



**CERTIFICATION PURSUANT TO CPLR 4518 OF RECORDS  
MAINTAINED IN THE REGULAR COURSE OF BUSINESS**

I, **Steven J. Carluccio**, Highway Safety Equipment Technical Supervisor, Office of Public Safety, New York State Division of Criminal Justice Services, 80 South Swan Street, Albany, New York 12210, having been duly designated and authorized by the Commissioner of the Division of Criminal Justice Services, do hereby certify and authenticate, as provided by subdivision c of Rule 4518 of the Civil Practice Law and Rules, that the document annexed hereto is an exact copy of an electronic record of the Office of Public Safety which is in my possession, custody and control. This record, once created, is stored in an electronic format that cannot thereafter be altered or modified.

I further certify that the original electronic record of inspection/maintenance/calibration of NATL PATENT ANALYTICAL SYSTEM, DATAMASTER DMT breath test instrument, serial number 105208, performed on July 25, 2022 by Office of Public Safety employee Martin Schilling, of which the annexed is an exact copy, was made in the regular course of business of the New York State Division of Criminal Justice Services, Office of Public Safety, that such record was made at the time such inspection/maintenance/calibration was performed or within a reasonable time thereafter, and further that it is the regular course of the Office of Public Safety's business to make such records at the time such inspection/maintenance /calibration is performed, or within a reasonable time thereafter, and to provide such instrument's records to the agency that requested them.

A handwritten signature in black ink that reads "Steven J. Carluccio".

Digitally signed under ESRA  
by Steven J. Carluccio  
on 08/04/2022 12:42 PM

---

**Steven J. Carluccio**  
**Highway Safety Equipment Technical Supervisor**  
**Office of Public Safety**

**BREATH TEST INSTRUMENT  
RECORD OF INSPECTION / MAINTENANCE / CALIBRATION**

Name of Submitting Agency: Warren County Sheriff's Office

Manufacturer: NATL PATENT ANALYTICAL SYSTEM

Model: DATAMASTER DMT

Serial Number: 105208

Date: July 25, 2022

Reference Solution Lot Number : 22120

Reference Solution Standard : 0.10% at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.098 %	34.01 degrees centigrade
2	0.097 %	34.00 degrees centigrade
3	0.098 %	34.00 degrees centigrade
4	0.097 %	34.00 degrees centigrade

Reference Solution Lot Number : 21310

Reference Solution Standard : 0.08% at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.078 %	34.00 degrees centigrade
2	0.078 %	34.01 degrees centigrade
3	0.078 %	34.01 degrees centigrade
4	0.078 %	34.00 degrees centigrade

Reference Solution Lot Number : 22060

Reference Solution Standard : 0.18% at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.179 %	34.00 degrees centigrade
2	0.179 %	34.00 degrees centigrade
3	0.179 %	34.01 degrees centigrade
4	0.179 %	34.00 degrees centigrade

I hereby certify that I have performed any necessary maintenance procedures and calibrated NATL PATENT ANALYTICAL SYSTEM breath test instrument model DATAMASTER DMT, serial number 105208, and have determined that it is accurate and reliable for the determination of ethyl alcohol in the blood by analysis of the breath. The instrument's test results are recorded above and this instrument satisfies all limits and standards established by the New York State Commissioner of Health as enumerated in Part 59, Subchapter D of Chapter II, TITLE 10 (Health) of the Official Compilation of Codes, Rules and Regulations of the State of New York, (10 NYCRR Part 59) as amended.

I further certify that I made the entries in these records of inspection/maintenance/calibration at the time that such inspection/maintenance/calibration of the above identified breath test instrument was performed, or within a reasonable time thereafter.

Performed by:



Digitally signed under ESRA  
by Martin Schilling  
on 07/25/2022 01:42 PM

Reviewed by:



Digitally signed under ESRA  
by Frank Sgarlata  
on 07/25/2022 02:41 PM

**Martin Schilling**  
Highway Safety Equipment Technician  
Breath Analysis Operator Permit #45926

**Frank Sgarlata**  
Breath Analysis Technical Supervisor

**BREATH TEST INSTRUMENT  
RECORD OF INSPECTION / MAINTENANCE / CALIBRATION**

**Name of Submitting Agency: Warren County Sheriff's Office**  
**Manufacturer: NATL PATENT ANALYTICAL SYSTEM**  
**Model: DATAMASTER DMT**  
**Serial Number: 105208**  
**Date: July 25, 2022**

- 1. General appearance and condition of this device -----: **OK**
  
- 2. Check controls and indicators -----: **OK**
  
- 3. Check breath flow system -----: **OK**
  
- 4. Check printer operation -----: **OK**
  
- 5. System cycles through all modes -----: **OK**



**6. Record any repairs made to this instrument and list services provided : INSPECTED INSTRUMENT, CHECKED SETUP VOLTAGES PRINT AND REMOTE OPERATION. PERFORMED CALIBRATION/ADJUSTMENT PROCEDURE, RAN SUBJECT, TECHNICIAN AND DIAGNOSTIC TESTS, VERIFIED CALIBRATION.**

