

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

AVI KOSCHITZKI, on Behalf of Himself and
all Others similarly situated,

Plaintiff,

-against-

APPLE INC., and AT&T INC.,

Defendants.

Case No. 08 Civ. 4451

CLASS ACTION

AFFIDAVIT OF SERVICE

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

JOSHUA A. ROY, being duly sworn, deposes and says:

1. I am over 18 years of age and am a licensed process server #1259440. I am employed by Morrison & Foerster LLP and am not a party to this action.

2. On Tuesday, November 4, 2008, at approximately 2:10 p.m., I served true and correct copies of the following documents:

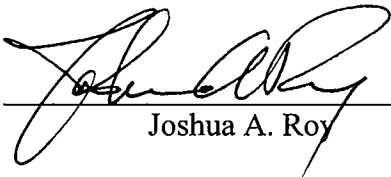
- Defendant Apple Inc.'s Notice of Removal, dated 11/4/08
- Civil Cover Sheet, dated 11/4/08
- Defendant Apple Inc.'s Disclosure Statement, dated 11/4/08
- Defendant Apple Inc.'s Notice of Related Cases, dated 11/4/08
- Declaration of James Bean in Support of Apple Inc.'s Notice of Removal, dated 11/3/08
- Electronic Filing Instructions for the Eastern District of New York
- Individual Motion Practices of Judge Jack B. Weinstein

all in the above captioned matter, by hand upon:

Joshua Farkas, Esq.
STEIN FARKAS & SCHWARTZ LLP
1639 East 13th St.
Brooklyn, NY 11229

by delivering and leaving same with Ms. Rachel Gordon at the above address, who introduced herself as a Legal Assistant and accepted service on behalf of Stein Farkas & Schwartz LLP.

3. I would describe Ms. Gordon as a Caucasian female, approximately 26 years of age, approximately 5 feet 6 inches tall, pregnant, weighing approximately 140 pounds, with long, reddish-brown hair.



Joshua A. Roy

Sworn to before me this
5th day of November, 2008



Notary Public

LAINI GEORGE
Notary Public, State of New York
No. 01GE6170630
Qualified in Kings County
Commission Expires July 9, 2011