

ATTORNEY OR PARTY WITHOUT ATTORNEY (name and Address) Michael A. Kelly (State Bar #71460) Matthew D. Davis (State Bar #141986) Khaldoun A. Baghdadi (State Bar #190111) WALKUP, MELODIA, KELLY & SCHOENBERGER 650 California Street, 26 th Floor San Francisco, CA 94108 Telephone No.: (415) 981-7210 ATTORNEY(S) FOR (Name): PLAINTIFF MAXSOUND CORPORATION		FOR COURT USE ONLY
UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA STREET ADDRESS: 450 GOLDEN GATE AVENUE MAILING ADDRESS: CITY AND ZIP CODE: SAN FRANCISCO, CA 94102 BRANCH NAME:		
PLAINTIFF/PETITIONER: MAX SOUND CORPORATION and VEDANTI SYSTEMS LIMITED, DEFENDANT/RESPONDENT: GOOGLE, INC., YOUTUBE, LLC, and ON2 TECHNOLOGIES, INC.,		CASE NUMBER: 3:14-cv-04412-JCS
PROOF OF SERVICE OF SUMMONS		Ref. No. or File No.: 3268602
DATE:	TIME:	DEPT:

(Separate proof of service is required for each party served.)

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of :
 - a. summons
 - b. complaint
 - c. Alternative Dispute Resolution (ADR) package
 - d. Civil Case Cover Sheet *(served in complex cases only)*
 - e. cross-complaint
 - f. other *(specify documents): PLAINTIFF MAX SOUND CORPORATION'S RULE 7.1 DISCLOSURE STATEMENT; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; CIVIL STANDING ORDERS FOR MAGISTRATE JUDGE JOSEPH C. SPERO; REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK*
3. a. Party served: *(specify name of party as shown on documents served): ON2 TECHNOLOGIES, INC.*
 - b. Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made) *(specify name and relationship to the party named in item 3a): BECKY DEGEORGE – AUTHORIZED TO ACCEPT ON BEHALF OF CSC LAWYERS INCORPORATING SERVICE, AGENT FOR SERVICE OF PROCESS*
4. Address where the party was served: 2710 GATEWAY OAKS DRIVE, SUITE #150N
SACRAMENTO, CA 95833
5. I served the party *(check proper box)*
 - a. by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on *(date): 11/20/2014* (2) at *(time): 9:44 AM*
 - b. by substituted service. On *(date):* _____ at *(time)* _____ I left the documents listed in item 2 with or in the presence of *(name and title or relationship to the person indicated in item 3b):* _____
 - (1) *(business)* a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
 - (2) *(home)* a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.

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- (3) (physical address unknown) a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
- (4) I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): (city): or a declaration of mailing is attached.
- (5) I attach a declaration of diligence stating actions taken first to attempt personal service.
- c. by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid, (1) (date): (2) (city):
- (3) with two copies of the *Notice and Acknowledgment of Receipt* (form 982(a)(4)) and a postage-paid return envelope addressed to me. (Attach completed *Notice and Acknowledgment of Receipt* (form 982(a)(4)).) (Code Civ. Proc., § 415.30.)
- (4) to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)
- d. by other means (specify means of service and authorizing code section):
 Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. as an individual defendant
- b. as the person sued under the fictitious name of (specify):
- c. as occupant
- d. on behalf of (specify): ON2 TECHNOLOGIES, INC.
 under the following Code of Civil Procedure section:

<input checked="" type="checkbox"/> 416.10 (corporation)	<input type="checkbox"/> 415.95 (business organization, form unknown)
<input type="checkbox"/> 416.20 (defunct corporation)	<input type="checkbox"/> 416.60 (minor)
<input type="checkbox"/> 416.30 (joint stock company/association)	<input type="checkbox"/> 416.70 (ward or conservatee)
<input type="checkbox"/> 416.40 (association or partnership)	<input type="checkbox"/> 416.90 (authorized person)
<input type="checkbox"/> 416.50 (public entity)	<input type="checkbox"/> 415.46 (occupant)
	<input type="checkbox"/> other:

7. Person who served papers

- a. Name: PAUL MCAMIS
- b. Address:
 Service Provided for:
 NATIONWIDE LEGAL, LLC
 859 HARRISON STREET, SUITE A, SAN FRANCISCO, CA 94107 (LA 12-234648)
 Telephone number: (415) 351-0400
- c. The fee for service was: \$
- d. I am:
 (1) not a registered California process server.
 (2) exempt from registration under Business and Professions Code section 22350(b).
 (3) registered California process server:
 (i) owner employee independent contractor
 (ii) Registration No.: 2014-42
 (iii) County: SACRAMENTO

- 8. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
 Or
- 9. I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 11/21/2014

Name of person who served papers/Sheriff or Marshal


 (signature)