

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

In the Matter of:	}
	}
	} CIVIL ACTION
TERRY LEE HINDS,	} FILE NUMBER: <b>4:17 - CV - 750</b>
<i>Pro se,</i>	}
Plaintiff,	}
	}
-Vs-	}
	}
“UNITED STATES” GOVERNMENT,	}
	}
Defendants.	}
	}

---

**REQUEST FOR LEAVE TO AMEND SUMMONS  
AS TO LISTING PLAINTIFF’S NAME AND ADDRESS ON SUMMONS**

---

COMES NOW, Plaintiff TERRY LEE HINDS, appearing *Pro se* requesting this Court pursuant to Fed. R. Civ. P. 4(2) for an order allowing Plaintiff to amend the summons to contain or properly list Plaintiff’s name and address and states the following:

1. On Thursday February 16, 2017 Plaintiff filed a civil action with the Court having an Original Verified Complaint, Exhibits, and required filing papers provided by the Court.
2. The Plaintiff, along with a process server immediately served the Defendants, and U.S. Attorney Richard Callahan Office, with the Original Verified Complaint, Exhibits and attached summons, who accepted the summons and Court filed documents.
3. On Sunday February 19, 2017 Plaintiff reviewing and login in the filed documents; noticed he made an omission on the summons in this case. The summons with the defect is attached hereto.
4. Plaintiff failed to list his name and address on the summons in question. This defect generally may be remedied by an amendment because the process is sufficient to give jurisdiction.

5. The power of the court to allow amendment of process is discretionary and permits amendment to correct a mistake or an omission as in this case with the summons. Fed. R. Civ. P. 4 Summons

– “(2) *Amendments. The court may permit a summons to be amended.*”

6. Plaintiff states that his name, address, phone number and email address is properly listed and set forth on page 547 of the Original Verified Complaint and on the Verification of Complaint document.

7. Furthermore, Plaintiff name and address is listed with Clerk of the Court and assures this Court he will be more attentive to such legal matters, respecting the Court’s time regarding his complaint.

8. There is no undue prejudice to the Defendants in amending the summons.

9. Oral Argument is not requested and testimony is not required.

10. Attached hereto is a memorandum in support of this motion pursuant to Local Rule 7 - 4.01.

(A) Motions and Memoranda.

**Wherefore**, as a result of this omission, Plaintiff Request for Leave to Amend Summons, with a proposed amended summons attached to the Memorandum in Support of this Motion should be granted. If the Clerk of the Court provides for or has an “Amended Summons” Plaintiff shall follow such procedures or instructions as required.

Respectfully Submitted,

---

TERRY LEE HINDS, *pro se Plaintiff*  
438 Leicester Square Drive  
Ballwin, Missouri 63021  
PH (636) 675-0028  
*Email address: quest76@att.net*

Dated this 21<sup>st</sup> day of February, 2017

**CERTIFICATE OF SERVICE AND DELIVERY**

I hereby certify that the foregoing was filed this 21<sup>st</sup> day of February, 2017 and served upon Defendants and its U.S. Attorney, by the Plaintiff, hand delivery and by postage prepaid, U.S. Certified mail # 7010-3090-0003-0048-5927 at the following address:

U.S. Attorney Richard Callahan  
The United States Attorney's Office  
Eastern District of Missouri  
Thomas Eagleton U.S. Courthouse  
111 S. 10th Street, 20th Floor, St. Louis, MO 63102

Initials \_\_\_\_\_

*Signatures of*

Date: February 21<sup>st</sup>, 2017

\_\_\_\_\_  
TERRY LEE HINDS, *Pro se*  
438 Leicester Square Drive  
Ballwin, Missouri 63021  
636-675-0028  
*quest76@att.net*