

FILED  
DISTRICT OF WYOMING  
CHEYENNE

**ORIGINAL**

2001 FEB 12 AM 11:29

CLERK  
U.S. DISTRICT COURT

Joseph F. Moore, Jr.  
Glenn W. Myers  
R. Scott Garland  
MOORE & MYERS  
P. O. Box 8498  
Jackson, WY 83002  
(307) 733-8668 - Telephone  
(307) 733-3220 - Facsimile

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF WYOMING**

RICHARD D. COLLARD and MOUNTAIN )  
STATES CONSULTING, LLC, a )  
Wyoming Limited Liability Co. )  
Plaintiffs, )  
vs. )  
RONALD KAILEY, and TRIBAL )  
SOFTWARE, INC., a Wyoming )  
Corporation; and John Does 1 through 3, )  
Defendants. )

**DOCKETED**

Case No. 2:01-cv-00008

**WAIVER OF SERVICE OF SUMMONS**

TO: Ronald Kailey

I acknowledge receipt of your request that I waive service of a summons in the action of Collard v. Kailey, et al., which is case number 2:01-cv-00008 in the United States District Court for the District of Wyoming. I have also received a copy of the

**FEB 6 2001**

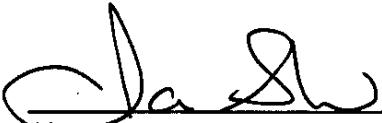
complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) can be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after \_\_\_\_\_ or within 90 days after that date if the request was sent outside the United States.

2/2/01  
Date

  
Signature

Ian D. Shaw  
Printed/Typed Name

As: Attorneys for Defendant Ronald Kailey  
Title  
Of: Hathaway, Speight & Kunz, LLC  
Corporate Defendant