UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
UNITED STATES COURTHOUSE
1100 COMMERCE STREET, ROOM 1407
DALLAS, TEXAS 75242

WM. F. SANDERSON JR.
U.S. MAGISTRATE JUDGE

PHONE: (214)753-2385
FAX: (214) 753-2390

April 17, 2009

Ricardo Ortiz, Esq.
Bickerstaff Heath Delgado Acosta LLP
325 N. St. Paul
Suite 2100
Dallas, TX 75201

RE: *Mugweni v. Wachovia, et al.*, 3:08cv1524-G

Dear Mr. Ortiz:

We have reviewed Wachovia's motion to dismiss pursuant to Fed. R. Civ. P. 12(b)(4) and (5), Plaintiff's response, and Wachovia's reply.

Since the court previously granted Plaintiff, a *pro se* prisoner, leave to proceed *in forma pauperis* (IFP), service of process in this case is governed by more lenient rules. *See Lindsey v. United States R.R. Ret. Bd.*, 101 F.3d 444, 446 (5th Cir. 1996); *see also* 28 U.S.C. § 1915(d) (providing that "[t]he officers of the court shall issue and serve all process, and perform all duties in [*in forma pauperis*] cases."); Fed.R.Civ.P. 4(c)(3) (providing that in IFP cases the court must order that process be served by U.S. Marshal).

In an effort to assist the Marshals Service in discharging its responsibility to properly effect service of process, we are asking that you provide us with the name and address of the agent for service of process for Wachovia's branch at 15216 Montfort Drive, Dallas, Texas 75248. If you are willing to assist in this manner, we would like to hear from you on or before **May 6, 2009.**

Sincerely yours,

Wm. F. Sanderson Jr.

cc Plaintiff Campion Takura Mugweni

Bickerstaff Heath Delgado Acosta LLP

1700 Pacific Avenue Suite 4501 Dallas, Texas 75201 (214) 397-0390 Fax (214) 397-0389 www.bickerstaff.com

May 6, 2009

VIA HAND DELIVERY

Honorable Wm. F. Sanderson, Jr.
U.S. Magistrate Judge
United States District Court
Northern District of Texas
1100 Commerce Street, Room 1407
Dallas, Texas 75242

Re: Cause No. 3:08-CV-1524G(AH); *Campion Takura Mugweni v. Wachovia Corp.,* in the United States District Court for the Northern District of Texas, Dallas Division

Dear Judge Sanderson:

In connection with the above-referenced matter, and pursuant to your letter dated April 17, 2009 requesting contact information to effect service of process upon the registered agent for Wachovia, Inc., please be advised that Counsel for Defendant has made a diligent effort to comply with the Court's request. However, our efforts reveal that there is no such legal entity, Wachovia, Inc., and therefore, no registered agent.

Sincerely,

Ricardo Ortiz

RO/kja
cc: Takura Campion Mugweni (via Certified Mail, RRR)
Nomagugu Kanyangu (via Certified Mail, RRR)
Jeff Butt (via Certified Mail, RRR)

Hand Delivery

Honorable Wm F Sanderson Jr
US Magistrate Judge
United States District Court
1100 Commerce Street Room 1407
Dallas Texas 75242

Re: Cause No: 3:08-CV-1524 Campion Takura Mugweni v Wachovia Corp

Dear Judge

I received a letter from Mr Ricardo Ortiz with his efforts of been unable to reveal or locate no legal entity for Wachovia INC i am sorry to have wasted his time . I apologize to the court for not understanding the difference with the term INC and Corporation. The legal entity for Wachovia is Wachovia Corporation which was bought by Wels fargo ending of last year which is now the largest shareholder of Wachovia Bank making it the parent company. Your Honor to save the court time i ask the court to correct the plaintiff harmless error and proceed with process to Wachovia corp at its headquarters address Wachovia Corp, 1525 W T Harris Blvd, Charlotte NC 28288 . i am apologize for this and the correct legal entity is Wachovia Corporation

Sincerely
Campion T Mugweni

cc: Ricardo Ortiz (via regular mail)