

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Civil Action No. 21-cv-846

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Edward F. Morgan
[Redacted]
Holley, NY 14470

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary Choewenguth
Signature of Clerk or Deputy Clerk

Mary Choewenguth

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify):*

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Civil Action No. 21-cv-846

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Ronald B. Darrow
[Redacted]
Cleveland, NY 13042

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary Choewenguth
Signature of Clerk or Deputy Clerk

Mary Choewenguth

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify):*

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Civil Action No. 21-cv-846

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Richard L. Ricci
[Redacted]
Seneca Falls, NY 13148

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary Choewenguth
Signature of Clerk or Deputy Clerk

Mary Choewenguth

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify):*

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Civil Action No. 21-cv-846

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Ken Lauderdale
[Redacted]
Savannah, NY 13146

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary Choewenguth
Signature of Clerk or Deputy Clerk

Mary Choewenguth

Civil Action No. 21-cv-846

PROOF OF SERVICE

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This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify):*

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

Civil Action No. 21-cv-846

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Scott Kiedrowski
[Redacted]
North Tonawanda, NY 14120

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary O. Broewenguth
Signature of Clerk or Deputy Clerk

Mary O. Broewenguth

Civil Action No. 21-cv-846

PROOF OF SERVICE

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This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify):* _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation)

Plaintiff(s)

v.

Civil Action No. 21-cv-846

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard)

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* John Clifford
[Redacted]
Cohocton, NY 14826

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:
Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary Choewenguth

Signature of Clerk or Deputy Clerk

Mary Choewenguth

Civil Action No. 21-cv-846

PROOF OF SERVICE

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This summons for *(name of individual and title, if any)* _____
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I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify):*

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Civil Action No. 21-cv-846

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) James Foley
[Redacted]
Attica, NY 14011

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:
Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary C. Hoewengeth
Signature of Clerk or Deputy Clerk

Mary C. Hoewengeth

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify):*

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Civil Action No. 21-cv-846

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Beverly A. Mazur
[REDACTED]
Buffalo, NY 14218

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary C. Hoewenguth

Signature of Clerk or Deputy Clerk

Mary C. Hoewenguth

Civil Action No. 21-cv-846

PROOF OF SERVICE

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This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Civil Action No. 21-cv-846

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Maurice L. Garner
[Redacted]
Buffalo, NY 14208

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary C. Broewenguth
Signature of Clerk or Deputy Clerk

Mary C. Broewenguth

Civil Action No. 21-cv-846

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This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify):*

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Civil Action No. 21-cv-846

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Richard B. Bianchi
Rochester, NY 14612

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you
are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ.
P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of
the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney,
whose name and address are:
Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint.
You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary O. Hoewengeth
Signature of Clerk or Deputy Clerk

Mary O. Hoewengeth

Civil Action No. 21-cv-846

PROOF OF SERVICE

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I personally served the summons on the individual at *(place)* _____
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I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify):* _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of New York

Michael Nolan, on behalf of the Western Regional Off Track Betting Corporation

Plaintiff(s)

v.

Michelle Parmer-Garner, Francis G. Warhtling, Dennis Bassett, Richard E. Haberer, Paul W. Lattimore, Jr., Allan Hendrickson, Richard E. Siebert, Thomas P. Wamp, Elliot Winter, Edward F. Morgan, Ronald B. Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

Civil Action No. 21-cv-846

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Henry Wojtaszek [Redacted] North Tonawanda, NY 14120

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq. Tiveron Law, PLLC 2410 N. Forest Road, Suite 301 Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

[Handwritten signature of Mary Choewenguth]

Signature of Clerk or Deputy Clerk

[Handwritten signature of Mary Choewenguth]

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify):*

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of New York

Michael Nolan, on behalf of the Western Regional Off Track Betting Corporation

Plaintiff(s)

v.

Michelle Parmer-Garner, Francis G. Warhtling, Dennis Bassett, Richard E. Haberer, Paul W. Lattimore, Jr., Allan Hendrickson, Richard E. Siebert, Thomas P. Wamp, Elliot Winter, Edward F. Morgan, Ronald B. Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

Civil Action No. 21-cv-846

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Edward J. Sohoski
Fulton, NY 13069

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary O. Hoewengeth
Signature of Clerk or Deputy Clerk

Mary O. Hoewengeth

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify):*

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of New York

Michael Nolan, on behalf of the Western Regional Off Track Betting Corporation

Plaintiff(s)

v.

Michelle Parmer-Garner, Francis G. Warhtling, Dennis Bassett, Richard E. Haberer, Paul W. Lattimore, Jr., Allan Hendrickson, Richard E. Siebert, Thomas P. Wamp, Elliot Winter, Edward F. Morgan, Ronald B. Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

Civil Action No. 21-cv-846

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Elliot Winter, North Tonawanda, NY 14120

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq. Tiveron Law, PLLC 2410 N. Forest Road, Suite 301 Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary Choewenguth (Signature of Clerk or Deputy Clerk)

Mary Choewenguth (Handwritten signature)

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify):*

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Civil Action No. 21-cv-846

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Thomas P. Wamp
[Redacted]
Dansville, NY 14437

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:
Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary C. Broening
Signature of Clerk or Deputy Clerk

Mary C. Broening

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

Civil Action No. 21-cv-846

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Richard E. Siebert
[Redacted]
Batavia, NY 14020

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary Choewenguth
Signature of Clerk or Deputy Clerk

Mary Choewenguth

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of New York

Michael Nolan, on behalf of the Western Regional Off Track Betting Corporation

Plaintiff(s)

v.

Civil Action No. 21-cv-846

Michelle Parmer-Garner, Francis G. Warhtling, Dennis Bassett, Richard E. Haberer, Paul W. Lattimore, Jr., Allan Hendrickson, Richard E. Siebert, Thomas P. Wamp, Elliot Winter, Edward F. Morgan, Ronald B. Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Allan Hendrickson, Jamestown, NY 14701

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq. Tiveron Law, PLLC 2410 N. Forest Road, Suite 301 Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary O. Hoewenguth Signature of Clerk or Deputy Clerk

Mary O. Hoewenguth

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Civil Action No. 21-cv-846

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Paul W. Lattimore, Jr.
Auburn, NY 13021

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you
are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ.
P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of
the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney,
whose name and address are:
Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint.
You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary Choewenguth
Signature of Clerk or Deputy Clerk

Mary Choewenguth

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify):*

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

Civil Action No. 21-cv-846

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Richard E. Haberer
[Redacted]
Franklinville, NY 14737

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary O. Broewenguth
Signature of Clerk or Deputy Clerk

Mary O. Broewenguth

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify):*

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of New York

Michael Nolan, on behalf of the Western Regional Off Track Betting Corporation

Plaintiff(s)

v.

Michelle Parmer-Garner, Francis G. Warhtling, Dennis Bassett, Richard E. Haberer, Paul W. Lattimore, Jr., Allan Hendrickson, Richard E. Siebert, Thomas P. Wamp, Elliot Winter, Edward F. Morgan, Ronald B. Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

Civil Action No. 21-cv-846

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Dennis Bassett [Redacted] Rochester, NY 14607

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq. Tiveron Law, PLLC 2410 N. Forest Road, Suite 301 Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary Choewenguth (Signature of Clerk or Deputy Clerk)

Mary Choewenguth (Signature)

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify):*

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

Civil Action No. 21-cv-846

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Michelle Parmer-Garner
[Redacted]
Buffalo, NY 14225

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary Choewenguth
Signature of Clerk or Deputy Clerk

Mary Choewenguth

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of New York

Michael Nolan, on behalf of the Western Regional Off
Track Betting Corporation

Plaintiff(s)

v.

Michelle Parmer-Garner, Francis G. Warhtling, Dennis
Bassett, Richard E. Haberer, Paul W. Lattimore, Jr.,
Allan Hendrickson, Richard E. Siebert, Thomas P.
Wamp, Elliot Winter, Edward F. Morgan, Ronald B.
Darrow, Richard L. Ricci, Ken Lauderdale, Richard

Defendant(s)

Civil Action No. 21-cv-846

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Francis G. Warhtling
[Redacted]
Buffalo, NY 14219

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:
Edward P. Yankelunas, Esq.
Tiveron Law, PLLC
2410 N. Forest Road, Suite 301
Amherst, NY 14068

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/9/2023



CLERK OF COURT

Mary Choewenguth
Signature of Clerk or Deputy Clerk

Mary Choewenguth

Civil Action No. 21-cv-846

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify):*

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc: