

CLARIFICATION OF LICENSE AGREEMENT, § 4 - REIMBURSEMENT

Section 4 is intended to require reimbursement to DEP if

(1) a property owner received an insurance check or other funding for cleanup of building exterior surfaces and did not perform such a cleanup; or

(2) if there is additional insurance money or other sources of funding available for building exterior cleanup.

Section 4 is NOT intended to apply if a building owner collected insurance money or other funding which has been spent for a previous cleanup of building exterior surfaces.

AFFIDAVIT OF SERVICE

STATE OF NEW YORK, COUNTY OF _____

The undersigned being duly sworn, deposes and says:

The deponent is not a party to the action and is over 18 years of age, that on _____, 19____ at _____ A.M./P.M. at _____ deponent served the within order on the respondent named therein.

1. Individual; personal service

☐ by delivering a true copy to said respondent personally.

2. Individual; substituted service

☐ by delivering a true copy to _____, a person of suitable age and discretion. Said premises is respondent's actual place of business-dwelling house or usual place of abode within the state.

3. Corporation

☐ by delivering a true copy to (name) _____, (position) _____ at _____ said corporation.

4. Delivery to employee at premises

☐ At _____ A.M./P.M. on _____ at _____ I attempted to personally serve the herein order on the respondent named herein but was unable to do so because:

☐ having attempted entry to the premises, I found the premises locked and no one responded to any bells, knocks or calls.

☐ having entered the premises and identified myself, I was:

☐ advised by (name) _____ that the respondent was not then present;

☐ unable to secure identification of the person(s) present;

☐ advised by (name) _____ that no officer, director, managing agent or general agent of the respondent was present;

☐ Service could not be made because _____

Thereupon, I delivered a copy of the herein order to _____, whom I believe to be an employee of respondent at the premises because:

☐ Employee so identified himself/herself

☐ Employee was performing work consistent with being employed by respondent

☐ Other _____

Description of individual - (this must be completed for all types of service except corporation) Deponent describes the individual served as follows:

- | | | | | | |
|---------------------------------|--------------------------------------|-------------------------------------|--|--------------------------------------|---|
| ☐ male | ☐ white skin | ☐ black hair | ☐ 14 - 20 years | ☐ under 5'0" | ☐ under 100 lbs. |
| ☐ female | ☐ black skin | ☐ brown hair | ☐ 21 - 25 | ☐ 5'0" - 5'8" | ☐ 101 - 130 |
| | ☐ yellow skin | ☐ blond hair | ☐ 26 - 35 | ☐ 5'9" - 6'0" | ☐ 131 - 160 |
| | ☐ brown skin | ☐ gray hair | ☐ 36 - 50 | ☐ over 6'0" | ☐ 161 - 200 |
| | ☐ red skin | ☐ white hair | ☐ 51 - 65 | | ☐ over 200 |
| | | ☐ balding | ☐ over 65 | | |

Other identifying characteristics: _____

5. Service by Mail

☐ by mailing a true copy to respondent by depositing or causing to be deposited the same, in a post paid wrapper, in a post office station regularly maintained by the U. S. Postal Service.

SWORN TO BEFORE ME ON THE _____ DAY OF _____, 19____

Signature _____
Printed Name _____

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