

FORM 5C

Appellate Term Docket No. \_\_\_\_\_

Choose one:

( ) to be submitted

( ) to be argued

APPELLATE TERMS OF THE SUPREME COURT  
2nd, 11th & 13th and 9th & 10th JUDICIAL DISTRICTS

\_\_\_\_\_x

v.

\_\_\_\_\_x

**BRIEF OF RESPONDENT**

Signature: \_\_\_\_\_

Name:

Address:

Telephone No.:

**COVER FOR BRIEF**

FORM 5C

APPELLATE TERM OF THE SUPREME COURT  
2nd, 11th & 13th AND 9th & 10th JUDICIAL DISTRICTS

\_\_\_\_\_X

v.

\_\_\_\_\_X

CERTIFICATION PURSUANT TO §22NYCRR 130-1.1-a

I hereby certify Pursuant to § 22 NYCRR 130-1.1-a(b) that to the best of my knowledge, information and belief, after an inquiry reasonable under the circumstances, that the contents of this document are not frivolous.

Dated: \_\_\_\_\_

\_\_\_\_\_, New York

\_\_\_\_\_  
(signature)

Print Name:

NOTE: This document is not required in relation to appeals from criminal courts, town or village courts or the small claims part of any court.

**AFFIDAVIT OF SERVICE BY MAIL**

STATE OF NEW YORK, \_\_\_\_\_ S.S.:  
(COUNTY WHERE SWORN TO)

\_\_\_\_\_, being duly sworn, deposes and says, that deponent is NOT a party to the action, is over 18 years of age and resides at \_\_\_\_\_

\_\_\_\_\_  
(ADDRESS OF PERSON WHO SERVES PAPERS)

That on the \_\_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_ deponent served the within \_\_\_\_\_ Respondent's Brief \_\_\_\_\_ upon opponent(s) \_\_\_\_\_  
(NAME OF OPPONENT[S])

at \_\_\_\_\_  
\_\_\_\_\_  
(ADDRESS OF OPPONENT[S])

(or if the opponent[s] is [are] represented by attorney[s])

upon \_\_\_\_\_ attorney(s) for  
(NAME OF ATTORNEY[S])  
opponent(s) at \_\_\_\_\_  
\_\_\_\_\_  
(ADDRESS OF ATTORNEY[S])

the address designated by said opponent(s) or said attorney(s) for that purpose by depositing a true copy of same enclosed in a postpaid properly addressed wrapper, in --a post office -- official depository under the exclusive care and custody of the United States Post Office Department within the State of New York.

\_\_\_\_\_  
(SIGNATURE)

(To be completed by Notary Public at the time affidavit is signed)

Sworn to before me this

\_\_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_

\_\_\_\_\_  
Notary Public