#### UNITED STATES DISTRICT COURT

#### SOUTHERN DISTRICT OF NEW YORK

JACOB TEITELBAUM, individually and as father to CHILD A and CHILD B,

**PLAINTIFF** 

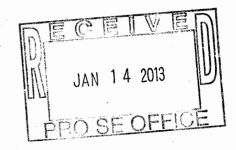
-against-

JUDA KATZ; CHAYA KATZ; JOEL TENNENBAUM;
BLUMA TENNENBAUM; DAVID RUBENSTEIN;
KIRYAS JOEL COMM AMBULANCE CRP; ATTY. MARIA
PETRIZIO; CHILDREN'S RIGHTS SOCIETY OF ORANGE
COUNTY; ATTY. KIM PAVLOVIC; ATTY JOHN FRANCIS
X. BURKE; CHILD PROTECTIVE SERVICES OF ORANGE
COUNTY; DEPARTMENT OF SOCIAL SERVICES OF
ORANGE COUNTY; CHRISTINE BRUNET; ATTY.
STEPHANIE BAZILEOR; JOHN DOES 1 THROUGH 95;
JANE DOES 1 THROUGH 20,

**DEFENDANTS** 

CIVIL ACTION NO.

12 CV 02858 (VB)



### MOTION FOR DEFAULT JUDGMENT

Comes now Plaintiff JACOB TEITELBAUM, and requests the Court, pursuant to Rule 55(b)(1) of the Federal Rules of Civil Procedure, for the entry of a judgment by default against the Defendant ATTY JOHN FRANCIS X. BURKE, In support of this request, Plaintiff JACOB TEITELBAUM relies upon the record in this case and the affidavit submitted herein. Respectfully Submitted,

Dated January 7, 2013, Monroe, NY.

Jacob Teitelbaum, Plaintiff

# UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

JACOB TEITELBAUM, individually and as father to CHILD A and CHILD B,

**PLAINTIFF** 

CIVIL ACTION NO. 12 CV 02858 (VB)

-against-

JUDA KATZ; CHAYA KATZ; JOEL TENNENBAUM;
BLUMA TENNENBAUM; DAVID RUBENSTEIN;
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PETRIZIO; CHILDREN'S RIGHTS SOCIETY OF ORANGE
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X. BURKE; CHILD PROTECTIVE SERVICES OF ORANGE
COUNTY; DEPARTMENT OF SOCIAL SERVICES OF
ORANGE COUNTY; CHRISTINE BRUNET; ATTY.
STEPHANIE BAZILEOR; JOHN DOES 1 THROUGH 95;
JANE DOES 1 THROUGH 20,

**DEFENDANTS** 

#### AFFIDAVIT IN SUPPORT OF DEFAULT JUDGMENT

JACOB TEITELBAUM, hereby declares as follows:

- 1. I am Plaintiff in this action.
- 2. This action was commenced pursuant to Federal Question, 28 U.S.C. § 1331 for violations of the constitutional amendments, and state and federal statues, and pursuant to, 42 U.S.C. § 1983, and § 1985.The Defendant was served in this matter by the United States Marshall's Service on September 24, 2012.

3. The time within which the Defendant ATTY JOHN FRANCIS X. BURKE may

answer or otherwise move with respect to the complaint herein has expired; said Defendant has

not answered or otherwise moved with respect to the complaint, and the time for Defendant to do

so has not been extended.

4.

Said Defendant is not an infant or incompetent. Defendant is not presently in the

military service of the United States as appears from facts in a credit report prepared for this

litigation.

5. Said defendant is indebted to the Plaintiff in the following manner: actual and

punitive damages as a result thereof, plaintiff was damaged in the sum of \$2,000,000.00 (two-

million dollars).

Wherefore, Plaintiff request judgment on each cause of action,

Wherefore, Plaintiff, JACOB TEITELBAUM, requests that the default of the Defendant

ATTY JOHN FRANCIS X. BURKE be noted and that judgment be entered in favor of Plaintiff

and against Defendant in the manner stated herein.

I declare under penalty of perjury that the foregoing is true and accurate to the best of my

knowledge, information and belief; that the amount claimed is justly due and owing to Plaintiff

that no part thereof has been paid; and, that the disbursements sought to be taxed have been made

in this action, or will necessarily be made or included in this action.

Dated January 7, 2013, Monroe, N.Y.

