

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU

CARING PROFESSIONALS, INC. and CONSUMER
DIRECTED PERSONAL ASSISTANCE ASSOCIATION OF
NEW YORK STATE,

AFFIDAVIT OF SERVICE

Index No. 601181/2025

Plaintiff,

-against-

NEW YORK STATE DEPARTMENT OF HEALTH,
JAMES V. MCDONALD, in his official capacity as
Commissioner of the New York State Department of
Health, MICHAEL LEWANDOWSKI, in his official
capacity as a representative of the New York State
Department of Health's Office of Health Insurance Programs,
and PUBLIC PARTNERSHIPS LLC,

Defendants.

STATE OF NEW YORK)
) ss:
COUNTY OF ALBANY)

ROBERT WERTHER, being duly sworn, deposes and says:

I am over 18 years of age and am not a party to this action.

On January 24, 2025 at approximately 12:30 p.m., I served a true copy of a Summons,
Complaint (with Exhibits A – N), Affirmation of Truth of Statement to Complaint, Supplemental
Summons, Amended Verified Complaint (with Exhibits A – O) and Notice of Electronic Filing
upon James V. McDonald, Commissioner, New York State Department of Health, Corning
Tower, Empire State Plaza, Albany, New York 12237, by delivering a true copy of each and

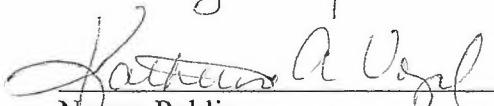
leaving with STEPHANIE FATTORUSSO, ASSISTANT ATTORNEY, BUREAU OF LITIGATION. The person so served is described as follows:

Gender: FEMALE Race/Skin: WHITE Age: 21-35 Yrs Weight: 130-160 lbs.
Height: 5'0" - 5'3" Hair: BROWN Glasses: NO



Robert Werther

Sworn to before me this
24th day of December, 2025.



Notary Public

KATHERINE A. VOGEL
Notary Public, State of New York
Qualified in Albany County
No. 01VO4831480
Commission Expires Feb. 28, 2024