Performed by:

Digitally signed under ESRA  
by Martin Schilling  
on 07/25/2022 01:42 PM

Reviewed by:

Digitally signed under ESRA  
by Frank Sgarlata  
on 07/25/2022 02:41 PM

---

**Martin Schilling**  
**Highway Safety Equipment Technician**  
**Breath Analysis Operator Permit #45926**

---

**Frank Sgarlata**  
**Breath Analysis Technical Supervisor**

TECHNICIAN TEST

WARREN CO.  
 SHERIFF'S OFFICE  
 DATAMASTER dmt: 105208

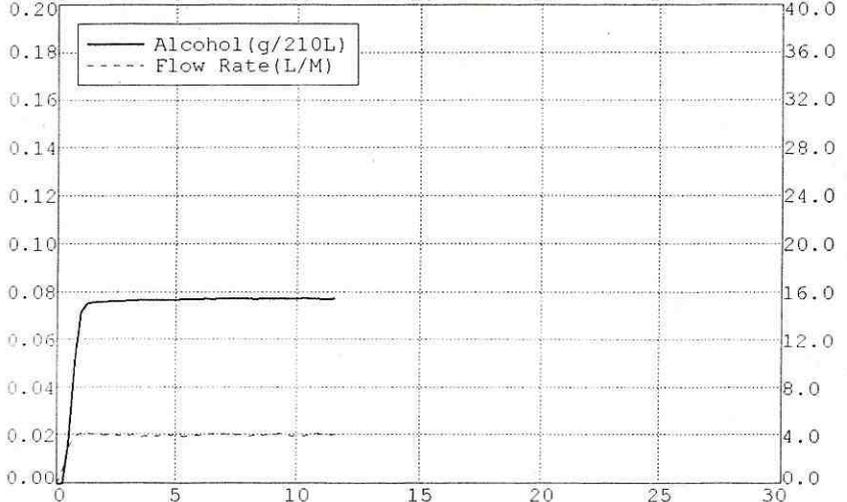
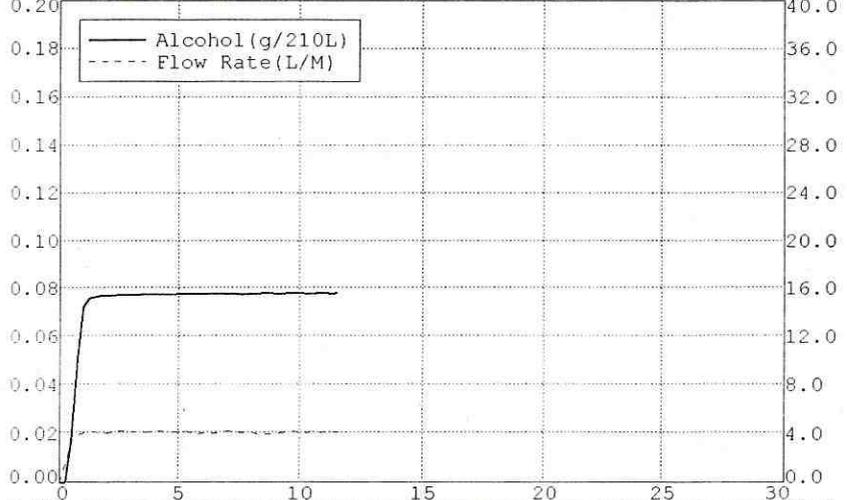
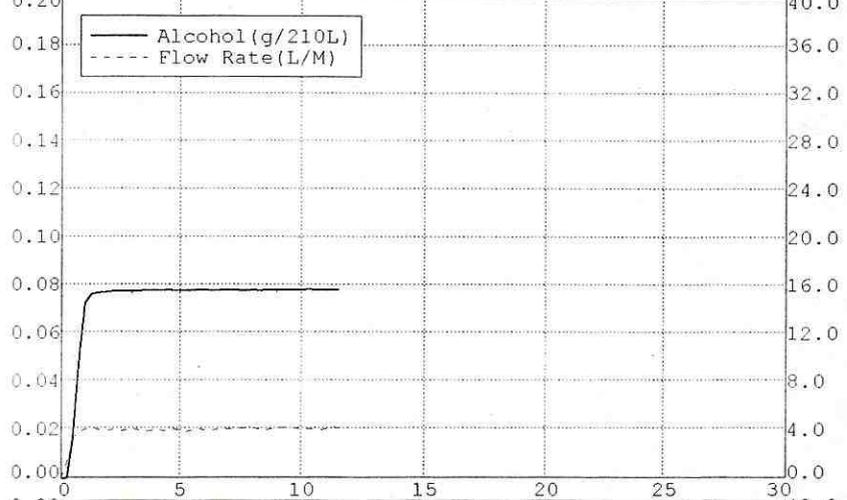
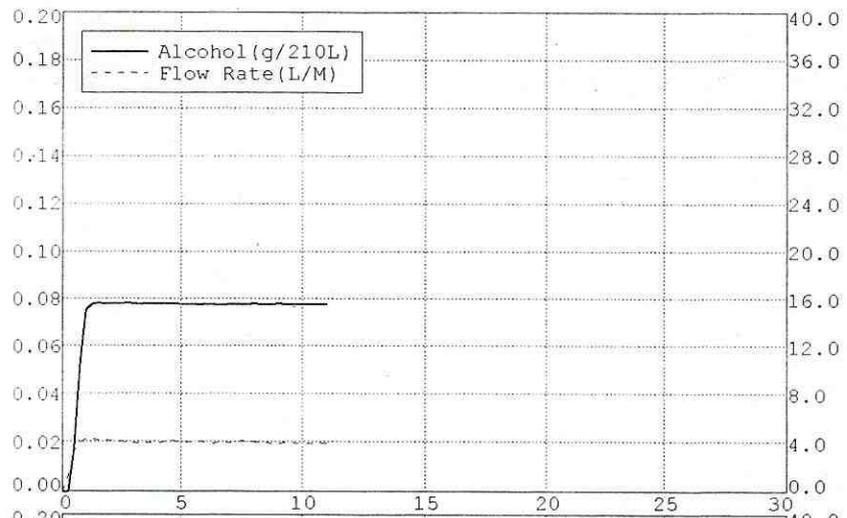
Date: 07/25/2022

OPERATOR NAME:  
 MARTIN J SCHILLING  
 Permit #: 45926  
 Operator Agency/Dept: WARREN CO. SO  
 Reference Standard #: 21310

Nominal = 0.080 g/210L

BLANK TEST	0.000	12:34
INTERNAL STANDARD	VERIFIED	12:35
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.078	12:35
BLANK TEST	0.000	12:36
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.078	12:36
BLANK TEST	0.000	12:37
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.078	12:37
BLANK TEST	0.000	12:38
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.078	12:38
BLANK TEST	0.000	12:39

Average = 0.0780  
 Std Dev = 0.0000



TECHNICIAN TEST

WARREN CO.  
SHERIFF'S OFFICE  
DATAMASTER dmt: 105208

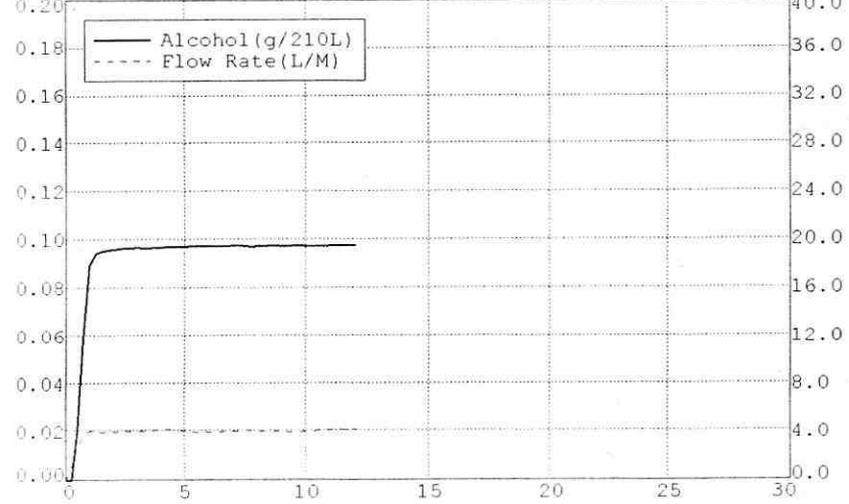
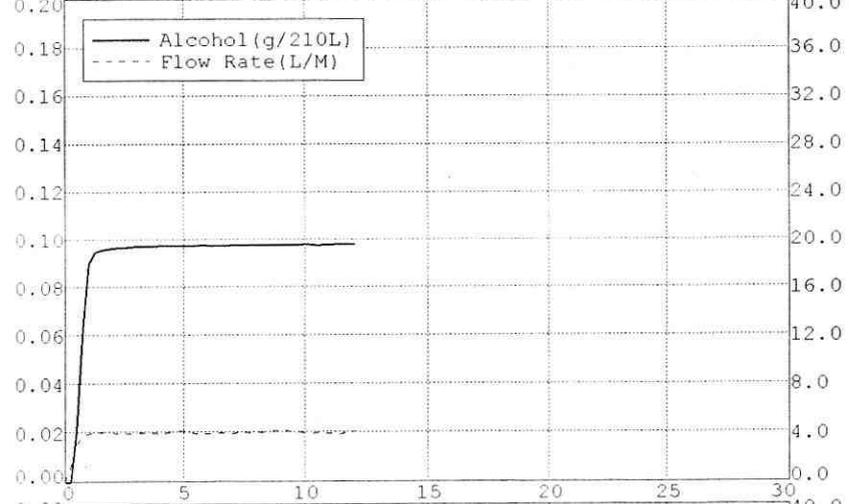
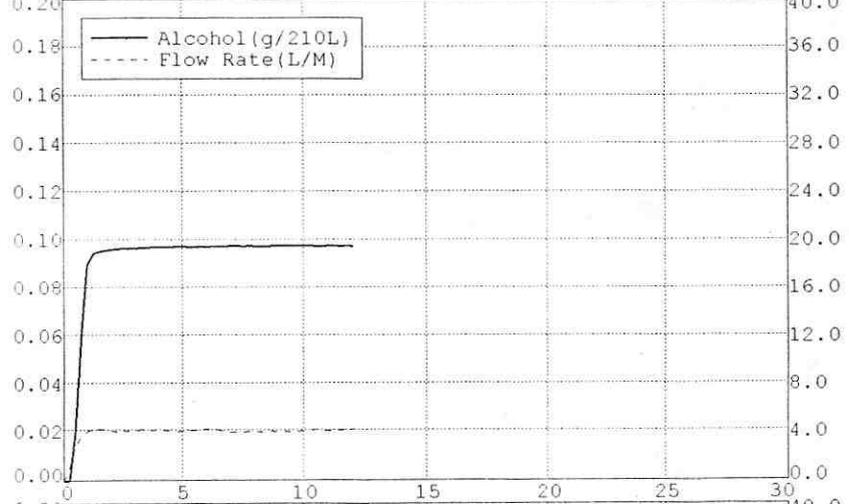
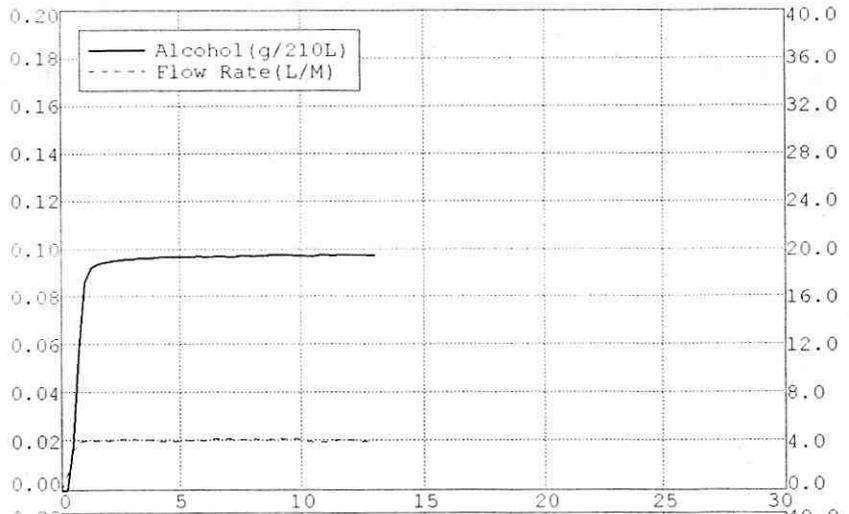
Date: 07/25/2022

OPERATOR NAME:  
MARTIN J SCHILLING  
Permit #: 45926  
Operator Agency/Dept: WARREN CO. SO  
Reference Standard #: 22120

Nominal = 0.100 g/210L

BLANK TEST	0.000	12:27
INTERNAL STANDARD	VERIFIED	12:27
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.098	12:28
BLANK TEST	0.000	12:29
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.097	12:29
BLANK TEST	0.000	12:30
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.098	12:30
BLANK TEST	0.000	12:31
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.097	12:31
BLANK TEST	0.000	12:32

Average = 0.0975  
Std Dev = 0.0006



TECHNICIAN TEST

WARREN CO.  
 SHERIFF'S OFFICE  
 DATAMASTER dmt: 105208

Date: 07/25/2022

OPERATOR NAME:  
 MARTIN J SCHILLING  
 Permit #: 45926  
 Operator Agency/Dept: WARREN CO. SO  
 Reference Standard #: 22060

Nominal = 0.180 g/210L

BLANK TEST	0.000	12:41
INTERNAL STANDARD	VERIFIED	12:42
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.179	12:42
BLANK TEST	0.000	12:43
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.179	12:43
BLANK TEST	0.000	12:44
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.179	12:45
BLANK TEST	0.000	12:45
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.179	12:46
BLANK TEST	0.000	12:47

Average = 0.1790  
 Std Dev = 0.0000

