

# EXHIBIT 5

UNITED STATES BANKRUPTCY COURT  
FOR THE  
NORTHERN DISTRICT OF NEW YORK

In Re: )  
)  
O'HARA, JOSEPH ) Case No.08-12108 rel  
Debtor ) Chapter 7

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CERTIFICATE OF SERVICE

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I, Douglas J. Wolinsky, certify that on October 1, 2012, a copy of the *Trustee's Motion Pursuant to F.R.B.P. 9019 For an Order Approving Stipulation* and the *Notice of Motion Under Default Procedure*, filed through the ECF system on September 28, 2012, will be sent by first class mail, postage pre-paid, to the parties whose names and addresses are listed below:

Joseph O'Hara  
99 Vly Road  
Colonie, NY 12205

Dated: October 1, 2012

/s/ Douglas J. Wolinsky  
Douglas J. Wolinsky  
Primmer Piper Eggleston & Cramer PC  
P.O. Box 148  
Burlington, VT 05402-1489  
(802) 864-0880  
*Chapter 7 Trustee*