

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
GREENVILLE DIVISION

BIDZIRK, LLC, DANIEL G. SCHMIDT,)
III, and JILL PATTERSON,)
)
Plaintiffs,)
)
v.)
)
PHILIP RUSS SMITH,)
)
Defendant.)

Civil Action No. 6:06-CV-00109-HMH

PROOF OF SERVICE

COMES NOW BidZirk, LLC (“BidZirk”), Daniel G. Schmidt, III (“Schmidt”) and Jill Patterson (“Patterson”), Plaintiffs in the above-captioned action, and file this their proof of service upon Defendant Philip Russ Smith. An affidavit of service and return of service completed by Anthony Proietta & Associates Investigations, Inc. is attached as Exhibit 1.

This 31st day of January, 2006.

/s/ Kevin M. Elwell

KEVIN M. ELWELL
USDC Bar No. 9706

K.M. ELWELL, P.C.
111 East North Street
Greenville, South Carolina 29601
(864) 232-8060
(404) 759-2124 e-facsimile
kmelwell@kmelwell.com

Attorneys for Plaintiffs BidZirk, LLC,
Daniel G. Schmidt, III and Jill Patterson

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CERTIFICATE OF SERVICE

This is to certify that I have this day served the foregoing PROOF OF SERVICE by depositing same in the United States Mail in a properly-addressed envelope with adequate postage affixed to:

Mr. Philip Russ Smith
601 Cleveland Street, Apartment 5-C
Greenville, South Carolina 29601

This 31st day of January, 2006.

/s/ Kevin M. Elwell

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