

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

04-CV-9772

RALPH VARGAS
BLAND-RICKY ROBERTS

Index No.

Plaintiff(s) Petitioner(s)

Calendar No.

against

AFFIDAVIT
OF
SERVICE

Pfizer, Inc.; Publicis, Inc.; Fluid Music; et al
Defendant(s) Respondent(s)

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

The undersigned, being sworn, says: Deponent is not a party herein, is over 18 years of age and resides at New York County
On February 28, 2005 at 3:25 P.M., at 111 EIGHTH AVENUE, NEW YORK, NY 10011

Deponent served the within
 summons and complaint
 subpoena duces tecum
 citation
 summons
 with notice
 notice of petition and petition
 subpoena
 summons + FIRST AMENDED COMPLAINT
 summons, Spanish summons and complaint, the language required by NYCRR 2900.2(e), (f) & (h) was set forth on the face of the summons(es)

to PFIZER, INC. 1/01 CORPORATION defendant witness { hereinafter called } therein
SYSTEM respondent { the recipient } named

INDIVIDUAL 1. by delivering a true copy of each to said recipient personally, deponent knew the person so served to be the person described as said recipient therein.

CORPORATION 2. a FOREIGN corporation, by delivering thereto a true copy of each to Angela Solomon personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and know said individual to be PROCESS SPECIALIST DESIGNATED TO ACCEPT thereof.

SUITABLE AGE PERSON 3. by delivering thereto a true copy of each to a person of suitable age and discretion. Said premises is recipient's actual place of business dwelling place usual place of abode within the state.

AFFIXING TO DOOR, ETC. 4. by affixing a true copy of each to the door of said premises, which is recipient's actual place of business dwelling place usual place of abode within the state. Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, thereto, having called there

MAILING TO RESIDENCE USE WITH 3 OR 4 3A. Deponent talked to at said premises who stated that recipient lived worked there. Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient at recipient's last known residence, at and deposited said envelope in an official depository under exclusive care and custody of the U.S. Postal Service within New York State.

MAILING TO BUSINESS USE WITH 3 OR 4 3B. Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly addressed to recipient at recipient's actual place of business, at in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the recipient.

DESCRIPTION Male White Skin Black Hair White Hair 14-20 Yrs. Under 5' Under 100 Lbs.
 Female Black Skin Brown Hair Balding 21-35 Yrs. 5'0"-5'3" 100-130 Lbs.
 Yellow Skin Blonde Hair Mustache 36-50 Yrs. 5'4"-5'8" 131-160 Lbs.
 Brown Skin Gray Hair Beard 51-65 Yrs. 5'9"-6'0" 161-200 Lbs.
 Red Skin Red Hair Glasses Over 65 Yrs. Over 6' Over 200 Lbs.

Other identifying features:

WITNESS FEES \$ the authorized traveling expenses was paid (tendered) to the recipient and one day's witness fee: was mailed to the witness with subpoena copy.

MILITARY SERVICE I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

Sworn to before me on 3/1/05
OSARYS M. RODRIGUEZ
Notary Public, State of New York
Qualified in New York County
Commission Expires Feb. 19, 2006
License No. 1009485