



## Division of Criminal Justice Services

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

I, Joshua Vinehout, Supervisor of Public Safety Programs, 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 NAT'L PATENT ANALYTICAL SYS, DATAMASTER DMT breath test instrument, serial number 106606, performed on July 07, 2020 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 "Joshua Vinehout".

Digitally signed under  
ESRA by Joshua Vinehout  
on 7/27/2020 9:59 AM

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**Joshua Vinehout**  
Supervisor of Public Safety Programs  
Office of Public Safety

An Equal Opportunity/Affirmative Action Agency

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

Name of Submitting Agency: Warren County Sheriff's Office

Manufacturer: NAT'L PATENT ANALYTICAL SYS

Model: DATAMASTER DMT

Date: July 07, 2020

Serial Number: 106606

Reference Solution Lot Number: 19281

Reference Solution Standard: 0.10 % at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.101 %	34.01 degrees centigrade
2	0.100 %	34.01 degrees centigrade
3	0.100 %	34.01 degrees centigrade
4	0.100 %	34.01 degrees centigrade

Reference Solution Lot Number: 20020

Reference Solution Standard: 0.08 % at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.080 %	34.01 degrees centigrade
2	0.080 %	34.01 degrees centigrade
3	0.080 %	34.01 degrees centigrade
4	0.080 %	34.01 degrees centigrade

Reference Solution Lot Number: 19210

Reference Solution Standard: 0.180 % at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.181 %	34.01 degrees centigrade
2	0.181 %	34.01 degrees centigrade
3	0.180 %	34.01 degrees centigrade
4	0.181 %	34.01 degrees centigrade

I hereby certify that I have performed any necessary maintenance procedures and calibrated NAT'L PATENT ANALYTICAL SYS breath test instrument model DATAMASTER DMT, serial number 106606, 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.

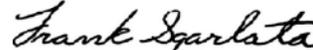
Performed by:



Digitally signed under  
ESRA by Martin Schilling  
on 7/7/2020 12:46 PM

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

Reviewed by:



Digitally signed under  
ESRA by Frank Sgarlata  
on 7/8/2020 1:06 PM

**Frank Sgarlata**  
Breath Analysis Technical Supervisor

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

**Name of Submitting Agency: Warren County Sheriff's Office**  
**Manufacturer: NAT'L PATENT ANALYTICAL SYS**  
**Model: DATAMASTER DMT**  
**Serial Number: 106606**  
**Date: July 07, 2020**

**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:

A handwritten signature in black ink, appearing to read "Martin Schilling".

Digitally signed under  
ESRA by Martin Schilling  
on 7/7/2020 12:46 PM

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

Reviewed by:

A handwritten signature in black ink, appearing to read "Frank Sgarlata".

Digitally signed under  
ESRA by Frank Sgarlata  
on 7/8/2020 1:06 PM

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

TECHNICIAN TEST

WARREN CO.  
SHERIFF'S OFFICE  
DATAMASTER dmt: 106606

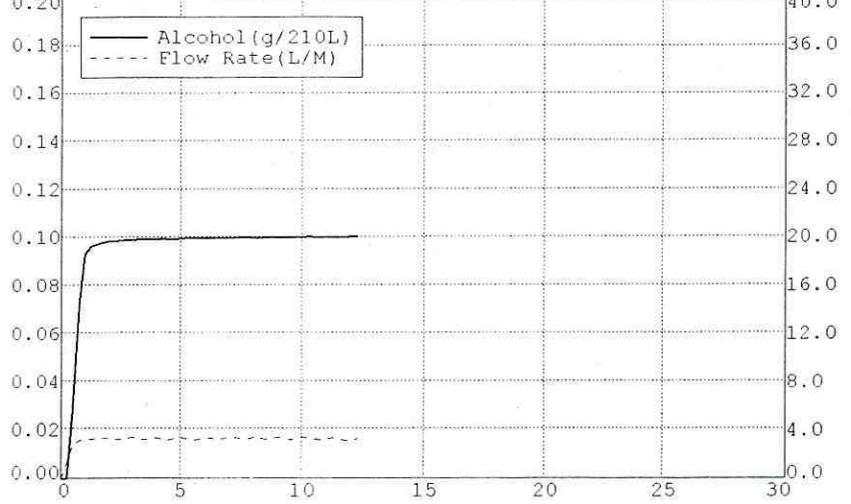
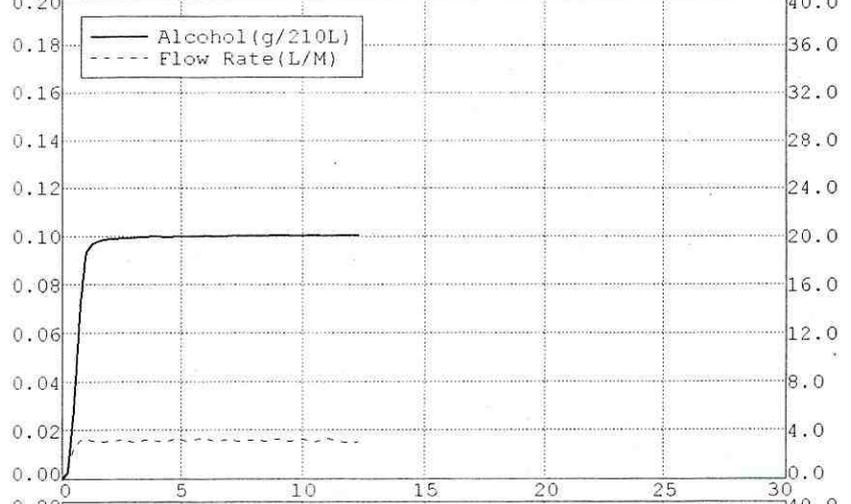
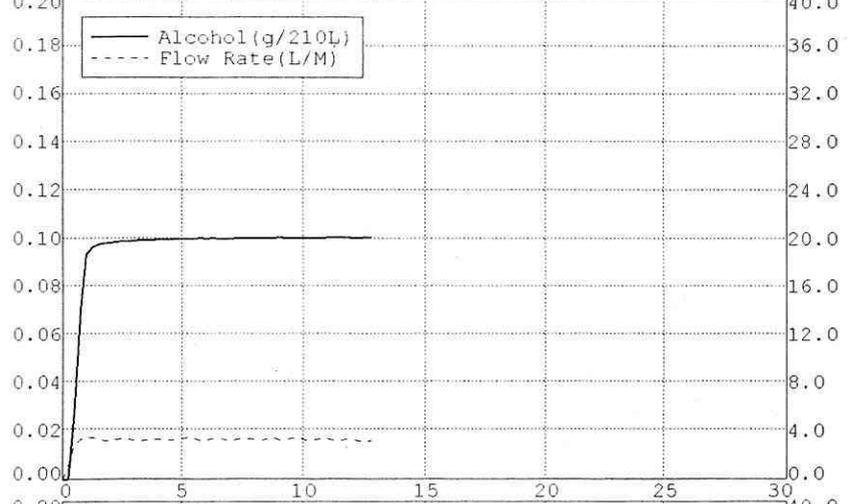
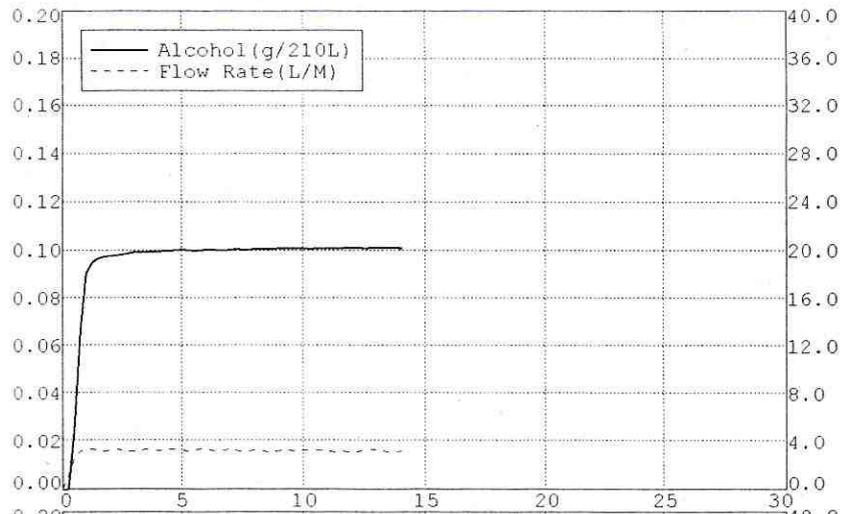
Date: 07/07/2020

OPERATOR NAME:  
MARTIN J SCHILLING  
Permit #: 45926  
Operator Agency/Dept: WARREN CO. SO  
Reference Standard #: 19281

Nominal = 0.100 g/210L

BLANK TEST	0.000	11:47
INTERNAL STANDARD	VERIFIED	11:47
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.101	11:48
BLANK TEST	0.000	11:48
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.100	11:49
BLANK TEST	0.000	11:50
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.100	11:50
BLANK TEST	0.000	11:51
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.100	11:51
BLANK TEST	0.000	11:52

Average = 0.1003  
Std Dev = 0.0005



TECHNICIAN TEST

WARREN CO.  
 SHERIFF'S OFFICE  
 DATAMASTER dmt: 106606

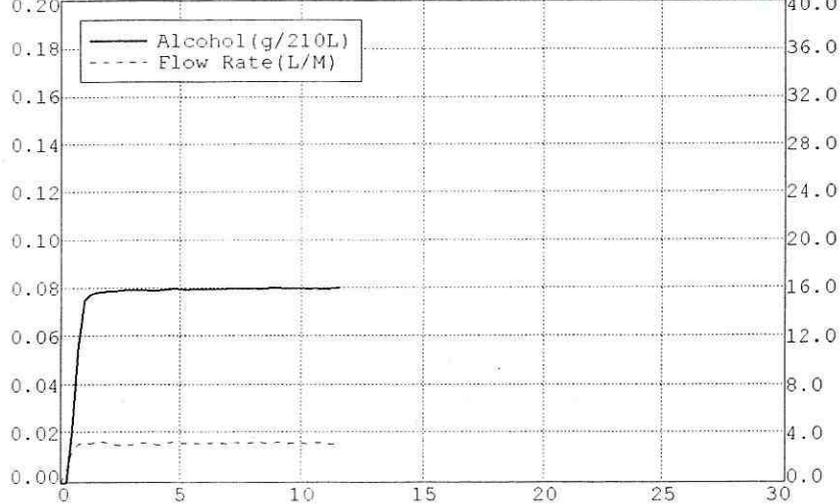
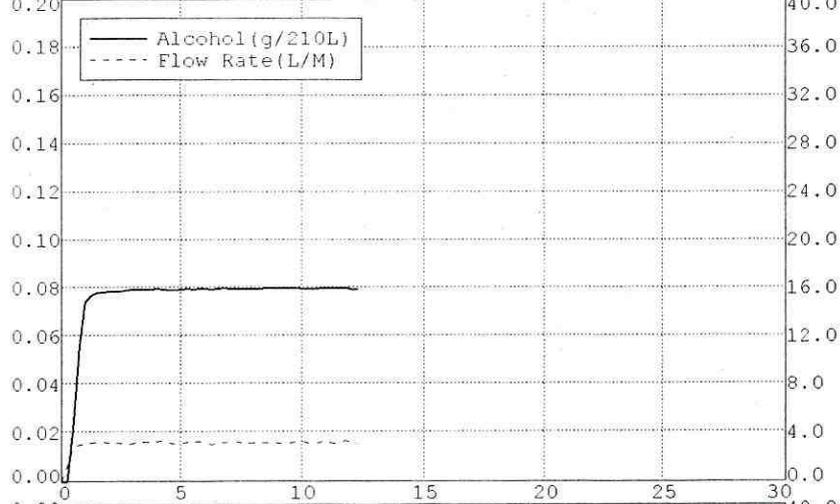
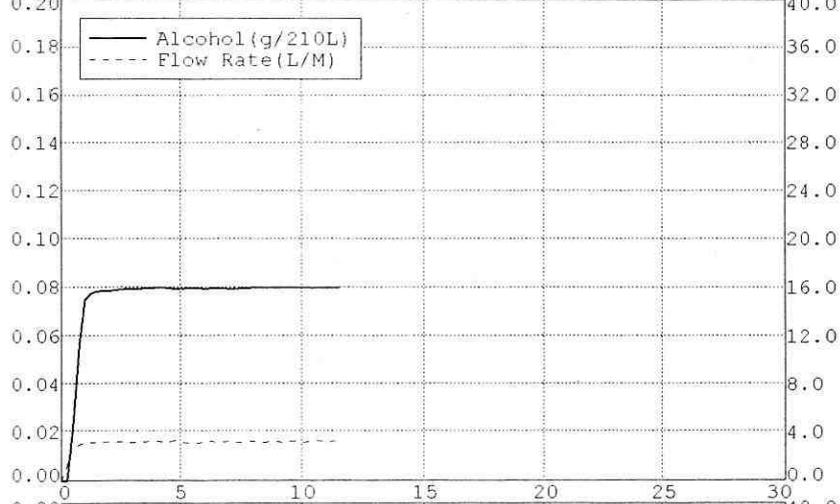
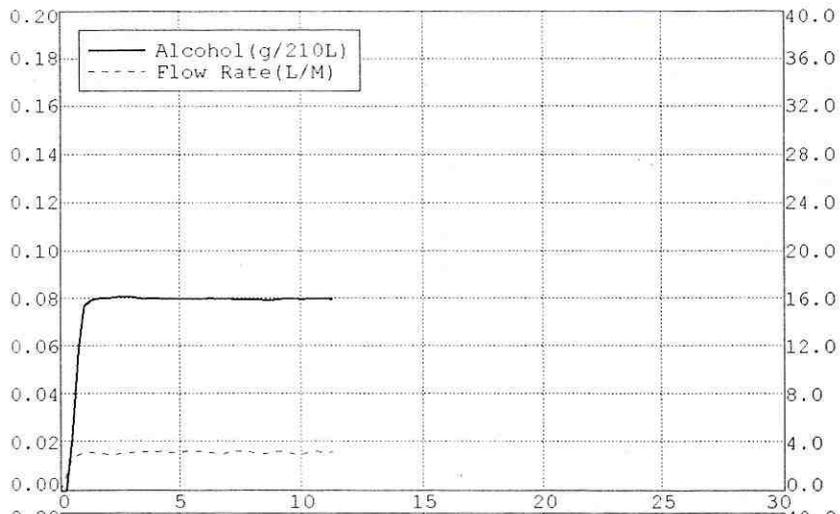
Date: 07/07/2020

OPERATOR NAME:  
 MARTIN J SCHILLING  
 Permit #: 45926  
 Operator Agency/Dept: WARREN CO. SO  
 Reference Standard #: 20020

Nominal = 0.080 g/210L

BLANK TEST	0.000	11:54
INTERNAL STANDARD	VERIFIED	11:54
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.080	11:55
BLANK TEST	0.000	11:56
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.080	11:56
BLANK TEST	0.000	11:57
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.080	11:57
BLANK TEST	0.000	11:58
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.080	11:58
BLANK TEST	0.000	11:59

Average = 0.0800  
 Std Dev = 0.0000



TECHNICIAN TEST

WARREN CO.  
 SHERIFF'S OFFICE  
 DATAMASTER dmt: 106606

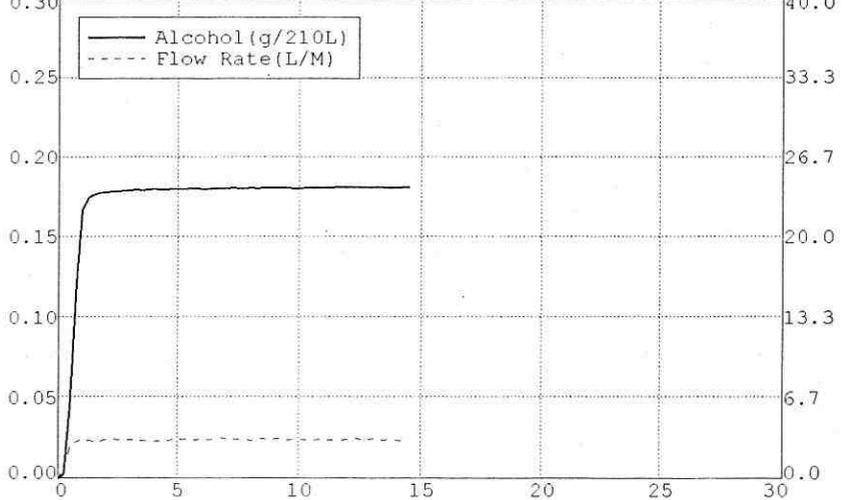
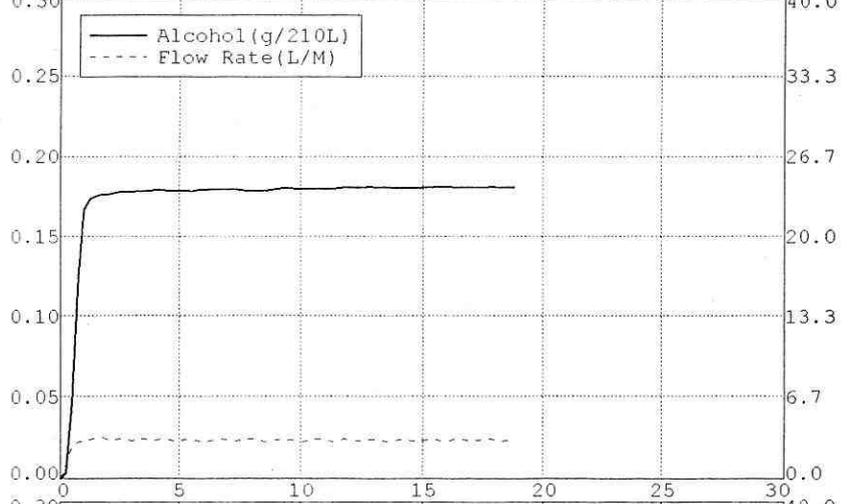
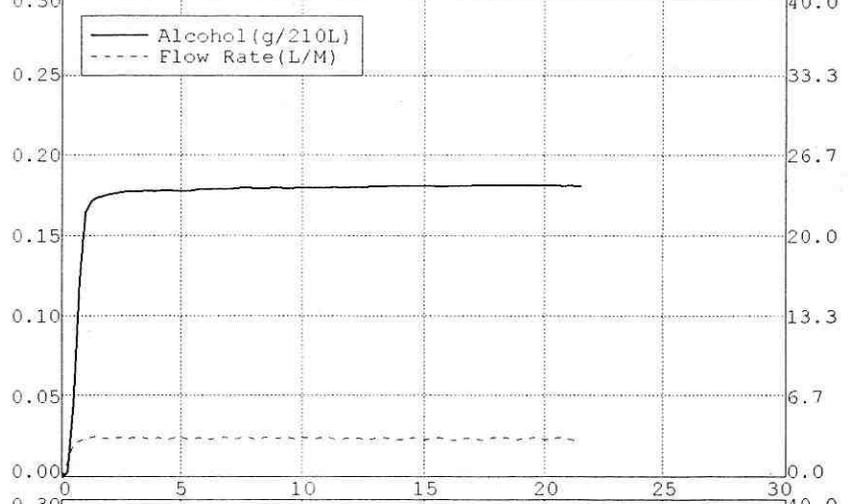
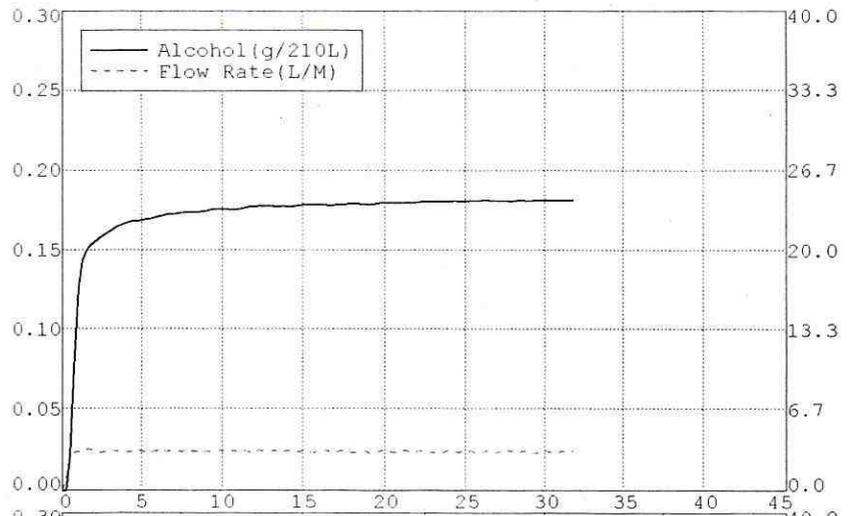
Date: 07/07/2020

OPERATOR NAME:  
 MARTIN J SCHILLING  
 Permit #: 45926  
 Operator Agency/Dept: WARREN CO. SO  
 Reference Standard #: 19210

Nominal = 0.180 g/210L

BLANK TEST	0.000	12:03
INTERNAL STANDARD	VERIFIED	12:03
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.181	12:04
BLANK TEST	0.000	12:05
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.181	12:05
BLANK TEST	0.000	12:06
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.180	12:07
BLANK TEST	0.000	12:08
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.181	12:08
BLANK TEST	0.000	12:09

Average = 0.1808  
 Std Dev = 0.0005



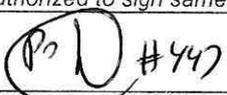
MS  
7/7/2020

This authorization must accompany each piece of equipment when it is presented to the Equipment Repair Center for Service.

SECTION I - AGENCY INFORMATION

Name of Agency Warren County Sheriff's Office		Today's Date 7/7/20
Address 1400 State Route 9		City, State, ZIP Lake George NY 12845
Contact Person Patrol Officer T. Morse		Contact Telephone (518) 743-2500
Contact Telephone	Contact Facsimile	Contact Email tyler.morse@WarrenCountySheriff.ny.us

SECTION II - INSTRUMENT INFORMATION

Instrument Manufacturer DataMaster		Model Number PMT
Instrument Serial Number 106606	Antenna Serial Number (if applicable)	
Date of Malfunction	Type of maintenance (circle appropriate) <u>Calibration Check</u> Repair	
Brief Description of Malfunction to check - O ring on sim tubes appears a little worn		
List all parts, cables and/or accessories being submitted. Tuning forks must accompany all radar units. PMT, power cord, sim tubes, breath tube, keyboard, simulator Model 12V500, Sim power cord		
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.		
Signature  #447		Date 7/7/20

DCJS USE ONLY

Suggested instrument. Checked setup voltages print and remote operation. Performed calibration / adjustment procedure. Per subject, technician and diagnostic test. Verified calibration.  
\* O-rings are replaced.