

Civil Action No. 5:24-CV-01816-EJD

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)* Dariusz Banasik, Defendant
was received by me on *(date)* March 26, 2024.

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)* _____
Jessie Banasik (mother), a person of suitable age and discretion who resides there,
on *(date)* March 27, 2024, 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: March 27, 2024


Server's signature

Andrew G. Watters, Plaintiff's Attorney
Printed name and title

555 Twin Dolphin Dr Ste. 135
Redwood City, CA 94065
Server's address

Additional information regarding attempted service, etc:

See attached diligence information and confirmation of receipt.

Subject: Re: Qyral.com / Qyral, LLC
From: "Andrew G. Watters" <andrew@andrewwatters.com>
Date: 3/27/24, 2:26 PM
To: darius@qyral.com
BCC: Caring and Healing <caringandhealing@gmail.com>, Michael Sebree <MSebree@donahue.com>

Dear Mr. Banasik,

As I am sure you are aware, there is now a Federal lawsuit against you in the Northern District of California that I filed over the weekend, case no. 5:24-CV-01816-EJD.

I substitute-served your Mom today 3/27/2024 in the parking garage of your apartment building. She confirmed she lives with you. I have video of the serve in which I gave her the papers, as well as a photo taken after the fact proving that she took the papers a few minutes after initially throwing them on the ground. This is valid substitute service under the law because we previously attempted on you directly several times, and no one answered the door at your home.

Please see attached courtesy copy of the papers in the service package, which is also being mailed to you today per your Mom's request.

Note there is a Temporary Restraining Order against you requiring you to restore my client to her rightful control of the Qyral accounts and I.T. infrastructure immediately, and also restore the funds you took; and additionally freezing your bank transactions. The papers are being served on the legal departments of all the required providers as I write this.

Now that you have actual notice of the TRO, if you do not immediately (now) restore Ms. Sigari's control of her accounts and I.T. infrastructure, I will have to report you to the District Court as being in contempt and will seek to have you punished according to law. Thank you for your consideration.

Best,

Andrew G. Watters
andrew@andrewwatters.com
+1 (415) 261-8527
<https://www.andrewwatters.com>

On 3/23/24 9:49 AM, Andrew G. Watters wrote:

Dear Mr. Banasik,

I am a lawyer in Redwood City. I cannot determine whether Mr. Robin now represents you or will be representing you in the matters discussed in the attached letter, so I am cc'ing him out of courtesy and according to the ethical rules for lawyers. Please consider the letter as soon as possible and either respond or ask your counsel, if any, to respond.

Best,

Andrew Watters

—Attachments:

0.1. Summons.pdf	1.8 MB
0.2. CCCS.pdf	161 KB
1. Complaint.pdf	287 KB
1-1.pdf	92.8 KB

1-2.pdf	146 KB
1-3.pdf	172 KB
1-4.pdf	237 KB
1-5.pdf	551 KB
1-6.pdf	143 KB
1-7.pdf	1.0 MB
2.pdf	150 KB
2-1.pdf	81.4 KB
3.pdf	96.9 KB
4.pdf	89.6 KB
5. TRO.pdf	114 KB
6. Standing_Order_All_Judges-11-30-2023.pdf	86.5 KB
7. Updated-EJD-Civil-Standing-Order-Aug-2022.pdf	196 KB

Subject: Re: Lost some documents

From: "Andrew G. Watters" <andrew@andrewwatters.com>

Date: 3/27/24, 2:40 PM

To: Jessie Banasik <cbanasik58@gmail.com>

Hi Jessie,

I didn't lose the documents-- I substitute-served you on behalf of Darius Banasik, with whom you confirmed you reside. I have video of the serve, and I appreciate you confirming receipt of the papers. This is valid service under the law; I would recommend you give the papers to Darius. I have also emailed the papers to him.

Thanks,

Andrew G. Watters

andrew@andrewwatters.com

+1 (415) 261-8527

<https://www.andrewwatters.com>

On 3/27/24 2:33 PM, Jessie Banasik wrote:

To whom is my concern;

Please , see Attachment. When I come to my home I found some documents NOT belong to me!
Please, come back and pick-up! There are at the same please outside of my front door.
Thank you!

Jessie

Sent from my iPhone