

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE
IN AND FOR NEW CASTLE COUNTY

WILLIAM B. WEINBERGER, :
 :
 Plaintiff, :
 :
 vs. : Civil Action No. 5642
 :
 UOP, INC., et al., :
 :
 Defendants. :

N O T I C E

To: William Prickett, Esquire
Prickett, Ward, Burt & Sanders
1310 King Street
Wilmington, DE 19801
Attorneys for Plaintiff

Robert K. Payson, Esquire
Potter Anderson & Corroon
350 Delaware Trust Building
Wilmington, DE 19801
Attorneys for Defendants
The Signal Companies, Inc.,
and Sigco Incorporated

Lewis S. Black, Jr., Esquire
Morris, Nichols, Arsht & Tunnell
American International Building
Wilmington, DE 19801
Attorneys for Certain Defendants

PLEASE TAKE NOTICE that the attached motion will be pre-
sented to the Court at a time convenient to the Court and counsel.



R. Franklin Balotti
Richards, Layton & Finger
4072 DuPont Building
Post Office Box 551
Wilmington, DE 19899
Attorneys for Moving
Defendant James W.
Glanville, Appearing
Specially

September 6, 1978

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE
IN AND FOR NEW CASTLE COUNTY

WILLIAM B. WEINBERGER, :
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 :
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MOTION TO DISMISS AND TO QUASH SERVICE OF PROCESS

AND NOW COMES defendant James W. Glanville (the "moving defendant"), appearing specially by his attorneys and not intending to submit to the jurisdiction of this Court, and moves for an order quashing service of process and dismissing this action as to said moving defendant for lack of jurisdiction, on the following grounds:

1. The purported service of process and the statute upon which it is based (10 Del. C. §3114) constitute a denial of due process of law, in violation of Article I, Section 7, of the Delaware Constitution of 1897 and of the Fourteenth Amendment to the United States Constitution.

2. Service of process upon said moving defendant, attempted to be made pursuant to 10 Del. C. §3114 or otherwise, is of no force and effect; and this action must be dismissed as to said moving defendant inasmuch as jurisdiction over him may not be obtained in the State of Delaware.

3. Even if service of process pursuant to 10 Del. C. §3114 on said moving defendant were otherwise proper and constitutional (which it is not), said defendant is not amenable to process pursuant to 10 Del. C. §3114.

4. Even if service of process pursuant to 10 Del. C. §3114 on said moving defendant were otherwise proper and constitutional

(which it is not), said defendant has not been properly served with process pursuant to 10 Del. C. §3114.



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September 6, 1978

AFFIDAVIT OF MAILING

STATE OF DELAWARE)
 : SS.
NEW CASTLE COUNTY)

BE IT REMEMBERED, that on this 6th day of September, 1978, there personally appeared before me, the subscriber, a notary public for the state and county aforesaid, Patricia S. Hatcher, who, being duly sworn according to law, does hereby depose and say that she did personally mail, first class/postage prepaid, on September 6, 1978, two copies of the foregoing documents to each of the following addressees:

William Prickett, Esquire
Prickett, Ward, Burt & Sanders
1310 King Street
Wilmington, DE 19801

Robert K. Payson, Esquire
Potter Anderson & Corroon
350 Delaware Trust Building
Wilmington, DE 19801

Lewis S. Black, Jr., Esquire
Morris, Nichols, Arsht & Tunnell
American International Building
Wilmington, DE 19801.

s/ Patricia S. Hatcher

Patricia S. Hatcher

SWORN TO AND SUBSCRIBED before me the day and year aforesaid.

s/ Barbara A. Wheeler

Notary Public