Form 2 - SUITABLE WITH MILITARY

JON L NORINSBERG ESQ JON L NORINSBERG ESQ

U S DISTRICT COURT SOUTHERN DISTRICT STATE OF NEW YORK

ADRIAN SCHOOLCRAFT

PLAINTIFF

DEFENDANT

index No. 10 CIV 6005

Date Filed

THE CITY OF NEW YORK, ETAL

- vs -

Office No. Court Date.

STATE OF NEW YORK, COUNTY OF NEW YORK :SS:

JOSE ESPINAL being duly sworn, deposes and says; I am over 18 years of age, not a party to this action, and reside in the State of New York. That on the 18TH day of AUGUST, 2010 3:40 PM at

NARCOTIC BOROUGH BROOKLYN SOUTH/NARCOTIC DIV. 1 POLICE PLAZA, ROOM 1100 NEW YORK NY 10007

I served the SUMMONS AND COMPLAINT, CIVIL COVER SHEET, ELECTRONIC FILING INSTRUCTION upon CAPTAIN THEODORE LAUTERBORN, TAX ID 897840

the DEFENDANT therein named by delivering and leaving a true copy or copies of the aforementioned documents with DET. HELLMER, CO-WORKER AUTHORIZED TO ACCEPT WHO REFUSED TRUE FIRST NAME

a person of suitable age and discretion.

Deponent describes the person served as aforesaid to the best of deponent's ability at the time and circumstances of the service as follows.

> SEX: FEMALE COLOR: WHITE HAIR: BLACK APP.AGE: 39 APP. HT: 5/7 APP. WT: 170 OTHER IDENTIFYING FEATURES

On 08/19/2010 I deposited in the United States mail another true copy of the aforementioned documents properly enclosed and sealed in a post-paid wrapper addressed to the said **DEFENDANT** at the above address. That being the place of business of the DEFENDANT.

Copy mailed 1st class mail marked personal and confidential not indicating on the outside thereof by return address or otherwise that said notice is from an attorney or concerns an action against the person to be served.

COMMENTS:

That at the time of service, as aforesaid, I asked the person spoken to whether the DEFENDANT was in the military service of the United States Government, or of the State of New York, and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid I aver that the DEFENDANT is not in the military service, and is not dependent on anyone in the military service of the United States Government or the State of New York, as that term is defined in statutes of the State of New York, or of the Federal Soldiers and Sailors Civilian Relief Act.

Sworn to before me this 19TH day of AUGUST, 2010

JOEL GOLUB

Notary Public, NASSAU COUNT 01G04751136

Qualified in NASSAU COUNTY Commission Expires 12/31/2013

JOSE/ESPINAL 1278/811

AETMA JUDICIAL SERVICE INC 225 BROADWAY, SUITE 1802 NEW YORK, NY, 10007

Reference No: 3-JLN-95709