

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

M. Diane Koken,  
Insurance Commissioner of the  
Commonwealth of Pennsylvania,

Plaintiff,

- vs -

No. 269 M.D. 2001

Reliance Insurance Company,

Defendant.

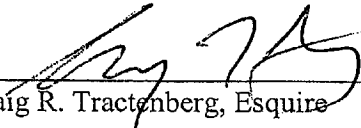
CERTIFICATE OF SERVICE

I, CRAIG R. TRACTENBERG, of Nixon Peabody LLP, counsel to Sage Realty, being duly sworn, deposes and says that:

1. On May 13, 2005, I caused a true and correct copy of a Subpoena Duces Tecum, Ex Parte Petition Pursuant to R. 4:11-4 addressed to George T. "Terry" Van Gilder and Order to Take Deposition to be served upon Mr. Van Gilder at 177 Madison Avenue, 3rd Floor, Morristown, NJ, his place of business. A copy of the Affidavit of Service of Subpoena is attached hereto as Exhibit "A."

NIXON PEABODY LLP

Dated: June 22, 2005

By:   
Craig R. Tractenberg, Esquire

See Service List Attached.

**EXHIBIT A**

SUPERIOR COURT OF NEW JERSEY  
COUNTY OF MORRIS - LAW DIVISION

IN THE MATTER OF THE APPLICATION OF SAGE REALTY CORPORATION,  
PETITIONER

Index No. L-1261-05

Plaintiff(s)

against

Defendant(s)

AFFIDAVIT OF  
SERVICE OF SUBPOENA  
DUCES TECUM, EX PARTE PETITION  
PURSUANT TO R. 4:11-4, ORDER

STATE OF NEW YORK, COUNTY OF NEW YORK SS: The undersigned, being duly sworn, deposes and says; deponent is not a party herein, is over 18 years of age and resides at NORTH BRUNSWICK, NEW JERSEY  
That on 5/13/05 at 9:05 A.M., at 177 MADISON AVENUE, MORRISTOWN, NEW JERSEY 3RD FL.

deponent served the within subpoena on GEORGE T. "TERRY" VAN GLIDER witness therein named,  
DUCES TECUM, EX PARTE PETITION PURSUANT TO R. 4:11-4, ORDER

INDIVIDUAL by delivering a true copy to said witness personally; deponent knew the person so served to be the witness described in said  
1.  subpoena.

CORPORATION a corporation, by delivering thereat a true copy to  
2.  personally, deponent knew said corporation so served to be the corporation witness and knew said individual to be thereof.

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

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

MAILING TO RESIDENCE Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to witness  
USE WITH 3 OR 4 at witness' last known residence, at and deposited  
5A.  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 Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class postpaid envelope properly  
USE WITH 3 OR 4 addressed to witness at witness' actual place of business, at  
5B.  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 witness.

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.

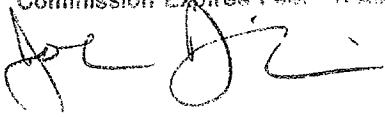
Other identifying features:

At the time of said service, deponent paid (tendered) in advance \$ 20.00

the authorized traveling expenses and one day's witness fee.

Sworn to before me on  
5/13/05

JOHN DICANIO  
Notary Public, State of New York  
No. 01-DI497768  
Qualified in Westchester County  
Commission Expires Feb. 11, 2007



  
PRINT NAME BENEATH SIGNATURE  
ADRIANO GINES

License No. 845419

