

COOKE ET AL V. DB 85 GYM CORP ET AL  
1000

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

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DEBORAH R. COOKE and CHRISTINA M.  
RODINO,

11 Civ. 0201 (AKH) (RLE)

Plaintiffs,

-against-

DB 85 GYM CORP. d/b/a DAVID BARTON GYM,  
CV II GYM, LLC d/b/a DAVID BARTON GYM,  
CV VI, LLC d/b/a DAVID BARTON GYM, DB  
BROADWAY GYM CORP. d/b/a DAVID  
BARTON GYM, KEVIN KAVANAUGH, and  
CARL HELMLE, III,

**Affidavit of Service**

Defendants.

-----X  
STATE OF NEW YORK     )  
                                  ) ss:  
COUNTY OF NEW YORK    )

**ANTONINO SCOTT**, being duly sworn, deposes and says: I am not a party to this action, I am over 18 years of age and reside in Brooklyn, New York.

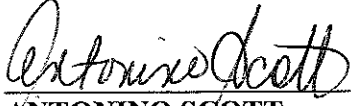
On the 13<sup>th</sup> day of January 2011, at 3:34 p.m., the deponent served the within **Summons and Complaint** at 50 West 23<sup>rd</sup> Street, 5<sup>th</sup> Floor, New York, New York on CV II Gym, LLC by delivering a copy thereof personally to Danny Kirkwood a person of suitable age and discretion, who was authorized and willing to receive same on behalf of CV II Gym, LLC.

The person served is described as follows:

Gender:	Male
Skin color:	White
Height:	6"1'
Approximate age:	40
Weight:	195 pounds
Hair color:	Brown

Other:

Beard

  
ANTONINO SCOTT

Sworn to before me this  
17<sup>th</sup> day of January 2011



Notary Public

COREY STARK  
NOTARY PUBLIC STATE OF NEW YORK  
L.C. #02ST6195042  
NEW YORK COUNTY  
MY COMMISSION EXPIRES 10-20-2012