INDEX NO. 651786/2011

RECEIVED NYSCEF: 106 #28 3208 3

NYSCHUPREME WOURTOF THE STATE OF NEW YORK

COUNTY OF NEW YORK

Attorney: National Division PH: (888) 599-5039

Address: 3600 Lime Street, Suite 523 Riverside, CA 92501

In the matter of the Application of THE BANK OF NEW YORK MELLON, et al.

for an order, pursuant to C.P.L.R. 7701, seeking judicial instructions and approval of proposed

settlement.

Petitioner

Index Number: 651786/2011

Date Filed:

Client's File No.: 129791

Court Date: 7/15/2013

STATE OF NEW YORK, COUNTY OF NEW YORK, SS.:

Reginald Hunter, being sworn says:

AFFIDAVIT OF SERVICE

Deponent is not a party herein; is over the age of 18 years and resides in the State of New York.

On 6/28/2013, at 3:07 PM at: 104 West 40th Street, 16th Floor, New York, NY 10018 Deponent served the within Trial Subpoena

On	: Bruce Bingham	c/o Capstone Advisory	Group, Witness thereir	named.			
X	#1 INDIVIDUAL						
	By delivering a true copy of each to said recipient personally; Deponent knew the person so served to be the person described in as said recipient therein						
	#2 SUITABLE AGE PERSON						
	By delivering thereat a true copy of each to () a person of suitable age and discretion. Said premises is recipient's:[] actual place of business /						
	employment [] dwelling house (usual place of abode) within the state.						
	#3 AFFIXING TO DOOR						
	By affixing a true copy of each to the door of said premises which is defendants						
	[] actual place of business / employment [] dwelling house (usual place of abode) within the state. Deponent was unable with due diligence to find defendant or person of suitable age and discretion thereat having called there						
	#4 Corporation or Partnership or Trust or LLC						
	By delivering thereat a true copy of each to personally. Deponent knew said corporation/partnership/trust/LLC so served to be the						
	corporation/partnership/trust/LLC described in said aforementioned document as said defendant and knew said individual to be thereof.						
	#5 MAILING						
_	On , deponent enclosed a copy of same in a postpaid envelope properly addressed to defendant at defendant's last known [] Actual Place of						
	Residence [X] Actual Place of Business, and deposited the envelope in an official depository, personally or via agency, under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "personal and confidential" and did not indicate on the						
	outside, thereof by return address or otherwise that the communication was from an attorney or concerned an action against the defendant.						
X	#6 DESCRIPTION						
	Sex: Male	Color of skin: Caucasian	Color of hair: Brown	Glasses:			
	Age: 65-75	Height: 5ft9in-6ft0in	Weight: 161-200 lbs	Othe	r Features:		
	#7 MILITARY SERVICE						
	I asked the person spoken to whether defendant was in active military service of the United States or the State of New York in any capacity whatever and						
	received a negative reply. The source of my information and the grounds of my belief are the conversations and observations above narrated.						
\times	#8 WITNESS FEES						
	Subpoena Fee Ter	ndered in the amount of \$20.00)				

Sworn to before me on 6/28/2013

Bruce Lazarus

#9 OTHER

01LA4990593- Qualified in Westchester Cty

Certificate Filed in New York County

January 13, 2014

Reginald Hunter 1346142