Jacob Teitelbaum, Plaintiff

# UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

JACOB TEITELBAUM, individually and as father to CHILD A and CHILD B.

**PLAINTIFF** 

-against-

JUDA KATZ; CHAYA KATZ; JOEL TENNENBAUM;
BLUMA TENNENBAUM; DAVID RUBENSTEIN;
KIRYAS JOEL COMM AMBULANCE CRP; ATTY. MARIA
PETRIZIO; CHILDREN'S RIGHTS SOCIETY OF ORANGE
COUNTY; ATTY. KIM PAVLOVIC; ATTY JOHN FRANCIS
X. BURKE; CHILD PROTECTIVE SERVICES OF ORANGE
COUNTY; DEPARTMENT OF SOCIAL SERVICES OF
ORANGE COUNTY; CHRISTINE BRUNET; ATTY.
STEPHANIE BAZILEOR; JOHN DOES 1 THROUGH 95;
JANE DOES 1 THROUGH 20,

CIVIL ACTION NO. 12 CV 02858 (VB)

CLERK'S CERTIFICATE

I, RUBY J. KRAJICK, Clerk of the United States District Court for the Southern District of New York, do hereby certify that this action commenced on April 11, 2012, with the filing of the Summons and Complaint, a copy of the Summons and Complaint was served by U S Marshals on Defendant JOHN FRANCIS X. BURKE, by serving personal service on Julie Turi receptionist of Defendant Attorney John Francis X. Burke. on September 24, 2012, and proof of such service thereof was filed on October 11, 2012,

**DEFENDANTS** 

I further certify that the docket entries indicate that the defendant has not filed an answer or otherwise moved with respect to the complaint herein. The default of the defendant is hereby noted.

Dated: New York, New York,

RUBY J. KRAJICK Clerk of Court

By:		
	Deputy Clerk	

# UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

JACOB TEITELBAUM, individually and as father to CHILD A and CHILD B,

**PLAINTIFF** 

-against-

JUDA KATZ; CHAYA KATZ; JOEL TENNENBAUM;
BLUMA TENNENBAUM; DAVID RUBENSTEIN;
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COUNTY; DEPARTMENT OF SOCIAL SERVICES OF
ORANGE COUNTY; CHRISTINE BRUNET; ATTY.
STEPHANIE BAZILEOR; JOHN DOES 1 THROUGH 95;
JANE DOES 1 THROUGH 20,

CIVIL ACTION NO. 12 CV 02858 (VB)

DEFAULT JUDGMENT

This action having been commenced on April 11, 2012, by the filing of the Summons and Complaint, and a copy of the Summons and Complaint having been personally served on the Defendant, Attorney JOHN FRANCIS X. BURKE, on September 24, 2012, by U S Marshals, personal service on Julie Turi receptionist of Defendant Attorney John Francis X. Burke. and a

**DEFENDANTS** 

proof of service having been filed on October 11, 2012, and the defendant not having answered the Complaint, and the time for answering the Complaint having expired, it is

ORDERED, ADJUDGED AND DECREED	That the plaintiff have judgment against
defendant in the liquidated amount of \$	_ with interest at% from
(date) amounting to \$ plus costs and o	lisbursements of this action in the
amount of \$ amounting in all t	o \$
Dated; White Plains, New York	•
	U.S.D.J.
	This document was entered on the docket on

### U.S. Department of Justice United States Marshals Service

PRIOR EDITIONS

MAY BE USED

### PROCESS RECEIPT AND RETURN

See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

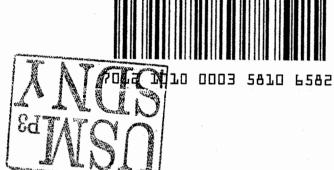
FORM USM-285 (Rev. 12/15/80)

(Instructions Rev. 12/08)

