

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF NORTH CAROLINA  
DURHAM DIVISION  
Case Number: 1:08-CV-0854

DUKE UNIVERSITY AND DUKE )  
UNIVERSITY HEALTH SYSTEM, )  
INC., )

Plaintiff, )

v. )

NATIONAL UNION FIRE )  
INSURANCE COMPANY OF )  
PITTSBURGH, PA., )

Defendant and Third-Party )  
Plaintiff, )

AFFIDAVIT OF SERVICE

v. )

UNITED EDUCATORS INSURANCE, )  
A RECIPROCAL RISK RETENTION )  
GROUP, )

Third-Party Defendant. )

J.T. Crook, first being duly sworn, deposes and says:

Affiant is counsel of record for National Union Fire Insurance Company of Pittsburgh, P.A. (hereinafter "Defendant and Third-Party Plaintiff") in this action.

1. A copy of Defendant and Third-Party Plaintiff's Answer, Counterclaim and Third-Party Complaint, along with a Civil Summons, in this action was deposited in the United States Post Office for mailing by certified mail, return receipt requested, addressed to United Educators, a Reciprocal Risk Retention Group, N.C. Department of Insurance, 430 North Salisbury Street, Raleigh, North Carolina 27612. This copy of Defendant and Third-Party Plaintiff's Answer, Counterclaim, Third-Party Complaint and Civil Summons were in fact

received on January 26, 2009, as evidenced by the attached registry or return receipt.

2. The genuine registry or return receipt is attached hereto as Attachment I to this Affidavit.

/s/ J.T. Crook

J.T. Crook

Subscribed to and sworn to before me by  
J.T. Crook this the 2nd day of February, 2009.

Essa M. Lancaster  
Notary Public

Essa M. Lancaster  
Typed or Printed Name of Notary

My Commission Expires: 03/17/2009

ESSA M. LANCASTER  
NOTARY PUBLIC  
WAKE COUNTY, N.C.  
My Commission Expires 3-17-2009

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**ATTACHMENT I**

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

United Educators, a Reciprocal Risk Retention Group through N.C. Department of Insurance  
 430 N. Salisbury Street  
 Raleigh, North Carolina 27612

2. Article Number  
 (Transfer from service label)

7005 0390 0003 7854 4292

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

- Agent  
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

JAN 26 2009

*John DeSantis*

3. Service Type

- Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

UNITED STATES POSTAL SERVICE



First-Class Mail  
 Postage & Fees Paid  
 USPS  
 Permit No. G-10

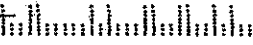
• Sender: Please print your name, address, and ZIP+4 in this box •

J.T. Crook  
 BAILEY & DIXON, L.L.P.  
 [REDACTED]  
 Post Office Box 1351  
 Raleigh, North Carolina 27602

Re: AIG-Duke v. United Educ.

51 8055

08605



(3rd Party Compl. + Summary)

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CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of February, 2009, I electronically filed the foregoing AFFIDAVIT OF SERVICE with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Gregg E. McDougal  
Betsy Cooke  
Kilpatrick Stockton, LLP  
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Raleigh, NC 27612  
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This the 2<sup>nd</sup> day of February, 2009.

/s/ J.T. Crook  
J.T. Crook