



**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 106606, performed on March 30, 2022 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 "Steven J. Carluccio".

Digitally signed under ESRA  
by Steven J. Carluccio  
on 04/07/2022 12:13 PM

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**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: 106606

Date: March 30, 2022

Reference Solution Lot Number : 21200

Reference Solution Standard : 0.10% at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.099 %	34.00 degrees centigrade
2	0.099 %	34.00 degrees centigrade
3	0.099 %	34.00 degrees centigrade
4	0.099 %	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	0.080 %	34.01 degrees centigrade
2	0.080 %	34.01 degrees centigrade
3	0.080 %	34.00 degrees centigrade
4	0.080 %	34.01 degrees centigrade

Reference Solution Lot Number : 21130

Reference Solution Standard : 0.18% at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.179 %	34.02 degrees centigrade
2	0.179 %	34.02 degrees centigrade
3	0.180 %	34.02 degrees centigrade
4	0.180 %	34.02 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 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.

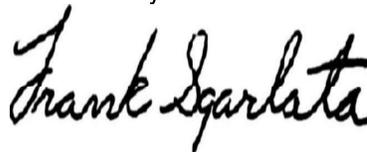
I further certify that I made the entries in these records of inspection/maintenance/calibration at the time that such inspection/maintenance/calibration of the above identified breath test instrument was performed, or within a reasonable time thereafter.

Performed by:



Digitally signed under ESRA  
by Jonathan Mascolo  
on 03/30/2022 02:00 PM

Reviewed by:



Digitally signed under ESRA  
by Frank Sgarlata  
on 03/30/2022 03:30 PM

**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: 106606**  
**Date: March 30, 2022**

**1. General appearance and condition of this device -----: FILTER WHEEL ERROR**

**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, REASSEMBLED FILTER BLOCK AND ADJUSTED HOME SENSOR, 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 Jonathan Mascolo  
on 03/30/2022 02:00 PM

Reviewed by:

