

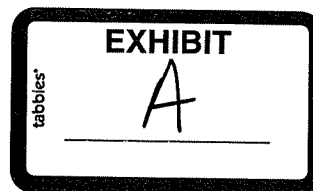
**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

EROS, LLC,	:	CIVIL ACTION NO.:
	:	8:07-CV-01158-SCB-TEW
Plaintiff,	:	
	:	
v.	:	JURY TRIAL DEMANDED
	:	
ROBERT LEATHERWOOD and	:	
JOHN DOES 1-10,	:	
	:	
Defendants.	:	
	:	

**DECLARATION OF FRANCIS X. TANEY, JR.
IN SUPPORT OF REQUEST FOR ENTRY OF DEFAULT
AGAINST DEFENDANT ROBERT LEATHERWOOD**

Pursuant to 28 U.S.C. § 1746, I, Francis X. Taney, Jr., declare as follows:

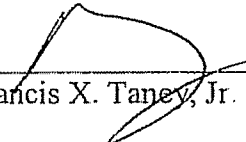
1. I am counsel for plaintiff Eros LLC ("Eros") with respect to this matter. I am a member of the bars of the Commonwealth of Pennsylvania and the State of New Jersey, and have been admitted *pro hac vice* to appear on Eros's behalf in this matter.
2. I am giving this declaration in support of Eros's Request for Entry of Default Against Defendant Robert Leatherwood.
3. On October 25, Eros effected service of the First Amended Complaint upon defendant Robert Leatherwood by leaving copies of the summons and the First Amended Complaint at Robert Leatherwood's usual place of abode with a person of suitable age and discretion then residing therein. A true and correct copy of the affidavit of service submitted by the person effecting service is attached hereto as Exhibit 1.



4. As of the present date, Robert Leatherwood has failed to plead or otherwise defend against the First Amended Complaint as provided by the Federal Rules of Civil Procedure.

I hereby declare under the penalty of perjury under the laws of the United States of America that the foregoing statements made by me are true and correct.

Executed in Philadelphia, Pennsylvania
on November 15, 2007



Francis X. Tanev, Jr.

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE <u>10.25.07 10:24 AM</u>	
NAME OF SERVER (PRINT) <u>RICHARD A. SLATKIN</u>	TITLE <u>TX #1147 A-08738 PRIVATE INVESTIGATOR</u>	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where _____ _____		
<input checked="" type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein Name of person with whom the summons and complaint <u>BARBARA K. ALLEN-58</u>		
<input type="checkbox"/> Returned _____ _____		
<input type="checkbox"/> Other _____ _____		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
/	/	/
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct		
Executed	<u>10.25.07</u> Date	<u>Richard A. Slatkin</u> Signature of Server
<u>P.O. BOX 121963</u> Address of Server <u>PORT WORTH, TX 76121-1963</u> <u>817-732-0593</u>		
<div style="border: 2px solid black; padding: 5px; display: inline-block;"> EXHIBIT 1 </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure