

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the SOUTHERN DISTRICT OF NEW YORK

ALAN KACHIALSKY, CHRISTINA NIKOLOV, ERIC
DETMER, JOHNNIE NANCE, ANNA MARCUCCI-NANCE
and SECOND AMENDMENT FOUNDATION, INC.

Plaintiff

v.

SUSAN CACACE, JEFFREY A. COHEN, ALBERT LORENZO,
ROBERT K. HOLDMAN, and COUNTY OF WESTCHESTER,

Defendant

Civil Action No. 10-CV-05413-CS

SUMMONS IN A CIVIL ACTION

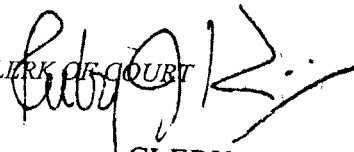
To: (Defendant's name and address) ALBERT LORENZO
111 Dr. Martin Luther King, Jr. Blvd.
White Plains, NY 10601

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Gelardi & Randazzo, LLP
800 Westchester Ave., Suite S-608
Rye Brook, NY 10573

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

CLERK

Date: 11/8/10

Signature of Clerk or Deputy Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CIVIL ACTION NO.
10-CV-05413-CS

ALAN KACHALSKY, CHRISTINA NIKOLOV, ERIC
DETMER, JOHNNIE NANCE, ANNA MARCUCCI-
NANCE and SECOND AMENDMENT FOUNDATION,
INC.,

Plaintiffs,

-against-

SUSAN CACACE, JEFFREY A. COHEN, ALBERT
LORENZO, ROBERT K. HOLDMAN, and COUNTY OF
WESTCHESTER,

AFFIDAVIT OF SERVICE

Defendants.

STATE OF NEW YORK)
COUNTY OF WESTCHESTER) ss.:

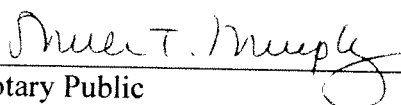
ANNMARIE POPOVIC, being duly sworn, deposes and says:

1. I am not a party to the action, am over 18 years of age. I reside in Yonkers, New York.
2. In addition to personally serving a copy of the Summons and First Amended Complaint on Lisa Girandola, Secretary, on November 8, 2010, on November 11, 2010, I served a true copy of the Summons and First Amended Complaint, by mailing the same in a sealed envelope, with postage prepaid thereon, marked 'personal and confidential' and bearing no return address, in a post-office or official depository of the U.S. Postal Service within the State of New York, addressed to:

ALBERT LORENZO
111 Dr. Martin Luther King, Jr. Blvd.
White Plains, NY 10601


ANNMARIE POPOVIC

Sworn to before me this
24th day of November, 2010


Notary Public

SHEILA T. MURPHY
Notary Public, State of New York
No. 4981381
Qualified in Westchester County
Commission Expires 5/20/2011

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Civil Action No. 10 CV 05413-CS

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* Albert L. Lorenzo
was received by me on *(date)* 11/08/2010

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* Lisa Girandola, who is
designated by law to accept service of process on behalf of *(name of organization)* Westchester Supreme Court
Honorable Albert L. Lorenzo, as Secretary on *(date)* 11/08/2010 ; or

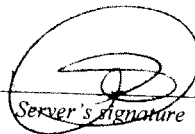
I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ 20.00 for travel and \$ 20.00 for services, for a total of \$ 40.00

I declare under penalty of perjury that this information is true.

Date: 11/24/2010



Server's signature

AnnMarie Popovic

Printed name and title

45 Hardy Place
Yonkers, NY 10703

Server's address

Additional information regarding attempted service, etc:

Summons and Complaint was left with Lisa Girandola, Secretary to Honorable Albert L. Lorenzo, who was present in Honorable Albert L. Lorenzo's Chambers. She is a White Female stands 5'6"-5'8" tall, with Brown Hair, Brown Eyes, and is 35-45 years of age. The time of service was 2:10pm.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CIVIL ACTION NO.
10-CV-05413-CS

ALAN KACHALSKY, CHRISTINA NIKOLOV, ERIC
DETMER, JOHNNIE NANCE, ANNA MARCUCCI-
NANCE and SECOND AMENDMENT FOUNDATION,
INC.,

Plaintiffs,

-against-

SUSAN CACACE, JEFFREY A. COHEN, ALBERT
LORENZO, ROBERT K. HOLDMAN, and COUNTY OF
WESTCHESTER,

AFFIDAVIT OF SERVICE

Defendants.

STATE OF NEW YORK)
COUNTY OF WESTCHESTER) ss.:

ANNMARIE POPOVIC, being duly sworn, deposes and says:

- 3. I am not a party to the action, am over 18 years of age. I reside in Yonkers, New York.
- 4. In addition to personally serving a copy of the Summons and First Amended Complaint on Karl Lawless, Court Officer, on November 22, 2010, on November 24, 2010, I served a true copy of the Summons and First Amended Complaint, by mailing the same in a sealed envelope, with postage prepaid thereon, marked 'personal and confidential' and bearing no return address, in a post-office or official depository of the U.S. Postal Service within the State of New York, addressed to:

ROBERT K. HOLDMAN
111 Dr. Martin Luther King, Jr. Blvd.
White Plains, NY 10601



ANNMARIE POPOVIC

Sworn to before me this
24th day of November, 2010

Sheila T. Murphy
Notary Public

SHEILA T. MURPHY
Notary Public, State of New York
No. 4981881
Qualified in Westchester County
Commission Expires 5/20/2011

AO 440 (Rev. 12/09) Summons in a Civil Action (Page 2)

Civil Action No. 10 CV 05413-CS

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* Robert K. Holdman
was received by me on *(date)* 11/08/2010

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* Court Officer Karl Lawless, who is
designated by law to accept service of process on behalf of *(name of organization)* Westchester Supreme Court
Honorable Robert K. Holdman on *(date)* 11/22/2010 ; or

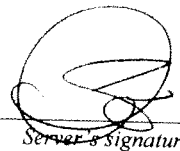
I returned the summons unexecuted because _____ ; or

Other *(specify)*:

My fees are \$ 20.00 for travel and \$ 20.00 for services, for a total of \$ 40.00

I declare under penalty of perjury that this information is true.

Date: 11/24/2010



Server's signature

AnnMarie Popovic
Printed name and title

45 Hardy Place
Yonkers, NY 10703

Server's address

Additional information regarding attempted service, etc:

Summons and Complaint was left with Court Officer Karl Lawless, Badge #7328, who was present in Honorable Robert K. Holdman's Courtroom. He conferred with Honorable Holdman's Court Clerk, who directed him to accept service on Honorable Holdman's behalf. He is a White Male, stands 6'0" tall, with Brown Hair, Green Eyes, and is 31 years of age. The time of service was 3:07pm.