## **EXHIBIT 1**

TO

CERTIFICATE OF SERVICE BY HAND DELIVERY OF MOTION AND BRIEF PRIOR TO FILING



## CITY OF DURHAM OFFICE OF THE CITY ATTORNEY 101 CITY HALL PLAZA| DURHAM, NC 27701 T 919.560.4158 | F 919.560.4660 WWW.DURHAMNC.GOV

## By Hand Delivery

April 22, 2014

Robert C. Ekstrand and/or Stefanie A. Smith Ekstrand & Ekstrand, LLP 110 Swift Avenue, Second Floor Durham, North Carolina 27705

RE: Ryan McFadyen, et al. v. Duke University, et al., 1:07-CV-00953

Dear Mr. Ekstrand and Ms. Smith:

Please find under cover of this letter the City's Motion for Judgment on the Pleadings and accompanying Brief in Support of same in the above-referenced case. The signature below confirms delivery of these documents to your law office on Tuesday, April 22, 2014.

Very truly yours,

Kimberly M. Rehberg

Senior Assistant City Attorney

**Enclosures** 

cc: Reginald B. Gillespie, Jr.

The foregoing letter and the enumerated attachments were personally received by me on behalf of the above-referenced addressee(s) at the above-referenced address on the date shown below:

Print Name

Signature

Date

41221