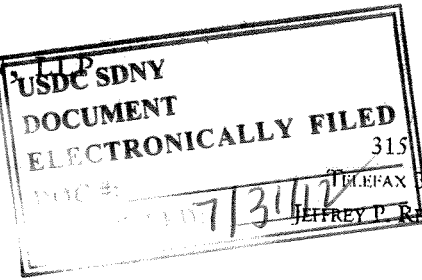


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MEMO ENDORSED



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July 26, 2012

VIA FACSIMILE

Honorable Vincent L. Briccetti, U.S.D.J.  
The Hon. Charles L. Brieant Jr. Federal Building and  
United States Courthouse  
300 Quarropas St., Room 630  
White Plains, NY 10601-4150

Re: *Teitelbaum vs. Katz et al.*  
Case No: 7:12-cv-02858  
Our File No: KIRY01/01455

*The Clerk is instructed  
to delete this letter.  
Catching is identical to  
another letter submitted  
for  
WBurtch, USDC  
7/31/12*

Dear Judge Briccetti:

As this Court is aware through the electronic filing of Notices of Appearance, this office represents two (2) defendants in the above entitled action, Kiryas Joel Community Ambulance Corporation ("Kiryas Joel") and David Rubenstein. Please accept this letter as an objection/correction to the Notice of Electronic Filing received today regarding Plaintiff's filing of the Marshal's Process Receipt with supporting documentation for the purported service of the Summons and Amended Complaint upon David Rubenstein. In fact, the Summons and *Amended Complaint* have not yet been served upon David Rubenstein. Rather, the Acknowledgement of Service by Mail of July 3, 2012 utilized as supporting documentation for the Process Receipt is for the original Summons and *Complaint*.

As the Court will note, the Statement of Service by Mail attached to the Marshal's Process Receipt is dated June 1, 2012, twenty days prior to the filing of the Amended Complaint. Further, it specifically references Service by Mail and Acknowledgment of Receipt by Mail of the Summons and *Complaint*, not the Summons and *Amended Complaint*.

In fact, the document that was served upon David Rubenstein was the Complaint dated April 11, 2012. I reviewed the entire package that had been served by mail upon David Rubenstein and signed the Acknowledgement of Receipt on July 3, 2012, acknowledging receipt of the Summons and Complaint. To date, upon information and belief, neither Kiryas Joel nor David Rubenstein have been served with the Amended Complaint, and in light of our Notice of Appearance, I would assume that service would be made upon this office.

Because Defendants Kiryas Joel and David Rubenstein have not yet been served with the *Amended Complaint*, it is respectfully requested that this Court continue to stay the time for these

TADDEO & SHAHAN, LLP

Hon. Vincent L. Briccetti, U.S.D.J.

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two defendants to move with respect to the Amended Complaint until service of the same has actually been effected.

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Respectfully Submitted on Behalf of Defendants Kiryas Joel and David Rubenstein,

TADDEO & SHAHAN, LLP



Karen M. Taddeo

KMT/mlc

cc: Jacob Teitelbaum  
Rebecca Baldwin Mantello, Esq.  
Gregg D. Weinstock, Esq.  
(via US Mail)