

EXHIBIT B

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

MEYER, SUOZZI, ENGLISH & KLEIN, P.C.,

Plaintiff,

-against-

**MATHEW K. HIGBEE, Esq.,
NICK YOUNGSON,
RM MEDIA, LTD.,
And HIGBEE & ASSOCIATES,**

Defendants.

Civil Action No. 18cv3353(ADS)(ARL)

**STATEMENT OF SERVICE BY MAIL AND
WAIVER OF SERVICE
OF
Summons and Complaint**

This STATEMENT OF SERVICE BY MAIL is hereby served upon Mathew K. Higbee, Esq., and WAIVER OF SERVICE is hereby requested, pursuant to Rule 4 of the Federal Rules of Civil Procedure.

To: **Mathew K. Higbee, Esq.,**

Pursuant to the enclosed waiver form, should you fail to waive service within sixty (60) days, you (or the party on whose behalf you are being served) will be required to pay any expenses incurred in serving the summons and complaint in any other manner permitted by law, and that cost of such service as permitted by law will be entered as a judgment against you (or the party on whose behalf you are being served).

With this statement, you have received two copies of the waiver form, a copy of the summons and complaint, and a prepaid means of returning one copy of the waiver form to the sender. The signed return of the waiver does not relieve you of the necessity to answer the complaint, but only allows you more time to do so.

If you are served on behalf of a corporation, unincorporated association, partnership or other entity, you must indicate under your signature your relationship to the entity. If you are served on behalf of another person and you are authorized to receive process, you must indicate under your signature your authority. It is a crime to forge a signature or to make a false entry on the waiver form.

Dated: Garden City, New York
June 13, 2018

MEYER, SUOZZI, ENGLISH & KLEIN, P.C.

Pro Se

By: /s/_____

Kevin Schlosser

990 Stewart Avenue, Suite 300

Garden City, New York 11530-9194

Tel.: (516) 741-6565

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UNITED STATES DISTRICT COURT
for the

MEYER, SUOZZI, ENGLISH & KLEIN, P.C.

Plaintiff

v.

MATHEW K. HIGBEE, Esq., et al.

Defendant

Civil Action No. 18cv3353(ADS)(ARL)

WAIVER OF THE SERVICE OF SUMMONS

To: Kevin Schlosser

(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from 06/13/2018, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date:

Signature of the attorney or unrepresented party

Printed name of party waiving service of summons

Printed name

Address

E-mail address

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.