

1 NELSON E. ROTH, SBN 67350  
 ner3@cornell.edu  
 2 CORNELL UNIVERSITY  
 300 CCC Building  
 3 Garden Avenue  
 Ithaca, New York 14853-2601  
 4 Telephone: (607)255-5124  
 Facsimile: (607)255-2794  
 5

6 BERT H. DEIXLER, SBN 70614  
 bdeixler@proskauer.com  
 CHARLES S. SIMS, New York Attorney Registration No. 1535640  
 7 admitted *pro hac vice*  
 csims@proskauer.com

8 CLIFFORD S. DAVIDSON, SBN 246119  
 cdavidson@proskauer.com  
 9 PROSKAUER ROSE LLP  
 2049 Century Park East, 32nd Floor  
 10 Los Angeles, CA 90067-3206  
 Telephone: (310) 557-2900  
 11 Facsimile: (310) 557-2193

12 Attorneys for Defendant,  
 CORNELL UNIVERSITY  
 13

14 UNITED STATES DISTRICT COURT  
 15 SOUTHERN DISTRICT OF CALIFORNIA

16 KEVIN VANGINDEREN,  
 17 Plaintiff,  
 18  
 v.  
 19 CORNELL UNIVERSITY,  
 20 Defendant.  
 21

) Case No. 07-CV-2045-BTM (JMA)  
 )  
 ) CERTIFICATE OF SERVICE  
 )  
 )  
 )  
 )  
 )

**CERTIFICATE OF SERVICE**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I declare that: I am employed in the county of Los Angeles, California. I am over the age of eighteen years and not a party to the within cause; my business address is 2049 Century Park East, Suite 3200, Los Angeles, California 90067-3206.

On December 12, 2007, I served the foregoing documents, described as:

- 1. CORNELL'S SUPPLEMENTAL REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF SPECIAL MOTION TO STRIKE PLAINTIFF'S COMPLAINT PURSUANT TO SECTION 425.16 OF THE CALIFORNIA CODE OF CIVIL PROCEDURE;
- 2. DECLARATION OF NELSON E. ROTH IN SUPPORT OF CORNELL'S SUPPLEMENTAL REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF SPECIAL MOTION TO STRIKE PLAINTIFF'S COMPLAINT PURSUANT TO SECTION 425.16 OF THE CALIFORNIA CODE OF CIVIL PROCEDURE; and
- 3. NOTICE OF ELECTRONIC FILING

by placing  the original  a true copy thereof enclosed in sealed envelopes addressed as follows:

Kevin Vanginderen  
637 3rd Avenue, Suite E-1  
Chula Vista, CA 91910

(By Fax) By transmitting a true and correct copy thereof via facsimile transmission to

(By Mail) I am "readily familiar: with the Firm's practice of collection and processing correspondence for mailing. Under that practice, it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

(By Personal Service)

By personally delivering such envelope to the addressee.

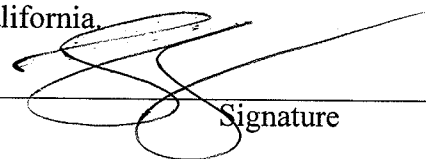
By causing such envelope to be delivered by messenger to the office of the addressee.

By causing such envelope to be delivered by the office of the addressee by OVERNIGHT DELIVERY via Federal Express or by other similar overnight delivery service.

(Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on December 12, 2007, at Los Angeles, California.

Ivania Munguia  
Type or Print Name



Signature