L. Simonelli, 29 Crafts St., Suite 360 Newton, MA 02458**

3. What to Include in Your Response.

An "Answer" is one type of response to a Complaint. Your Answer must state whether you agree or disagree with the fact(s) alleged in each paragraph of the Complaint. Some defenses, called affirmative defenses, must be stated in your Answer or you may lose your right to use them in court. If you have any claims against the Plaintiff (referred to as **counterclaims**) that are based on the same facts or transaction described in the Complaint, then you must include those claims in your Answer. Otherwise, you may lose your right to sue the Plaintiff about anything related to this lawsuit. If you want to have your case heard by a jury, you must **specifically** request a jury trial in your court no more than 10 days after sending your Answer.

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3 (cont). You can also respond to a Complaint by filing a "Motion to Dismiss," if you believe that the complaint is legally invalid or legally insufficient. A Motion to Dismiss must be based on one of the legal deficiencies or reasons listed under Mass. R. Civ. P. 12. If you are filing a Motion to Dismiss, you must also comply with the filing procedures for "Civil Motions" described in the rules of the Court in which the complaint was filed, available at:

www.mass.gov/courts/case-legal-res/rules_of_court

4. Legal Assistance.

You may wish to get legal help from a lawyer. If you cannot get legal help, some basic information for people who represent themselves is available at www.mass.gov/courts/selfhelp.

5. Required Information on All Filings:

The "civil docket number" appearing at the top of this notice is the case number assigned to this case and must appear on the front of your Answer or Motion to Dismiss. You should refer to yourself as the "Defendant."

Witness Hon. Heidi E. Brieger, Chief Justice on _____, 20____. (Seal)

Clerk-Magistrate Michael Joseph Donovan
Michael Joseph Donovan

Note: The number assigned to the Complaint by the Clerk-Magistrate at the beginning of the lawsuit should be indicated on the summons before it is served on the Defendant.

PROOF OF SERVICE OF PROCESS



Suffolk County Sheriff's Department • 132 Portland Street, Boston, MA 02114 • (617) 704-6999
Suffolk, ss.

November 28, 2022

I hereby certify and return that on 11/23/2022 at 10:05 AM I served a true and attested copy of the Summons, Complaint, Request for Production of Documents, Interrogatories, and Cover Sheet in this action in the following manner: To wit, by delivering in hand to Regine Desir, agent and person in charge at the time of service for City of Boston, at One City Hall Plaza Room 601 Boston, MA 02201. Attest/Copies (\$5.00) Basic Service Fee (IH) (\$30.00) Conveyance (\$0.60) Postage and Handling (\$1.00) Travel (\$1.00) Total: \$37.60

Deputy Sheriff Joseph Casey

Joseph Casey

Deputy Sheriff

Date: