SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF SUFFOLK PEOPLE OF THE STATE OF NEW YORK, ex rel GEORGE SASSOWER, Petitioner, -against-VINCENT G. BERGER, JR. and LEONARD J. PUGATCH, Defendants. SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF SUFFOLK GEORGE SASSOWER, Petitioner, Index No. -against-11984-1977. HON. ERNEST L. SIGNORELLI and SHERIFF OF SUFFOLK COUNTY, Defendants. STATE OF NEW YORK CITY OF NEW YORK ) ss.: COUNTY OF NEW YORK GEORGE SASSOWER, first being duly sworn,

deposes, and says:

That on this day, your deponent received a telephone call from Sqt. Ferraiuolo from the Office of the Sheriff, County of Nassau and he acknowledged that although his office received the papers herein for service on VINCENT G. BERGER, JR. on August 26, 1977 same have not been served.

Consequently I intend to adjourn the within matter until October 28, 1977 and redate same accordingly. WHEREFORE, your deponent prays that this matter

be adjourned to October 28, 1977.

GEPRGE SASSOWER

Sworn to before me this 16th day of September, 1977

DUDLEY GAFFIN
Notary Public, State of New York
No. 31-4620558
Qualified in New York

Caralified in New York County Certificate filed in New York County Commission Expires March 30, 1979

1