Digitally signed under ESRA  
by Frank Sgarlata  
on 03/30/2022 03:30 PM

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

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

TECHNICIAN TEST

WARREN CO.  
SHERIFF'S OFFICE  
DATAMASTER dmt: 106606

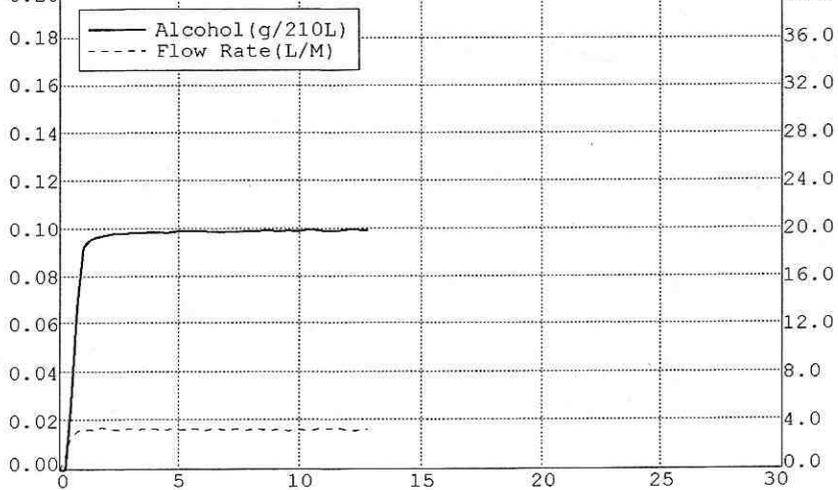
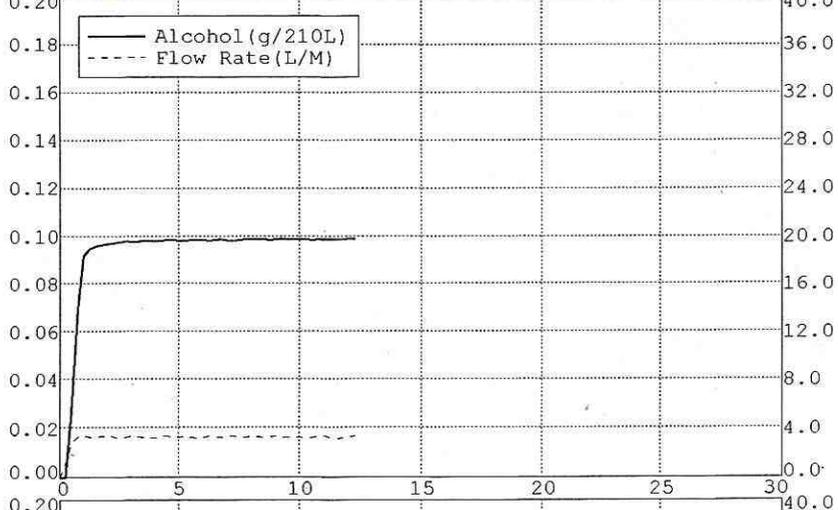
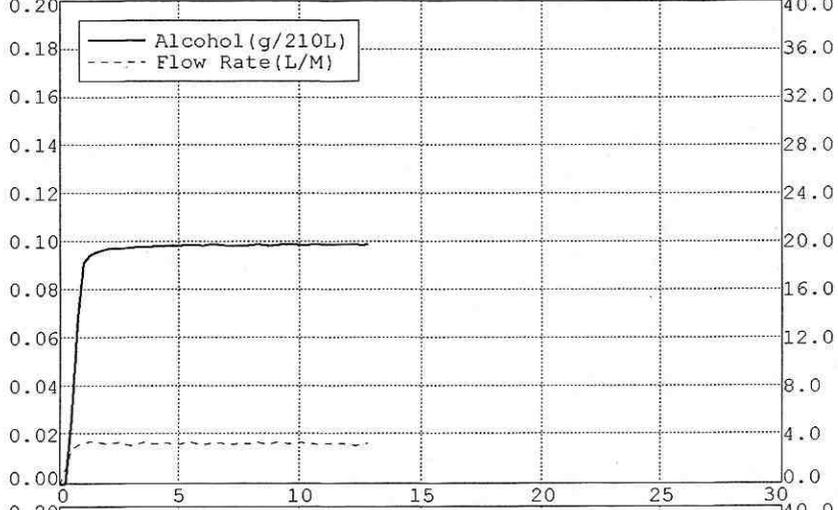
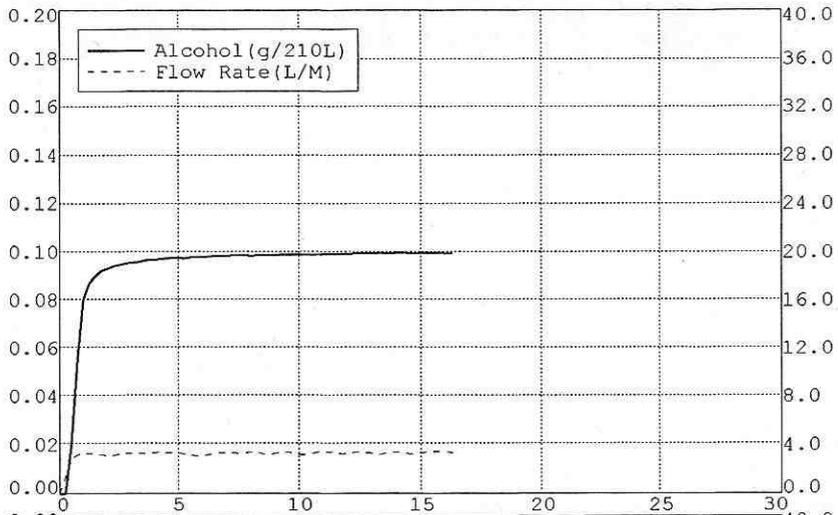
Date: 03/30/2022

OPERATOR NAME:  
JONATHAN M MASCOLO  
Permit #: 45339  
Operator Agency/Dept: WARREN CO. SO  
Reference Standard #: 21200

Nominal = 0.100 g/210L

BLANK TEST	0.000	11:23
INTERNAL STANDARD	VERIFIED	11:23
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.099	11:23
BLANK TEST	0.000	11:24
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.099	11:25
BLANK TEST	0.000	11:25
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.099	11:26
BLANK TEST	0.000	11:27
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.099	11:27
BLANK TEST	0.000	11:28

Average = 0.0990  
Std Dev = 0.0000



TECHNICIAN TEST

WARREN CO.  
SHERIFF'S OFFICE  
DATAMASTER dmt: 106606

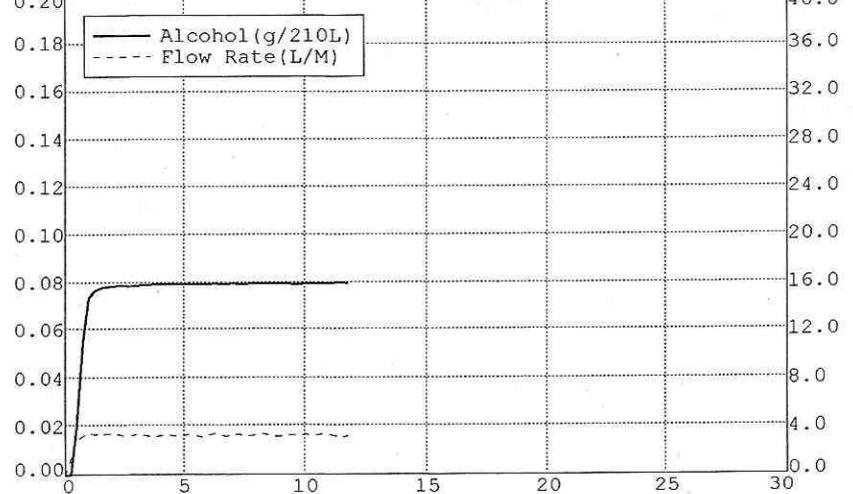
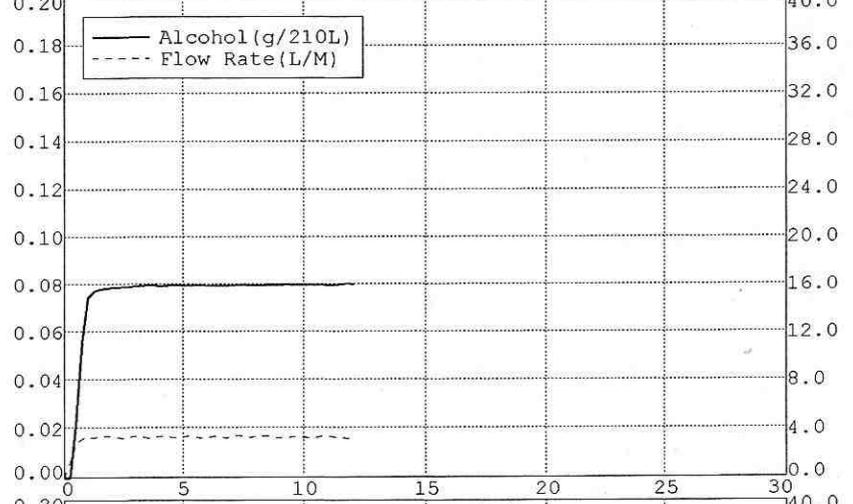
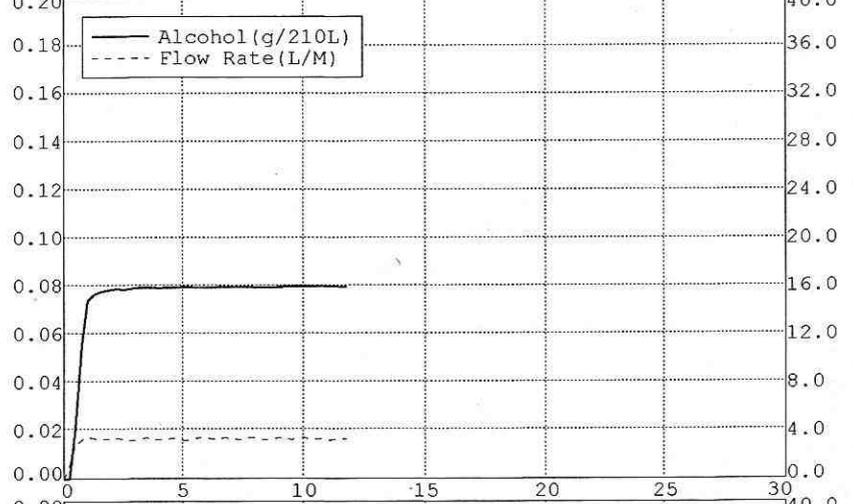
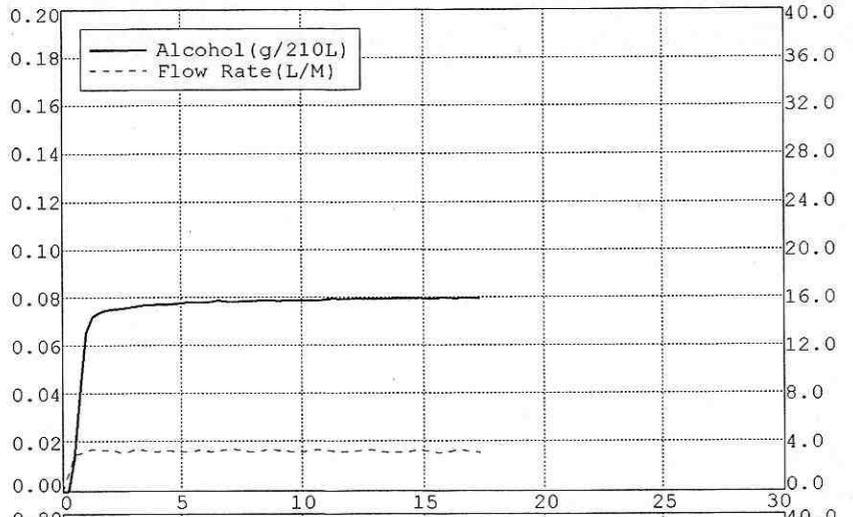
Date: 03/30/2022

