

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of Texas

HAPPY PRODUCTS, INC.

Plaintiff(s)

Y.

THE KROGER COMPANY

Defendant(s)

Civil Action No. 4:25-cv-00098

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* The Kroger Company
c/o Registered Agent
CORPORATION SERVICE COMPANY
1160 DUBLIN ROAD, SUITE 400
COLUMBUS OH 43215

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:

Clifford Chad Henson
DEVLIN LAW FIRM, LLC
1526 Gilpin Avenue
Wilmington, Delaware 19806

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: **2/4/2025**



CLERK OF COURT

David A. O'foole

Signature of Clerk or Deputy Clerk

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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) The Kroger Co. c/o CSC
 was received by me on (date) 5/1/2025.

☐ I personally served the summons on the individual at (place) _____
 on (date) _____; or

☐ 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) Stephanie Gibson, who is
 designated by law to accept service of process on behalf of (name of organization) CSC
 on (date) 5/1/2025 at 2:30pm; 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: 5/1/2025

Erikam Cremeans
 Server's signature

Erikam.Cremeans-Process Server
 Printed name and title

**2862 Johnstown Rd.
 Columbus, OH 43219**

Server's address

Additional information regarding attempted service, etc: