



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

I, Martin Schilling, Highway Safety Equipment Technician 2, 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 22, 2024 by Office of Public Safety employee Jonathan Mascolo, 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 "Martin Schilling".

Digitally signed under ESRA
by Martin Schilling
on 08/19/2024 11:57 AM

Martin Schilling
Highway Safety Equipment Technician 2
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 22, 2024

Reference Solution Lot Number : 23451

Reference Solution Standard : 0.10% at 34.0 degrees centigrade

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

Reference Solution Lot Number : 24011

Reference Solution Standard : 0.08% at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.079 %	34.00 degrees centigrade
2	0.080 %	34.00 degrees centigrade
3	0.080 %	34.00 degrees centigrade
4	0.080 %	34.00 degrees centigrade

Reference Solution Lot Number : 23380

Reference Solution Standard : 0.18% at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.178 %	34.01 degrees centigrade
2	0.178 %	34.01 degrees centigrade
3	0.178 %	34.01 degrees centigrade
4	0.178 %	34.01 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.

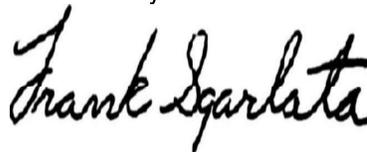
I further certify that I made the entries in these records of inspection/maintenance/calibration at the time that such inspection/maintenance/calibration of the above identified breath test instrument was performed, or within a reasonable time thereafter.

Performed by:



Digitally signed under ESRA
by Jonathan Mascolo
on 08/14/2024 10:39 AM

Reviewed by:



Digitally signed under ESRA
by Frank Sgarlata
on 08/16/2024 10:50 AM

Jonathan Mascolo
Highway Safety Equipment Technician
Breath Analysis Operator Permit #45339

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 22, 2024

- 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.

THIS CERTIFICATE EXPIRES 365 DAYS FROM THE DATE AT THE TOP OF THIS PAGE.

Performed by:

Handwritten signature of Jonathan Mascolo in black ink.

Digitally signed under ESRA
by Jonathan Mascolo
on 08/14/2024 10:39 AM

Reviewed by:

Handwritten signature of Frank Sgarlata in black ink.

Digitally signed under ESRA
by Frank Sgarlata
on 08/16/2024 10:50 AM

Jonathan Mascolo
Highway Safety Equipment Technician
Breath Analysis Operator Permit #45339

Frank Sgarlata
Breath Analysis Technical Supervisor

TECHNICIAN TEST

WARREN CO.
SHERIFF'S OFFICE
DATAMASTER dmt: 105208

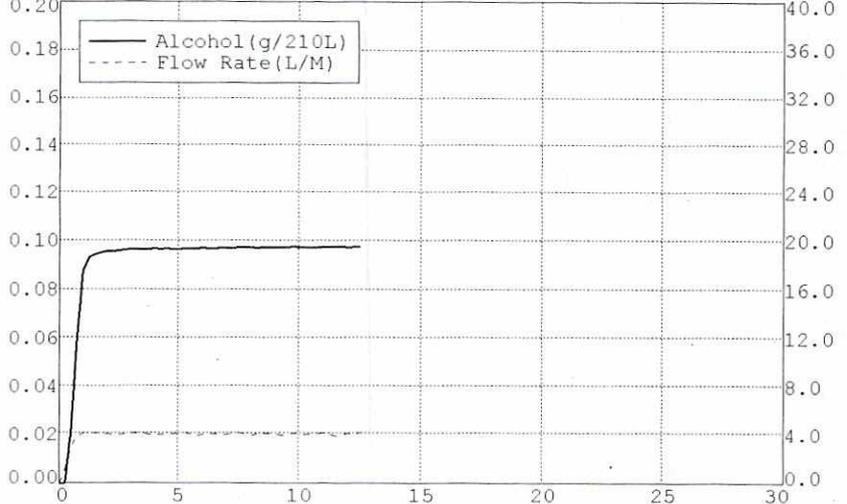
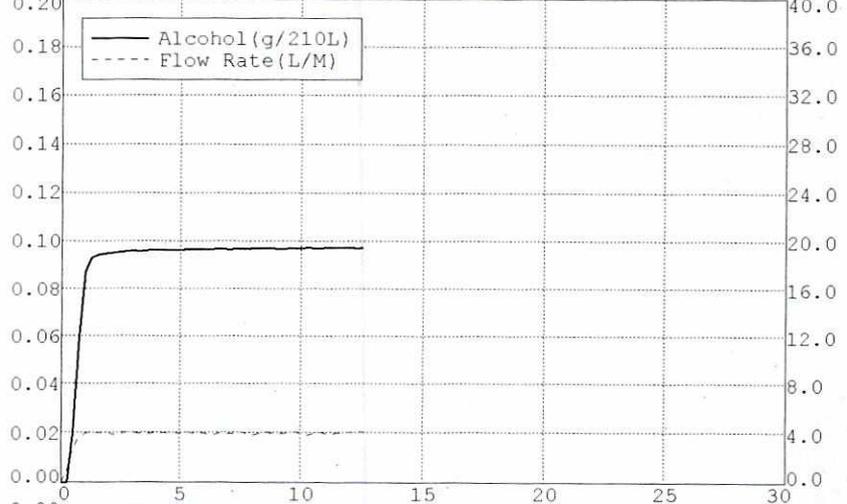
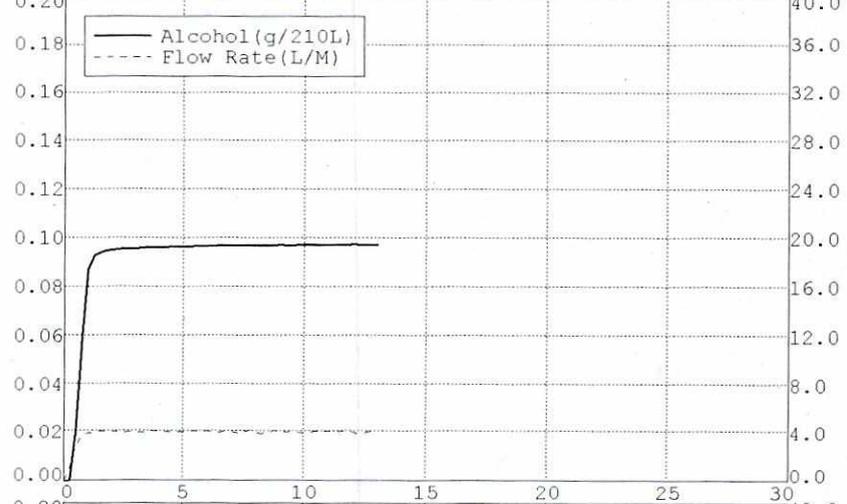
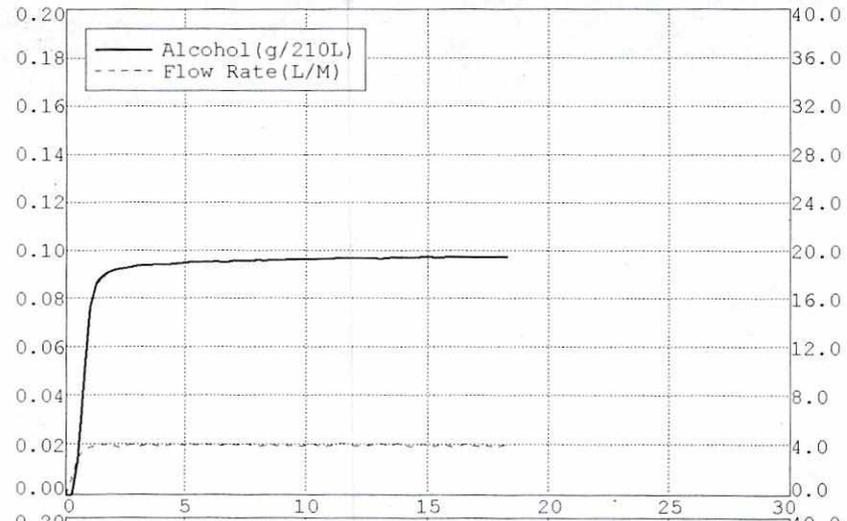
Date: 07/22/2024

OPERATOR NAME:
JONATHAN M MASCOLO
Permit #: 45339
Operator Agency/Dept: WARREN CO. SO
Reference Standard #: 23451

Nominal = 0.100 g/210L

BLANK TEST	0.000	12:13
INTERNAL STANDARD	VERIFIED	12:13
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.097	12:14
BLANK TEST	0.000	12:15
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.098	12:15
BLANK TEST	0.000	12:16
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.098	12:16
BLANK TEST	0.000	12:17
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.098	12:17
BLANK TEST	0.000	12:18

Average = 0.0978
Std Dev = 0.0005



TECHNICIAN TEST

WARREN CO.
SHERIFF'S OFFICE
DATAMASTER dmt: 105208

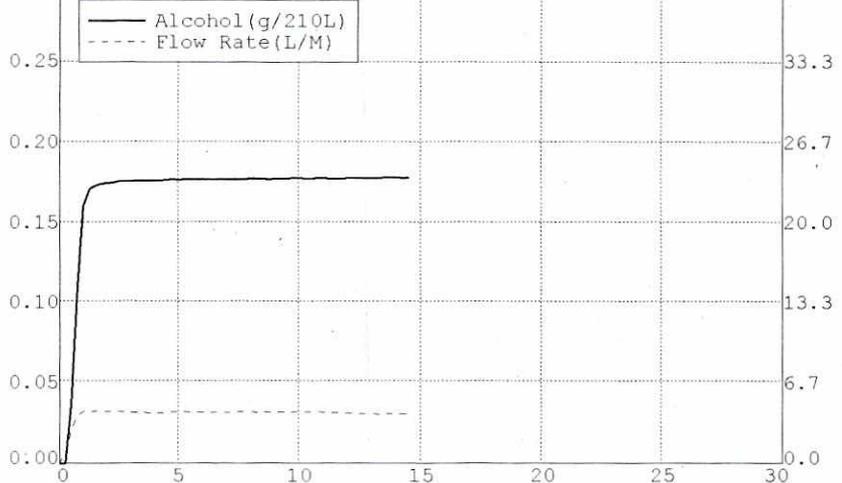
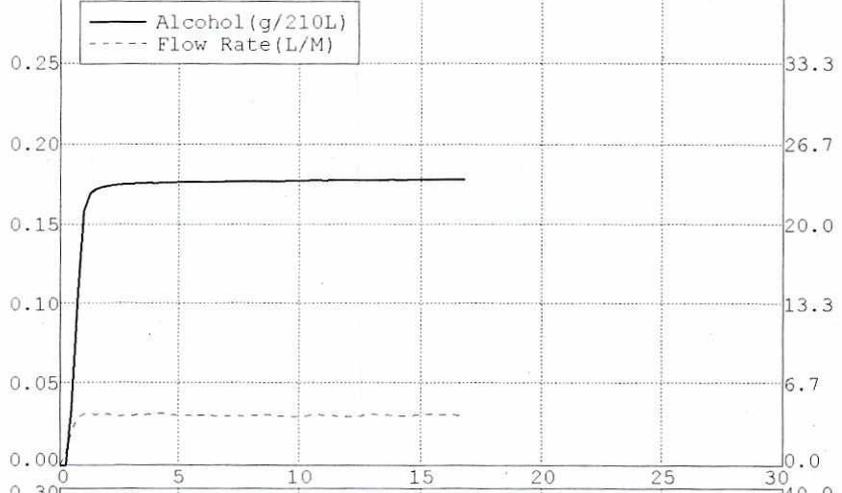
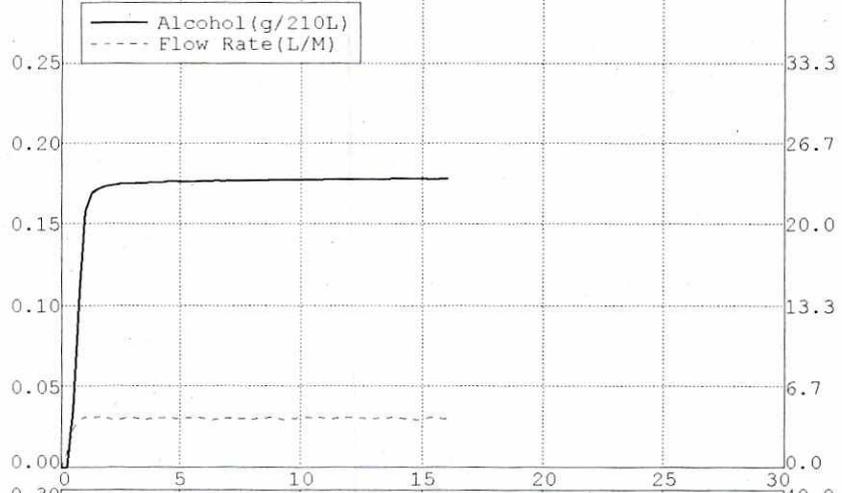
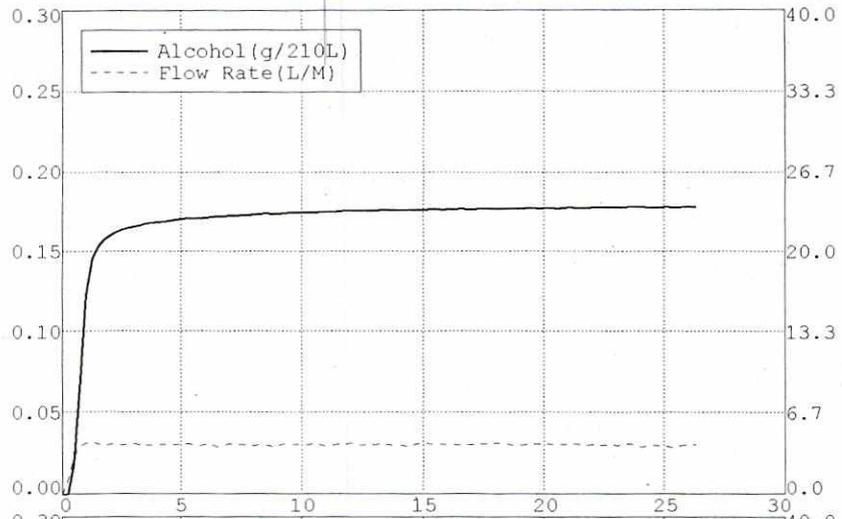
Date: 07/22/2024

OPERATOR NAME:
JONATHAN M MASCOLO
Permit #: 45339
Operator Agency/Dept: WARREN CO. SO
Reference Standard #: 23380

Nominal = 0.180 g/210L

BLANK TEST	0.000	12:21
INTERNAL STANDARD	VERIFIED	12:21
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.178	12:21
BLANK TEST	0.000	12:22
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.178	12:23
BLANK TEST	0.000	12:24
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.178	12:24
BLANK TEST	0.000	12:25
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.178	12:25
BLANK TEST	0.000	12:26

Average = 0.1780
Std Dev = 0.0000



TECHNICIAN TEST

WARREN CO.
SHERIFF'S OFFICE
DATAMASTER dmt: 105208

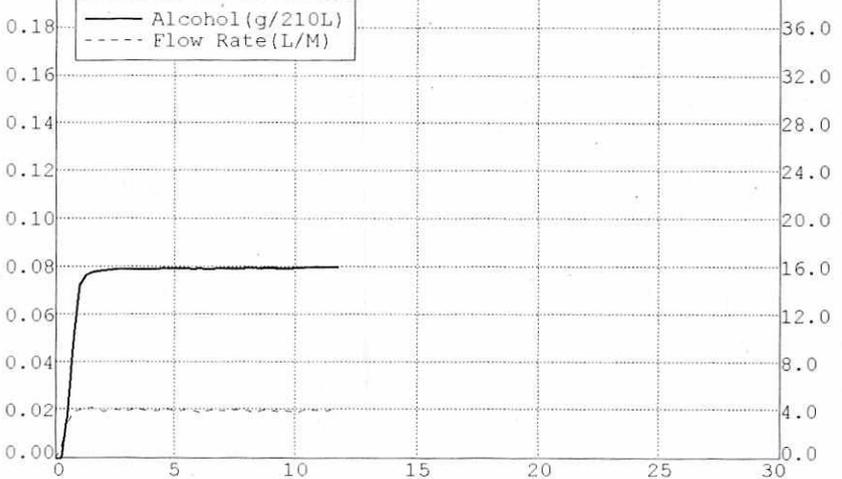
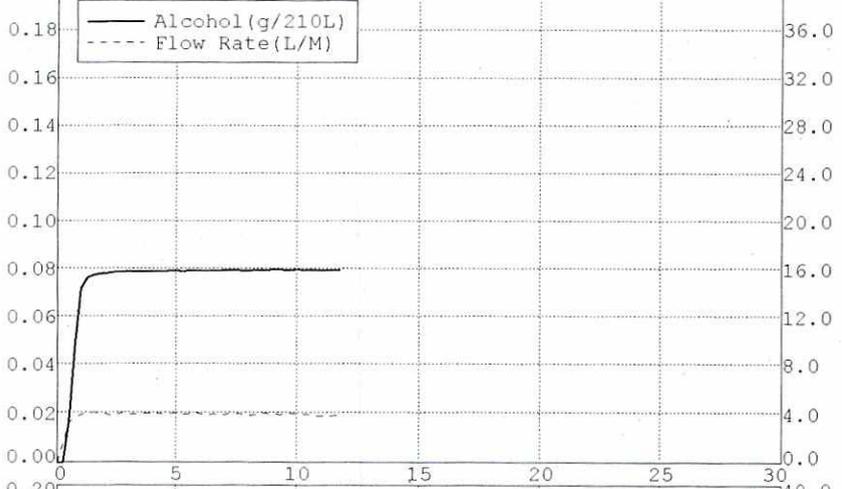
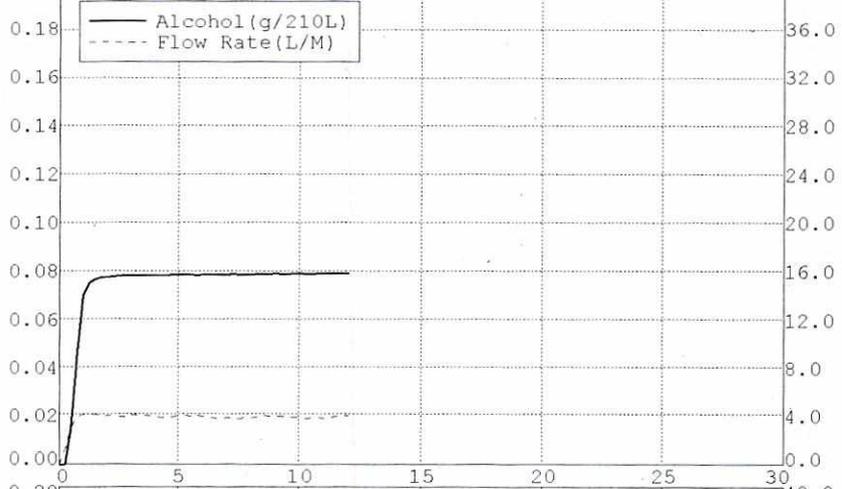
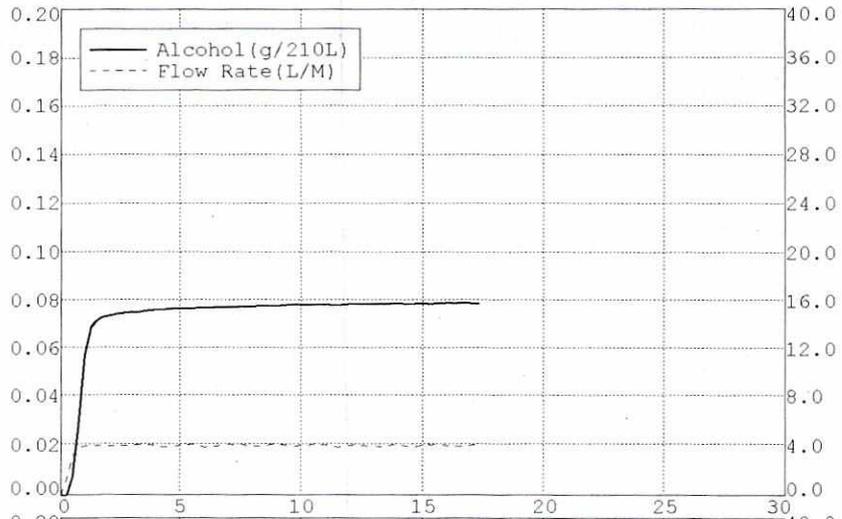
Date: 07/22/2024

OPERATOR NAME:
JONATHAN M MASCOLO
Permit #: 45339
Operator Agency/Dept: WARREN CO. SO
Reference Standard #: 24011

Nominal = 0.080 g/210L

BLANK TEST	0.000	12:06
INTERNAL STANDARD	VERIFIED	12:06
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.079	12:07
BLANK TEST	0.000	12:07
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.080	12:08
BLANK TEST	0.000	12:09
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.080	12:09
BLANK TEST	0.000	12:10
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.080	12:10
BLANK TEST	0.000	12:11

Average = 0.0798
Std Dev = 0.0005



*7-22-24

SERVICE AUTHORIZATION FORM
 Highway Safety Technology Unit
 80 South Swan Street
 Albany, NY 12210
 Ph: 518-485-7636 / 518-402-0689
 Fax: 518-457-6869

THIS FORM IS USED TO AUTHORIZE THE DIVISION OF CRIMINAL JUSTICE SERVICES TO PERFORM SERVICE ON THE INSTRUMENT IDENTIFIED. THIS AUTHORIZATION MUST ACCOMPANY EACH PIECE OF EQUIPMENT WHEN IT IS PRESENTED TO THE EQUIPMENT REPAIR CENTER FOR SERVICE. **PLEASE SIGN AND DATE FORM.**

SECTION I - AGENCY INFORMATION

Name of Agency WARREN COUNTY SHERIFF'S OFFICE		Today's Date 7/22/24
Address 1400 STATE ROUTE 9		City, State, ZIP LAKE GEORGE, NY 12845
Contact Person PATROL SERGEANT BEN GEISLER		Contact Telephone (518) 743-2500
Contact Email ben.geisler@warrencountysheriffny.us		Best Way to Reach You During Appointment Period (518) 222-1089

SECTION II - INSTRUMENT INFORMATION

Instrument Manufacturer (Please Circle) NPAS DMT GUTH Applied Concepts (Stalker) Decatur (Genesis) Kustom (Eagle/Falcon) MPH Alco-Sensor Other:		
Model Number DMT	Instrument Serial Number 105208	
Antenna Serial Number (if applicable) Antenna 1 -- / Antenna 2 --	Type of maintenance (check appropriate) <input checked="" type="checkbox"/> Calibration Check <input type="checkbox"/> Repair	
Brief Description of Malfunction ANNUAL RECALIBRATION		
List all parts, cables and/or accessories being submitted. Tuning forks must accompany all radar units (if applicable). (Please Circle)		
DMT/SIM: DMT (1)* SIM Tubes (1) breath tube (1) simulator tube Keyboard (1)* Other:	Radar: Control Unit Antenna(s) Antenna Cable(s) Power Cord Forks Other:	
I acknowledge I am signing this Service Authorization Form as an act and deed of said agency, organization, or municipality, and that I am duly authorized to sign same for the uses and purposes mentioned herein. PLEASE SIGN AND DATE.		
Signature PO [Signature] #427	Date 07/22/2024	

DCJS USE ONLY

Inspected instrument, checked setup voltages, print and remote operation. Performed calibration/adjustment procedure, ran subject, technician and diagnostic tests, verified calibration * @ 7-22-24