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Form 1 - PERSONAL WITH MILITARY

JON L NORINSBERG ESQ JON L NORINSBERG ESQ

U S DISTRICT COURT SOUTHERN DISTRICT STATE OF NEW YORK

ADRIAN SCHOOLCRAFT

PLAINTIFF

index No. 10CV06005

Date Filed

- VS -

THE CITY OF NEW YORK, ETAL

DEFENDANT

Office No. Court Date.

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

HOWARD HERTZFELD 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 16TH day of SEPTEMBER, 2010 9:50 AM at

*JAMAICA HOSP, MEDICAL CENTER, 89 VAN WYCK EXPRESSWAY WEST JAMAICA NY 11411

JAMAICA NY 11411 I served the AMENDED SUMMONS AND AMENDED COMPLAINT,

upon DR. ISAK ISAKOV

the DEFENDANT therein named by delivering and leaving a true copy or copies of the aforementioned documents with DR. ISAK ISAKOV said DEFENDANT personally.

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: MALE COLOR: WHITE HAIR: GRAY APP.AGE: 58 APP. HT: 5/8 APP. WT: 170 OTHER IDENTIFYING FEATURES

That at the time of service, as aforesaid, I asked the **DEFENDANT** whether he/she 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 17TH day of SEPTEMBER, 2010

SAMSON NEWMAN Notary Public.

Notary Public, NEW YORK COUNTY

01NE4783767

Qualified in NEW YORK COUNTY Commission Expires 11/03/2013

HOWARD HEREZFELD

AETNA JUDICIAL SERVICE IN 225 BROADWAY, SUITE LEGA

NEW YORK, NY, 10001

Reference No: 3-JLN-102290