SERVE NAME OF INDIVIDUAL COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR COMDENN  ALL 2 Lt 9 L	PLAINTIFF Teite	lha.l.M		COURT CASE	NUMBER BV				
SERVE NAME OF INDIVIDUAL COMPANY, CORPORATION ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN  4 (19 A) Street or RFD, Apartment No., City, Sate and ZIP Code)  AT ADDRESS (Servet or RFD, Apartment No., City, Sate and ZIP Code)  AT ADDRESS (Servet or RFD, Apartment No., City, Sate and ZIP Code)  AT ADDRESS (Servet or RFD, Apartment No., City, Sate and ZIP Code)  AT ADDRESS (Servet or RFD, Apartment No., City, Sate and ZIP Code)  AT ADDRESS (Servet or RFD, Apartment No., City, Sate and ZIP Code)  AT ADDRESS (Servet or RFD, Apartment No., City, Sate and ZIP Code)  AT ADDRESS (Service COPY TO RECUISTER AT NAME AND ADDRESS BELOW:  SERVICE COPY TO RECUISTER AT NAME AND ADDRESS BELOW:  A Number of process to be service on U.S.A.  SEPCIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL. ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses. All Telephone Numbers, and Estimated Times Available For Service):  SEPCIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL. ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses. All Telephone Numbers, and Estimated Times Available For Service):  SEAD TO NOT WRITE BELOW THIS LINE  To Exhausted of PLANTIFF TELEPHONE NUMBER  The Service To Date The Service Time on the individual company, corporation, etc., shown at the address inserted below.  The Interest of Control of Service (Include Business described on the individual, company, corporation, etc., shown at the address inserted below.  The The The Telephone Numbers and Deputy  The The Telephone Numbers and Alternate Andress inserted below.  The The Service Time and Alternate Andress inserted below.  The The Telephone Numbers and Alternate Andress inserted below.  The Telephone Numbers and Alt	DEFENDANT	TYPE OF PRO	TYPE OF PROCESS						
ADDRESS (Server or RFD, Aparament No. City, State and ZIP Coale)  MAIN SE/OR P. D. Box. 943 Looken N. V. 10934  SEND NOTICE OF SERVICE COPYTO REQUESTER AT NAME AND ADDRESS BELOW:  SEND NOTICE OF SERVICE COPYTO REQUESTER AT NAME AND ADDRESS BELOW:  Jeight Way # 10 Months of December of Process to be served with this Form - 285  Number of parties to be served in this case  Check for service on U.S.A.  Number of parties to be served in this case  Check for service on U.S.A.  SEND NOTICE OF EXEMBER INFORMATION THAT WHA. ASSINT IN EXPEDITING SERVICE (Inclinde Rutiness, and Alternate Anthresses, All Telephone Numbers, and Estimated Times Available For Service):  SEND WFOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE  I acknowledge receipt for the total  Total Process Indicated.  Date  Origin No. 24 No.  Thereby certify and return that 1 have personally served.   Date legal evidence of service.   Dave executed as shown in "Remarks", the process described on the individual company, composition, etc., althe address shown above or on the individual, company, corporation, etc., shown at the address inserted below.  Of Thereby certify and return that 1 am unable to locate the individual, company, corporation, etc., named above (See remarks Inclow)  Name and title of individual served (If not shown above)  Julie Tust Yee extra part of service.   Dave of service.   Dave of service and discreting than energiding in the address inserted below.  Signature of Julie Tust. Yee extra part of suitable are an Date of service.   Dave of service.   Dave of service and discreting than energiding in the different in an Date of Service.   Dave of Service and discreting than energiding in the different and part of service.   Dave of Service and discreting than energiding in the different and part of service.   Dave of Service and discreting than energiding in the different and part of service.   Dave of Service and discreting the energiding in the different and part of service.   Dave of Service and discreting the energiding of	SERVE NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN								
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Signature of Autoriey of other Priginator requesting service on behalf of:    PLAINTIFF	<u>L</u>	′. 							
Signature of Attorney of other Driginator requesting service on behalf of:    DIAINTIFF   DEFENDANT   TELEPHONE NUMBER   DATE   TOPE 26   1   1   1   1   1   1   1   1   1	Telephone Numbers, and Estimated Times Ava	IFORMATION THAT WILL ASSIS uilable For Service):	ST IN EXPEDITING SI	ERVICE ( <u>Include Business o</u>					
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REMARKS: 7/2/12 Sent out for mail service, no response 8/10/12 Set up for Per/service									
0/10/12 Set up for Per/Service									
12-2858-24					2-2800 24				

1. CLERK OF THE COURT

Jacob Teitelbaum Co Ben Friedman 5 Leipnik Way # 102 Monroe, New York 10950





MONROE NY 10950 JAN 10. 13 AMOUNT \$3.60

Fre SciOnson UNRITE STATES IN SCUMHERN HISTER SET FEATER May then ECO Pending See New York Stee Pro Se Office
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street Room 230
New York, New York 10007

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