

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF MISSISSIPPI

PLAINTIFF

**THIRD PARTY SUMMONS  
IN A CIVIL ACTION**

v. DEFENDANT AND THIRD PARTY PLAINTIFF

CASE NUMBER:

v. THIRD PARTY DEFENDANT

To: (Name and address of Third Party Defendant)

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and to serve upon

PLAINTIFF'S ATTORNEY (Name and address)

DEFENDANT AND THIRD-PARTY PLAINTIFF'S  
ATTORNEY (Name and address)

an Answer to the Third-Party Complaint which is herewith served upon you, within \_\_\_\_\_ days after the service of this Summons upon you, exclusive of the day of service. If you fail to do so, judgment by default may be taken against you for the relief demanded in the Third-Party Complaint. There is also served upon you herewith a copy of the Complaint of the Plaintiff. You have the option of answering or not answering the Plaintiff's Complaint, *unless* (1) this is a case within Rule 9(h) of the FEDERAL RULES OF CIVIL PROCEDURE, *and* (2) the Third-Party Plaintiff is demanding judgment against you in favor of the original Plaintiff under the circumstances described in Rule 14(c) of the FEDERAL RULES OF CIVIL PROCEDURE, in which situation you are required to make your defenses, if any, to the claim of Plaintiff as well as to the claim of the Third-Party Plaintiff.

**ARLEN B. COYLE, Clerk**

By: \_\_\_\_\_ DEPUTY CLERK

\_\_\_\_\_  
Date

<b>RETURN OF SERVICE</b>		
Service of the Summons and Complaint was made by me <sup>1</sup> <small>(name of server)</small>	Date:	
	Title:	
<i>Check one box below to show appropriate method of service:</i>		
<input type="checkbox"/> Served personally upon the Third-Party Defendant. Place where served:		
<input type="checkbox"/> Left copies thereof at the Third-Party Defendant's dwelling house or usual place of abode with the following person of suitable age and discretion then residing therein:		
<input type="checkbox"/> Returned unexecuted. Date:		
<input type="checkbox"/> Other <small>(specify)</small>		
<b>STATEMENT OF SERVICE FEES</b>		
Travel: \$	Services: \$	Total: \$
<b>DECLARATION OF SERVER</b>		
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 the Statement of Service Fees is true and correct.		
Executed on _____ <small style="margin-left: 40px;">Date</small>	Signature of Server _____	
	Address of Server	

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<sup>1</sup> As to who may serve a Summons, *see* FED. R. CIV. P. 4.