

**STATE OF TEXAS  
SUBPOENA  
CAUSE NO. 141-307474-19**

<b>VICTOR MIGNOGNA,</b>  <b>Plaintiff,</b>  <b>v.</b>  <b>FUNIMATION PRODUCTIONS, LLC, MONICA RIAL, RONALD TOYE, and JAMIE MARCHI,</b>  <b>Defendants.</b>	<b>IN THE DISTRICT COURT OF</b>   <b>141<sup>st</sup> JUDICIAL DISTRICT</b>   <b>TARRANT COUNTY, TEXAS</b>
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**TO ANY SHERIFF OR CONSTABLE OF THE STATE OF TEXAS OR OTHER PERSON AUTHORIZED TO SERVE AND EXECUTE - GREETINGS: YOU ARE HEREBY COMMANDED TO SUMMON:**

Plaintiff Victor Mignogna  
By and through attorneys  
Beard Harris Bullock Christie  
Ty Beard  
Carey Christie  
Jim E. Bullock  
100 Independence Place, Suite 300  
Tyler, Texas 75703  
-OR-  
WHEREVER HE MAY BE FOUND

☒ **YOU ARE COMMANDED to appear at the place, date and time specified below to testify at a trial or hearing in this matter.**

PLACE OF TESTIMONY	COURTROOM
Tom Vandergriff Civil Courts Building, 100 North Calhoun Street, Fort Worth, Texas 76196	141 <sup>st</sup> District Court 3 <sup>rd</sup> Floor
	<div style="text-align: left; padding-left: 5px;"><b>DATE AND TIME</b>  November 21, 2019 at 10:30 a.m.</div>

☐ **YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.**

PLACE OF DEPOSITION	DATE AND TIME

☐ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or tangible things at the place, date, and time specified below (list documents or tangible things):

SEE "EXHIBIT A" for a listing of documents to produce and permit inspection and copying of

PLACE	DATE AND TIME

☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME

Failure by any person without adequate excuse to obey a subpoena served upon that person may be deemed a contempt of the court from which the subpoena is issued or a district court in the county in which the subpoena is served, and may be punished by fine or confinement, or both. Texas Rule of Civil Procedure 176.8(a).

ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)	DATE
<u>/s/ J. Sean Lemoine</u> Attorney for Plaintiffs	November 6, 2019

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER  
J. Sean Lemoine  
State Bar No. 24027443  
[sean.lemoine@wickphillips.com](mailto:sean.lemoine@wickphillips.com)  
WICK PHILLIPS GOULD & MARTIN, LLP  
3131 McKinney, Suite 100  
Dallas, Texas 75204  
Telephone: 214.692.6200  
Facsimile: 214.692.6255

PROOF OF SERVICE		
SERVED	DATE	PLACE
SERVED ON (PRINT NAME)		MANNER OF SERVICE
SERVED BY (PRINT NAME)		

**\*\* SEE ATTACHED \*\***  
**\*\*\* AFFIDAVIT \*\*\***

#### DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the State of Texas that the foregoing information contained in the Proof of Service is true and correct.

Executed on \_\_\_\_\_

\_\_\_\_\_  
SIGNATURE OF SERVER

ADDRESS OF SERVER:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

:

:

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CAUSE NO. 141-307474-19

VICTOR MIGNOGNA,  
Plaintiff,

V.

FUNIMATION PRODUCTIONS, LLC.  
MONICA RIAL, RONALD TOYE, and  
JAMIE MARCHI,  
Defendants.

§ IN THE DISTRICT COURT  
§  
§ 141<sup>ST</sup> JUDICIAL DISTRICT  
§  
§ TARRANT COUNTY, TEXAS

AFFIDAVIT OF SERVICE

Came to my hand on November 6, 2019 at 1:19 PM,  
Delivered at: 100 Independence Place, Suite 300, Tyler, TX 75703-1328  
within the county of Smith at 2:28 PM, on Wednesday, November 6, 2019  
by individually and personally delivering to the within named:

**Plaintiff, Victor Mignogna by delivery to his Attorney, Percy Tyrone Beard**

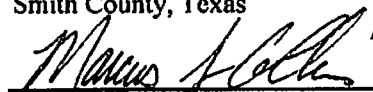
a true copy of the SUBPOENA, having first endorsed thereon the date of the delivery.  
I tendered the witness \$10

BEFORE ME, the undersigned authority, on this day personally appeared Marcus J Collins, who after being duly sworn on oath states:  
"My name is Marcus J Collins. I am a person over eighteen (18) years of age and I am competent to make this affidavit. I am a resident of the State of Texas. I have personal knowledge of the facts and statements contained in this affidavit and aver that each is true and correct. I am not a party to this suit nor related or affiliated with any herein, and have no interest in the outcome of the suit. I have never been convicted of a felony or of a misdemeanor involving moral turpitude. I am familiar with the Texas Rules of Civil Procedure, and the Texas Practice and Remedies Codes as they apply to service of process. I am approved by the Judicial Branch Certification Commission (JBCC) of Texas under Rule 103 and 501.2 of the TRCP to deliver citations and other notices from any District, County and Justice Courts in and for the State of Texas."

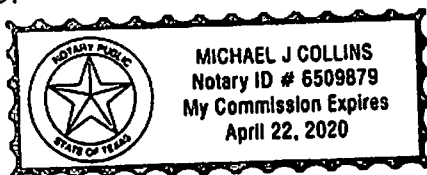
Reference No 310-0386

Marcus J Collins  
Of: Smith County, Texas

By:

  
Process Server PSC-2147, Expires 07/31/2020

Subscribed and Sworn to by Marcus J Collins, Before Me, the undersigned authority, on this 6 day of  
November, 2019.



  
Notary Public in and for the State of Texas