

**AFFIDAVIT OF SERVICE BY MAIL**


STATE OF NEW YORK    )  
  : ss.:  
COUNTY OF NASSAU    )

JEANNE M. PEPPARD, being duly sworn deposes and says:

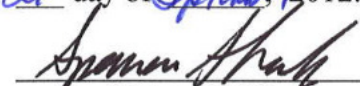
I am not party of the action, am over 18 years of age and reside in Holbrook, New York.

On the 21<sup>st</sup> day of September 2012 I served a true copy of the annexed **NOTICE OF MOTION, NOTICE TO PRO SE LITIGANT, ATTORNEY DECLARATION, MEMORANDUM OF LAW and COPIES OF UNPUBLISHED OR EXCLUSIVELY REPORTED CASES CITED IN SAID MEMORANDUM** by mailing the same in a sealed envelope with postage prepaid thereon, in a post office or official depository of the U.S. Postal Service within the State of New York addressed to the last known address of the address as indicated below and upon information and belief, none of the aforesaid persons is in the military service as defined by the Act of Congress known as the "Soldiers' and Sailors' Civil Relief Act" of 1940 and in the New York "Soldiers' and Sailors' Civil Relief Act."

David Darwin, Esq.  
Orange County Department of Law  
Municipal Law Division  
15 Matthews Street, Suite 305  
Goshen, NY 10924

  
\_\_\_\_\_  
JEANNE M. PEPPARD

Sworn to before me this  
21<sup>st</sup> day of September, 2012.

  
\_\_\_\_\_  
Notary Public

**SPENCER SHEEHAN**  
Notary Public, State of New York  
No. 02SH6265078  
Qualified in Nassau County  
Commission Expires July 9, 2016