

Form 42 - DOORMAN WITH MILITARY

HERMAN & MERMELSTEIN PA

ATTN:

U.S. SOUTHERN COURT

FLORIDA COUNTY

JANE DOE NO.5

plaintiff

Index No. 08CV80381

- against -

JERRREY EPSTEIN

defendant

Date Filed

Office No.

Court Date: / /

STATE OF NEW YORK, COUNTY OF NEW YORK

:SS:

HARRY TORRES being duly sworn, deposes and says; I am over 18 years
of age, not a party to this action, and reside in the State of New York. That on the
7th day of May, 2008 07:45 AM at

9 EAST 71ST ST

NEW YORK,, NY 110021

I served the **SUMMONS AND COMPLAINT**

after prior attempts were made on: 04/23/2008 06:15 PM 04/24/2008 02:30 PM 05/01/2008 06:27PM
upon **JERRREY EPSTEIN**

the DEFENDANT therein named by delivering and leaving a true copy or copies
of the aforementioned documents with

"JOHN SMITH", ASSISTANT & HOUSE STAFF EMPLOYEE WHO
REFUSED TRUE NAME

a person of suitable age and discretion, who refused access to **DEFENDANT's**
actual apartment, and accepted in accordance with his/her everyday duties.

Deponent describes the person served as aforesaid to the best of deponent's ability
at the time and circumstances of the service as follows:

SEX: **MALE** COLOR: **WHITE** HAIR: **BROWN** AGE: **45** HEIGHT: **6:0** WEIGHT: **200**

OTHER IDENTIFYING FEATURES: **MUSTACHE/BEARD**

On 05/12/2008 I deposited in the United States mail a true copy of the aforementioned
documents properly enclosed and sealed in a post paid wrapper addressed to the said
DEFENDANT at the above address. That address being
last known residence, usual place of abode of the **DEFENDANT**.

Copy mailed 1st class mail marked personal & confidential not indicating on the outside thereof
by return address or otherwise that said notice is from an attorney or concerns action against
the person to be served. ** & 5/5/08 9:20PM

That at the time of service as aforesaid, I asked person spoken to whether **DEFENDANT**
was in the military service of the State of New York or United States and received a negative
reply. Upon information and belief based upon the conversation and observation as aforesaid
I aver that the **DEFENDANT** is not in the military service of the State of New York or the
United States as that term is defined in the statutes of the State of New York or the Federal
Soldiers and Sailors Civil Relief Act.

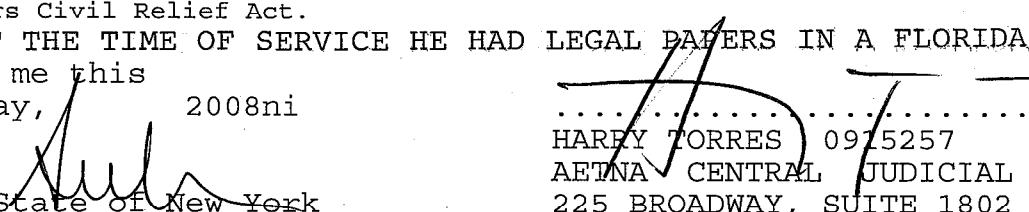
DEPONENT STATED AT THE TIME OF SERVICE HE HAD LEGAL PAPERS IN A FLORIDA ACTION.

Sworn to before me this

12th day of May, 2008ni

SAMSON NEWMAN
Notary Public, State of New York

No.01NE-4783767
Qualified in NEW YORK COUNTY
Commission Expires 11/03/2009


HARRY TORRES 09/5257
AETNA CENTRAL JUDICIAL SERVICES
225 BROADWAY, SUITE 1802
NEW YORK, NY, 10007
Reference No: 3HM4124084