

<i>Attorney or Party without Attorney:</i> JOHN C. KIRKE ESQ, Bar #175055 DONAHUE, GALLAGHER & WOODS 300 LAKESIDE DRIVE, STE 1900 Oakland, CA 94612 Telephone No: 510-451-0544 FAX No: 510-832-1486		<i>For Court Use Only</i>	
<i>Attorney for:</i> Plaintiff		<i>Ref. No. or File No.:</i>	
<i>Insert name of Court, and Judicial District and Branch Court:</i> United States District Court, Northern District Of California			
<i>Plaintiff:</i> PHONEDOG, LLC, a Delaware Corporation <i>Defendant:</i> NOAH KRAVITZ, an individual			
PROOF OF SERVICE SUMMS IN CIV. ACTION	<i>Hearing Date:</i>	<i>Time:</i>	<i>Case Number:</i> C11-03474

1. *At the time of service I was at least 18 years of age and not a party to this action.*

2. I served copies of the Summons In A Civil Action; Civil Case Cover Sheet; Complaint For Damages And Injunctive Relief; Misappropriation Of Trade Secrets; Intentional Interference With Prospective Economic Advantage; Negligent Interference With Prospective Economic Advantage; And Conversion; Order Setting Initial Case Management Conference And Adr Deadlines; Case Management Standing Order; {blank} Consent To Assignment Or Request For Reassignment; Standing Order Discovery & Dispute Procedures; Contents Of Joint Case Management Statement; Notice Of Assignment Of Case To A United States Magistrate Judge For Trial; {blank} Consent To Proceed Before A United States Magistrate Judge; {blank} Declination To Proceed Before A Magistrate Judge And Request For Reassignment To A United States District Judge; Welcome To The U.S. District Court Packet; Ecf Registration Information Handout; Consenting To A Magistrate Judge's Jurisdiction In The Northern District Of California Packet

3. *a. Party served:* NOAH KRAVITZ, an individual
b. Person served: party in item 3.a., White, Male, 35 Years Old, Black Hair, Brown Eyes, 5 Feet 9 Inches, 175 Pounds

4. *Address where the party was served:* 5765 MANILA AVE.
OAKLAND, CA 94618

5. *I served the party:*
 a. **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on: Sun., Jul. 17, 2011 (2) at: 8:28PM

6. *The "Notice to the Person Served" (on the Summons) was completed as follows:*
 a. as an individual defendant

7. **Person Who Served Papers:**
 a. MARCUS ADRIAN JOHNSON

Recoverable Cost Per CCP 1033.5(a)(4)(B)

d. **The Fee for Service was:** \$110.00



1280 BOULEVARD WAY #205
 WALNUT CREEK, CA 94595
 (925) 947-3470
 FAX (925) 947-3480
 WWW.ONEHOUR.NET

- e. I am: (3) registered California process server
- (i) Owner
 - (ii) *Registration No.:* 1166
 - (iii) *County:* ALAMEDA
 - (iv) *Expiration Date:* Mon, Mar. 19, 2012

8. **I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.**
Date: Tue, Jul. 19, 2011

<i>Attorney or Party without Attorney:</i> JOHN C. KIRKE ESQ, Bar #175055 DONAHUE, GALLAGHER & WOODS 300 LAKESIDE DRIVE, STE 1900 Oakland, CA 94612 Telephone No: 510-451-0544 FAX: No: 510-832-1486		<i>For Court Use Only</i>	
<i>Attorney for:</i> Plaintiff		<i>Ref. No or File No.:</i>	
<i>Insert name of Court, and Judicial District and Branch Court:</i> United States District Court, Northern District Of California			
<i>Plaintiff:</i> PHONEDOG, LLC, a Delaware Corporation			
<i>Defendant:</i> NOAH KRAVITZ, an individual			
AFFIDAVIT OF REASONABLE DILIGENCE		<i>Hearing Date:</i>	<i>Time:</i>
		<i>Dept/Div:</i>	<i>Case Number:</i> C11-03474

1. I, MARCUS ADRIAN JOHNSON, and any employee or independent contractors retained by One Hour Delivery Service are and were on the dates mentioned herein over the age of eighteen years and not a party to this action. Personal service was attempted on Defendant NOAH KRAVITZ, an individual as follows:

2. **Documents:** Summons In A Civil Action; Civil Case Cover Sheet; Complaint For Damages And Injunctive Relief; Misappropriation Of Trade Secrets; Intentional Interference With Prospective Economic Advantage; Negligent Interference With Prospective Economic Advantage; And Conversion; Order Setting Initial Case Management Conference And ADR Deadlines; Case Management Standing Order; {blank} Consent To Assignment Or Request For Reassignment; Standing Order Discovery & Dispute Procedures; Contents Of Joint Case Management Statement; Notice Of Assignment Of Case To A United States Magistrate Judge For Trial; {blank} Consent To Proceed Before A United States Magistrate Judge; {blank} Declination To Proceed Before A Magistrate Judge And Request For Reassignment To A United States District Judge; Welcome To The U.S. District Court Packet; Ecf Registration Information Handout; Consenting To A Magistrate Judge's Jurisdiction In The Northern District Of California Packet.

Day	Date	Time	Location	Results
Fri	07/15/11	8:40pm	Home	THERE WAS NO ANSWER AT THE DOOR. Attempt made by: MARCUS ADRIAN JOHNSON. Attempt at: 5765 MANILA AVE. OAKLAND CA 94618.
Sat	07/16/11	7:12am	Home	THERE WAS NO ANSWER AT THE DOOR. Attempt made by: MARCUS ADRIAN JOHNSON. Attempt at: 5765 MANILA AVE. OAKLAND CA 94618.
Sun	07/17/11	8:28pm	Home	Personal Service on: NOAH KRAVITZ, an individual Home - 5765 MANILA AVE. OAKLAND, CA 94618 by Serving: party in item 3.a., White, Male, 35 Years Old, Black Hair, Brown Eyes, 5 Feet 9 Inches, 175 Pounds. Served by: MARCUS ADRIAN JOHNSON

3. *Person Executing*

- a. MARCUS ADRIAN JOHNSON
- b. **One Hour Delivery Service**
 1280 Boulevard Way #205
 WALNUT CREEK, CA 94595
- c. .925-947-1100, FAX 925-947-3480

Recoverable Costs Per CCP 1033.5(a)(4)(B)

d. The Fee for service was: \$110.00

- e. I am: (3) registered California process server
 - (i) Owner
 - (ii) Registration No.: 1166
 - (iii) County: ALAMEDA
 - (iv) Expiration Date: Mon, Mar. 19, 2012

4. **I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.**

Date: Tue, Jul. 19, 2011



AFFIDAVIT OF REASONABLE DILIGENCE (MARCUS ADRIAN JOHNSON)