IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF NORTH CAROLINA CIVIL ACTION NO. 1:07-CV-00953

RYAN MCFADYEN, et al.,)
Plaintiffs,)
v.) CERTIFICATE OF SERVICE BY HAND DELIVERY OF MOTION AND BRIEF PRIOR TO FILING
DUKE UNIVERSITY, et al.,	
Defendants.	

The undersigned hereby certifies that, pursuant to Rule 5(b)(2)(B)(i) of the Federal Rules of Civil Procedure, a copy of each of the following documents was this date served by hand delivery to counsel for Plaintiffs, Mr. Robert C. Ekstrand and Ms. Stephanie A. Smith, by leaving the documents at Mr. Ekstrand's and Ms. Smith's office with a clerk or other person in charge. The documents so served are:

Defendant City of Durham's Motion for Judgment on the Pleadings on Plaintiffs' Claim Under the North Carolina Constitution (Count 41 of Second Amended Complaint); and

Brief in Support of City of Durham's Motion for Judgment on the Pleadings on Plaintiffs' Claim Under the North Carolina Constitution (Count 41 of Second Amended Complaint).

Attached hereto as Exhibit 1 is confirmation of service of the foregoing documents in the foregoing manner.

The foregoing documents have not been filed with the Court, but will be electronically filed with the Clerk of Court forthwith, using the Court's CM/ECF system.

This the 22nd day of April, 2014.

WILSON & RATLEDGE, PLLC

OFFICE OF THE CITY ATTORNEY, CITY OF DURHAM, NORTH CAROLINA

By: /s/ Reginald B. Gillespie, Jr.

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Attorneys for Defendant City of Durham, North Carolina

CERTIFICATE OF ELECTRONIC FILING AND SERVICE

The undersigned hereby certifies that, pursuant to Rule 5 of the Federal Rules of Civil Procedure and LR5.3 and LR5.4, MDNC, the foregoing pleading, motion, affidavit, notice, or other document/paper has been electronically filed with the Clerk of Court using the CM/ECF system, which system will automatically generate and send a Notice of Electronic Filing (NEF) to the undersigned filing user and registered users of record, and that the Court's electronic records show that each party to this action is represented by at least one registered user of record (or that the party is a registered user of record), to each of whom the NEF will be transmitted.

This the 22nd day of April, 2014.

WILSON & RATLEDGE, PLLC

By: /s/ Reginald B. Gillespie, Jr.

Reginald B. Gillespie, Jr. North Carolina State Bar No. 10895