

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE PLATINUM BEECHWOOD
LITIGATION.

No. 1:18-cv-06658-JSR

MARTIN TROTT and CHRISTOPHER
SMITH, as Joint Official Liquidators and
Foreign Representatives of PLATINUM
PARTNERS VALUE ARBITRAGE
FUND L.P. (in Official Liquidation) and
PLATINUM PARTNERS VALUE
ARBITRAGE FUND L.P. (in Official
Liquidation),

Plaintiffs

- against -

PLATINUM MANAGEMENT (NY) LLC,
et al.,

Defendants

No. 1:18-cv-10936-JSR

DECLARATION IN
OPPOSITION TO
APPLICATION FOR
DEFAULT
JUDGMENT AND IN
SUPPORT OF CROSS
MOTION TO VACATE

DECLARATION OF EZRA BEREN

I, Ezra Beren, state:

1. My name is Ezra Beren, and I reside at 23 Martin Lane, Lawrence, NY 11559. I have resided at that address since August 2018.

2. From the time of my marriage in January 2012 until August 2018, I resided at 420 West End Avenue, Apartment 6B, New York, NY 10024.

3. I have not resided at my parents' house at 3 Deerwood Road, Spring Valley, NY 10977 since January 2012. My parents, Jonathan and Denise Beren, continue to reside at that address.

4. I understand from my family that on December 27, 2018, Plaintiffs in the above-captioned case attempted to serve me with a document entitled "Summons and Complaint with Exhibits 1-96" at the home of my parents at 3 Deerwood Road, Spring Valley, NY, 10977, and that my father informed the process server that I did not reside there.

5. I understand from my family that on February 6, 2019, Plaintiffs attempted to serve me with a document entitled "Summons and Amended Complaint with Exhibits 1-101," again at my parents' residence, and that my sister informed the process server that I did not reside there.

6. I understand from my family that on June 6, 2019, at approximately 11:00 pm, Plaintiffs again attempted to serve me at my parents' home, and that my mother and sister informed the process server that I did not reside there.

7. I understand from my family that on October 1, 2019, when they returned from Rosh Hashanah services, they found a packet of documents addressed to Ezra Beren.

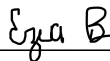
8. I understand that on October 2, 2019, a process server came to my parents' house at approximately 7:30 am. He rang the doorbell and asked my mother, through the intercom, if Ezra Beren lived here. She told him he did

not and hung up. He rang again and asked my mother if she was my wife, and she told him she was not. She answered no further questions. He then made a phone call and left the premises without leaving any documents.

9. At no time have Plaintiffs attempted to serve me at my current residence or place of business, despite having ample opportunity to determine my correct address.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on October 3rd, 2019



Ezra Beren