

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re ELEVATOR ANTITRUST LITIGATION : Civil Action No. 04-CV-01178(TPG)  
: NOTICE OF FILING PROOF OF SERVICE  
: OF SUMMONS AND COMPLAINT ON  
: THYSSEN KRUPP ELEVATOR CORP.  
This Document Relates To: :  
: Civil Action No. 04-CV-5663 :  
(Bay Crest Condominium Association) :  
: x

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TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD HEREIN

Notice is hereby given that plaintiff has served the Summons and Complaint in the above-captioned action on defendant Thyssen Krupp Elevator Corp. as evidenced by the Proof of Service of Summons and Complaint attached hereto, which is being filed with the Court.

A copy of this Notice has been sent to all parties on the attached certificate of service.

DATED: November 5, 2004

WOLF HALDENSTEIN ADLER  
FREEMAN & HERZ, LLP  
FRED TAYLOR ISQUITH

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/s/ Fred Taylor Isquith  
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Lead Counsel for Plaintiffs

DECLARATION OF SERVICE BY MAIL

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, a citizen of the United States and a resident of the County of San Diego, over the age of 18 years, and not a party to or interest in the within action; that declarant's business address is 401 B Street, Suite 1700, San Diego, California 92101.
2. That on November 5, 2004, declarant served the NOTICE OF FILING PROOF OF SERVICE OF SUMMONS AND COMPLAINT ON THYSSEN KRUPP ELEVATOR CORP. by depositing a true copy thereof in a United States mailbox at San Diego, California in a sealed envelope with postage thereon fully prepaid and addressed to the parties listed on the attached Service List.
3. That there is a regular communication by mail between the place of mailing and the places so addressed.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 5th day of November, 2004, at San Diego, California.

/s/ Teresa A. Turner

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TERESA A. TURNER

ELEVATORS NY

Service List - 11/5/2004 (04-0160)

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