

# In the Supreme Court of British Columbia

BETWEEN:

**ROY M. TERRY, JR., RECEIVER OF INTERNATIONAL  
FIDUCIARY CORP., S.A.**

PLAINTIFF

AND:

**DANIEL ERIC BYER**

DEFENDANT

## **AFFIDAVIT OF ATTEMPTED SERVICE**

I, **DEAN PRICE**, process server, of 450 - 850 West Hastings Street, in the City of Vancouver, in the Province of British Columbia; **MAKE OATH AND SAY AS FOLLOWS:**

1. I am a process server, and as such have personal knowledge of the facts and matters hereinafter deposed to save and except those which are based on information and belief, and as to such matters I verily believe them to be true.
2. I was instructed by our client Kornfeld Mackoff Silber, Barristers & Solicitors of 1100 - 505 Burrard Street, Vancouver, BC, to serve DANIEL ERIC BYER at the address of 200 - 33771 George Ferguson Way, Abbotsford, BC (hereinafter referred to as the "given address") and at the address of 3 - 34250 Hazelwood Avenue, Abbotsford, BC (hereinafter referred to as the "residence"), with the WRIT OF SUMMONS AND STATEMENT OF CLAIM, a true copy of which is now produced and shown to me and marked as Exhibit "A" to this my Affidavit.
3. I attended at the given address on June 22nd, 2008 at 7:16 p.m., at which time I found that this was a business called "Letter Lock Mailboxes" and it was closed.
4. I attended at the residence on June 22nd, 2008 at 7:24 p.m., at which time there was no answer at the door after knocking for several minutes.

5. I attended at the given address on June 23rd, 2008 at 10:08 a.m, at which time I spoke with the store clerk who refused to confirm or deny if DANIEL ERIC BYER rents the mailbox #200.

6. I attended at the residence on June 23rd, 2008 at 10:23 a.m., at which time I found that this was a town home and there was no answer at the door after knocking for several minutes. I "plugged" the door by placing a small piece of paper between the door and the door jamb so that i would be able to tell if someone had entered of left the residence on my next attempt.

7. I attended at the residence on June 24th, 2008 at 5:37 p.m., and as I approached the residence I saw a woman with shoulder dark hair wearing sunglasses sitting on the back deck of the residence. I spoke with a female neighbour at town home #2 and she confirmed that DANIEL ERIC BYER lives at the residence. I rang the town home doorbell and the woman I had seen sitting on the back deck came to the door and pulled back the curtain on the window in the door, looked out at me and then closed the curtain, but she did not answer the door. I continued to knock for several minute, but there was no response. The "plug" I had left in the door previously was no longer there. I walked to the back of the residence and found that there was no one on the back deck and the blinds were all closed.

8. My client provided me with a possible cellular number 778-241-1554 for DANIEL ERIC BYER and I called the number, but there was no answer after ringing for several minutes.

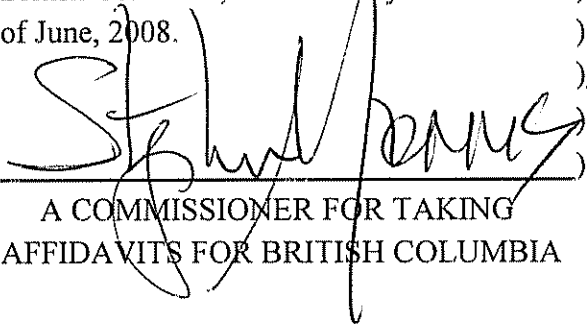
9. My client provided me with a possible residence number of 604-850-5987 and I found that the number was no longer in service.

10. My colleague Lesley Ord, Office Manager with Action Process Serving Ltd., informed me and I verily believe that she conducted a reverse search of the phone number 604-850-5987 on "Canada411.com", but the number was not listed. My colleague further advised that she conducted a reverse search of the residence address on "Canada411.com" and found that the address was no listed. My colleague further advised that she conducted a search of the name DANIEL ERIC BYER on "Canada411.com" and found that there were no matching listings for DANIEL ERIC BYER.

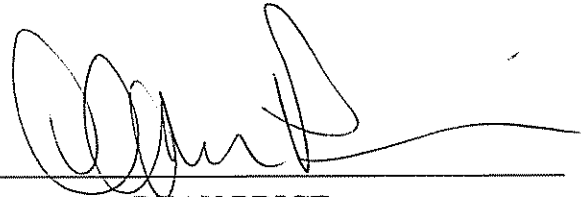
11. I believe that DANIEL ERIC BYER lives at the residence and is evading service with the assistance of his family members.

12. I further believe that if the aforementioned documents were posted to the door of the residence at 3 - 34250 Hazelwood Avenue, Abbotsford, BC, they would be brought to the attention of DANIEL ERIC BYER.

SWORN BEFORE ME at the City )  
of Vancouver, in the Province of )  
British Columbia, this 26th day )  
of June, 2008. )



A COMMISSIONER FOR TAKING  
AFFIDAVITS FOR BRITISH COLUMBIA



DEAN PRICE

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