

UNITED STATES DISTRICT COURT

For the Northern

District of

New York, Albany Division

David D. BACH

V.

George E. PATAKI, Governor of New York; Eliot Spitzer, Attorney General of New York; James W. McMahon, Superintendent, New York State Police; J. Richard Bockelman, Sheriff, Ulster County; in their official capacities.

SUMMONS IN A CIVIL CASE

5  
JRB

CASE NUMBER:

02-CV-1500

TO: (Name and address of Defendant)

Honorable Eliot Spitzer  
Office of New York State Attorney General  
Justice Building, Second Floor  
Albany, New York 12224

MAILED

DRH  
U.S. DISTRICT COURT  
N.D. OF N.Y.  
FILED

DEC - 4 2002

LAWRENCE K. BAERMAN, CLERK  
ALBANY

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

David D. Bach, Esq.  
632 Secotan Road  
Virginia Beach, Virginia 23451

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

LAWRENCE K. BAERMAN

11/29/02

CLERK

DATE

(By) DEPUTY CLERK

William Griffin signature

WILLIAM GRIFFIN

**RETURN OF SERVICE**

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE <u>November 29, 2002</u>
NAME OF SERVER (PRINT) <u>John C. Bach</u>	TITLE <u>N/A</u>

Check one box below to indicate appropriate method of service

Served personally upon the defendant. Place where served: office of New York State Attorney General  
Justice Building, Second Floor, Albany, NY 12224

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: Cynthia Bogardus, Legal Records Manager (4:20pm)

Returned unexecuted: \_\_\_\_\_

Other (specify): \_\_\_\_\_

**STATEMENT OF SERVICE FEES**

TRAVEL	<u>- 0 -</u>	SERVICES	<u>- 0 -</u>	TOTAL	<u>- 0 -</u>
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on November 29, 2002 John C. Bach  
Date Signature of Server

33 Runkle Saugerties, NY 12477  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

ORIGINAL

UNITED STATES DISTRICT COURT

For the Northern

District of

New York, Albany Division

David D. BACH

SUMMONS IN A CIVIL CASE

V.

George E. PATAKI, Governor of New York; Eliot Spitzer, Attorney General of New York; James W. McMahan, Superintendent, New York State Police; J. Richard Bockelman, Sheriff, Ulster County; in their official capacities.

CASE NUMBER:

02-CV-1500



DRH

TO: (Name and address of Defendant)

James W. McMahan  
Superintendent, New York State Police  
Counsel's Office  
State Campus, Building 22  
Albany, New York 12226

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

David D. Bach, Esq.  
632 Secotan Road  
Virginia Beach, Virginia 23451

U.S. DISTRICT COURT  
N.D. OF N.Y.  
FILED

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LAWRENCE K. BAERMAN, CLERK  
ALBANY

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

LAWRENCE K. BAERMAN

11/29/02

CLERK

DATE

(By) DEPUTY CLERK

WILLIAM GRIFFIN

**RETURN OF SERVICE**

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE <u>November 29, 2002</u>
NAME OF SERVER (PRINT) <u>JOHN C. BOETT</u>	TITLE <u>N/A</u>

Check one box below to indicate appropriate method of service

- Served personally upon the defendant. Place where served: Superintendent NYS Police  
State Campus, Building 22, Albany, NY 12224
- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: Ms. Donna Murray (5:00 pm)
- Returned unexecuted: \_\_\_\_\_
- Other (specify): \_\_\_\_\_

**STATEMENT OF SERVICE FEES**

TRAVEL	<u>- 0 -</u>	SERVICES	<u>- 0 -</u>	TOTAL	<u>- 0 -</u>
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on November 29, 2002 John C Boett  
Date Signature of Server

33 Burnett ad Saugerties, NY 12477  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.