



Article of Service of Summons or Subpoena: Personal or Alternative Methods: Corp. or Ind.; Military Service, 10 p. type, 1-93

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COURT UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

COUNTY OF

CIVIL ACTION

OPERATIVE PLASTERERS AND CEMENT MASONS INT'L ASSOC. LOCAL 262 ANNUNTY FUND, ET AL.

~~Index~~ No. 09-MD-2017 (LAK)

Plaintiff(s)

against

AFFIDAVIT OF SERVICE OF SUMMONS

~~FEDERAL COURTS~~

RICHARD S. FULD, JR., ET AL.,

Defendant(s)

IN A CIVIL ACTION, SECOND AMENDED CONSOLIDATED CLASS COMPLAINT FOR VIOLATIONS OF FEDERAL SECURITIES LAWS

MISSOURI STATE OF MISSOURI, COUNTY OF ST. LOUIS CITY

SS: The undersigned, being duly sworn, deposes and says: deponent is not a party herein, is over 18 years of age and resides in the state of Missouri

That on 3/16/09 at 9:30A. M., at 700 MARYVILLE CENTRE DR., ST. LOUIS, MO 63141

deponent served the within summons, ~~which was accepted~~ on EDWARD D. JONES & CO., L.P. defendant therein named,

IN A CIVIL ACTION, SECOND AMENDED CONSOLIDATED CLASS ACTION COMPLAINT FOR VIOLATIONS OF THE FEDERAL SECURITIES LAWS ACCEPTED BY CHERYL WILKINSON, AUTHORIZED AGENT AT LEGAL DEPARTMENT

INDIVIDUAL by delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as said defendant therein.

1.

CORPORATION a corporation, by delivering thereat a true copy of each to personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant and knew said individual to be thereof.

2.

SUITABLE AGE PERSON by delivering thereat a true copy of each to a person of suitable age and discretion. Said premises is defendant's—actual place of business—dwelling place—usual place of abode—within the state.

3.

AFFIXING TO DOOR, ETC. by affixing a true copy of each to the door of said premises, which is defendant's—actual place of business—dwelling place—usual place of abode—within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion thereat, having called there

4.

MAILING TO RESIDENCE USE WITH 3 OR 4

5A.

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to defendant at defendant's last known residence, at and deposited said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State.

MAILING TO BUSINESS USE WITH 3 OR 4

5B.

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly addressed to defendant at defendant's actual place of business, at in an official depository 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.

DESCRIPTION USE WITH 1, 2, OR 3

Male  White Skin  Black Hair  White Hair  14-20 Yrs.  Under 5'  Under 100 Lbs.  Female  Black Skin  Brown Hair  Balding  21-35 Yrs.  5'0"-5'3"  100-130 Lbs.  Yellow Skin  Blonde Hair  Mustache  36-50 Yrs.  5'4"-5'8"  131-160 Lbs.  Brown Skin  Gray Hair  Beard  51-65 Yrs.  5'9"-6'0"  161-200 Lbs.  Red Skin  Red Hair  Glasses  Over 65 Yrs.  Over 6'  Over 200 Lbs.

Other identifying features:

USE IN ETC. CIVIL CT.

The words "CONSUMER CREDIT TRANSACTION" were prominently displayed at the top of the summons(es) and the additional legend was printed in not less than 12 point bold upper case type on the summons(es) pursuant to 22 NYCRR §208.6(d) and (f).

MILITARY SERVICE

I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

Sworn to before me on

March 26, 2009

H. Kathleen Dunn

RYAN ROTH License No. ....

