

THE UNITED STATES DISTRICT COURT
DISTRICT OF IDAHO

FEB - 5 2004

_____ M. REC'D _____
_____ LODGED _____ FILED _____

POCATELLO DENTAL GROUP P.C.,

Plaintiff(s),

Case No. CV-03-450--LMB

Affidavit of Service

vs.

INTERDENT SERVICE CORPORATION,

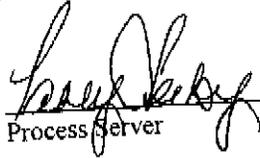
Defendant(s).

I, Tamy Leiby, being first duly sworn, depose and say:

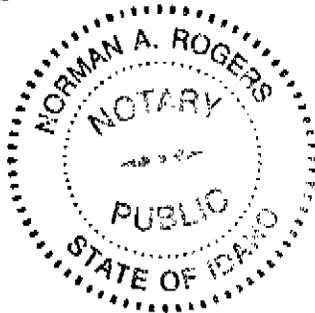
I am a citizen and private process server residing in the county of Bannock, state of Idaho, over the age of eighteen (18), and not a party to or interested in these proceedings.

I hereby certify that on the 16th day of January, 2004, at 10:00 AM, I received the Summons; Interdent Service Corporations Answer to Complaint and Counterclaim

On the 27th day of January, 2004, 12:00 PM, I served a true and correct copy upon Ernest Sutton, at his usual place of employment; Pocatello Dental Group; 4115 Yellowstone Hwy, Pine Ridge Mall; Pocatello, Idaho, the within named defendant personally, by delivering to and leaving the above named documents with Ernest Sutton.


Process Server

Subscribed and Sworn to before me this 29 day of January in the year 2004, before me, a Notary Public, personally appeared Tamy Leiby, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.




Notary Public
Residing at Pocatello, Idaho
My Commission expires: 9/13/2006

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Attorney for Defendant InterDent Service Corporation

UNITED STATES DISTRICT COURT
DISTRICT OF IDAHO

POCATELLO DENTAL GROUP, P.C., an
Idaho Professional Corporation

Plaintiff,

v.

INTERDENT SERVICE CORPORATION, a
Washington Corporation

Defendant.

INTERDENT SERVICE CORPORATION, a
Washington corporation

Counterclaimant,

v.

POCATELLO DENTAL GROUP, P.C., an
Idaho professional corporation; DWIGHT G.
ROMRIELL, individually; LARRY R.
MISNER, JR., individually; PORTER
SUTTON, individually; ERNEST SUTTON,
individually; GREGORY ROMRIELL,
individually; ERROL ORMOND,
individually; and ARNOLD GOODLIFFE,
individually,

Counterdefendants.

Case No.: CV-03-450-E-LMB

SUMMONS IN A CIVIL CASE

(Ernest Sutton)

SUMMONS IN A CIVIL CASE - 1

Boise-163972.1 0021164-00081

TO: ERNEST SUTTON and His Attorney of Record:

YOU ARE HEREBY SUMMONED and required to serve upon Defendant/Counterclaimant's attorney, Erik F. Stidham, Stoel Rives LLP, 101 S. Capitol Boulevard, Suite 1900, Boise, Idaho 83702, an answer to the Counterclaim 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.

DATED this 14th day of January, 2004.

UNITED STATES DISTRICT COURT

CAMERON S. BURKE

By

Amy Hicks
Deputy Clerk

RETURN OF SERVICE

Service of the Summons and Complaint was made by me¹ _____ DATE _____
NAME OF SERVER (print) _____ TITLE _____

Check one box below to indicate appropriate method of service:

- Served personally upon the defendant. Place where served: _____
- Left copies thereof at 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: _____
- Returned unexecuted: _____
- Other (specify): _____

STATEMENT OF FEES

STATEMENT OF FEES		TOTAL
TRAVEL	SERVICES	

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 _____
DATE

SIGNATURE OF SERVER

ADDRESS OF SERVER

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