

Form 02 - SUITABLE WITH MILITARY

TUCKNER, SIPSER, WEINSTOCK & SIPSER, ESQS
ATTN: BILL SIPSER

U.S. EASTERN DIST. COURT NEW YORK COUNTY

SHEZ JACKSON

plaintiff

Index No. CV 04 5407

- against -

STERLING METS, L.P., ETAL

defendant

Date Filed

Office No.

Court Date: / /

STATE OF NEW YORK, COUNTY OF NEW YORK :SS:

HOWARD HERTZFIELD being duly sworn, deposes and says; I am over 18 years of age, not a party to this action, and reside in the State of New York. That on the

3rd day of January, 2005 12:50 PM at

%STERLING METS, LP SHEA STADIUM

123-01 ROOSEVELT AVE FLUSHING, NY 11368-1699

I served the **SUMMONS AND COMPLAINT**
CONSENT PURSUANT TO 29 USC 216(B)

upon **JEFFREY WILPON**

the **DEFENDANT** therein named by delivering and leaving a true copy or copies of the aforementioned documents with

HELENE WEINTRAUB, LEGAL CLERK AUTHORIZED TO ACCEPT SERVICE
AS PER COMPANY POLICY a person of suitable age and discretion.

Deponent describes the person served as aforesaid to the best of deponent's ability at the time and circumstances of the service as follows:

SEX: **FEMALE** COLOR: **WHITE** HAIR: **BROWN** AGE: **43** HEIGHT: **5:5** WEIGHT: **135**

OTHER IDENTIFYING FEATURES:

On 01/06/2005 I deposited in the United States mail a true copy of the aforementioned documents properly enclosed and sealed in a post-paid wrapper addressed to the said **DEFENDANT** at the above address. That address being **actual place of employment of the DEFENDANT**.

Copy mailed 1st class mail marked personal & confidential not indicating on the outside thereof, by return address or otherwise that said notice is from an attorney or concerns action against the person to be served.

AS EVIDENCED BY CERTIFICATE OF MAILING HEREWITHE ATTACHED.

That at the time of service as aforesaid, I asked person spoken to whether **DEFENDANT** was in the military service of the State of New York or United States and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid I aver that the **DEFENDANT** is not in the military service, and is not dependent on anyone in the military service of the State of New York or the United States as that term is defined in the statutes of the State of New York or the Federal Soldiers and Sailors Civil Relief Act.

Sworn to before me this
6th day of January, 2005 mi


TERRY GOLUB
Notary Public, State of New York
No. 01GO5041250
Qualified in KINGS COUNTY
Commission Expires 03/27/2007


HOWARD HERTZFIELD 778037
AETNA CENTRAL JUDICIAL SERVICES
225 BROADWAY, SUITE 1802
NEW YORK, NY, 10007
Reference No: 3TSWS810949

U.S. POSTAL SERVICE		CERTIFICATE OF MAILING	
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT PROV			
00	/AJS		
R	SUITE 1802		
	225 BROADWAY		
	NEW YORK NY 10007		
One piece of ordinary mail addressed to:			
72	/TSWS		
JEFFREY WILPON			
XSTERLING METS, LP SHEA STADIUM			
123-01 ROOSEVELT AVE FLUSHING, NY 11368-1694			

or meter postage and
post mark. Inquire of
Postmaster for current
fee.

RECEIVED
JAN 5 2005

F-3 Form 5010, January 2001