OPERATOR NAME:  
JONATHAN M MASCOLO  
Permit #: 45339  
Operator Agency/Dept: WARREN CO. SO  
Reference Standard #: 21310

Nominal = 0.080 g/210L

BLANK TEST	0.000	11:16
INTERNAL STANDARD	VERIFIED	11:16
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.080	11:16
BLANK TEST	0.000	11:17
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.080	11:17
BLANK TEST	0.000	11:18
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.080	11:19
BLANK TEST	0.000	11:20
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.080	11:20
BLANK TEST	0.000	11:21

Average = 0.0800  
Std Dev = 0.0000



TECHNICIAN TEST

WARREN CO.  
SHERIFF'S OFFICE  
DATAMASTER dmt: 106606

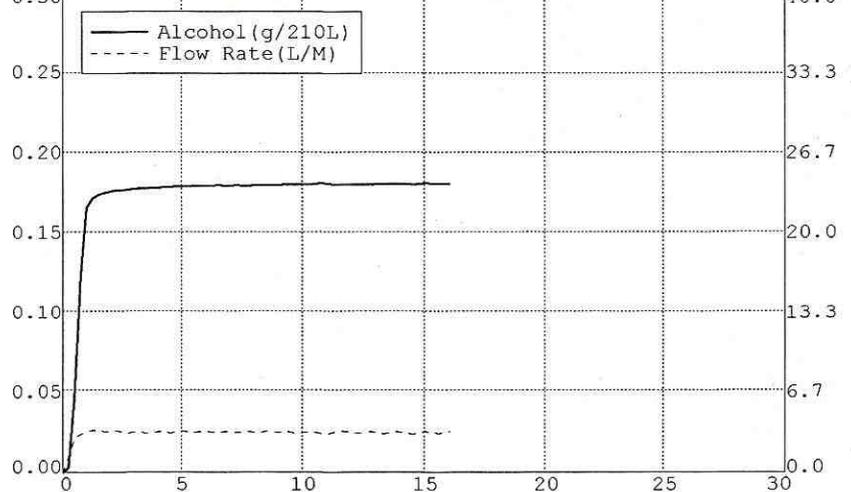
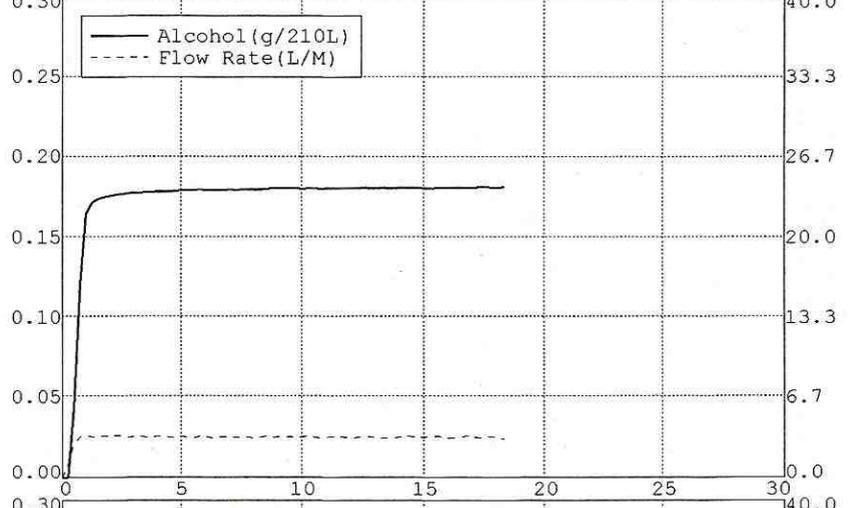
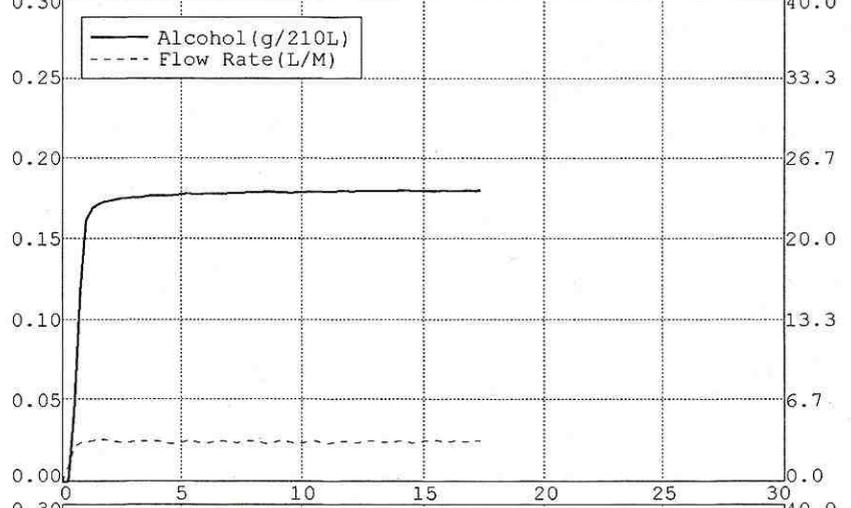
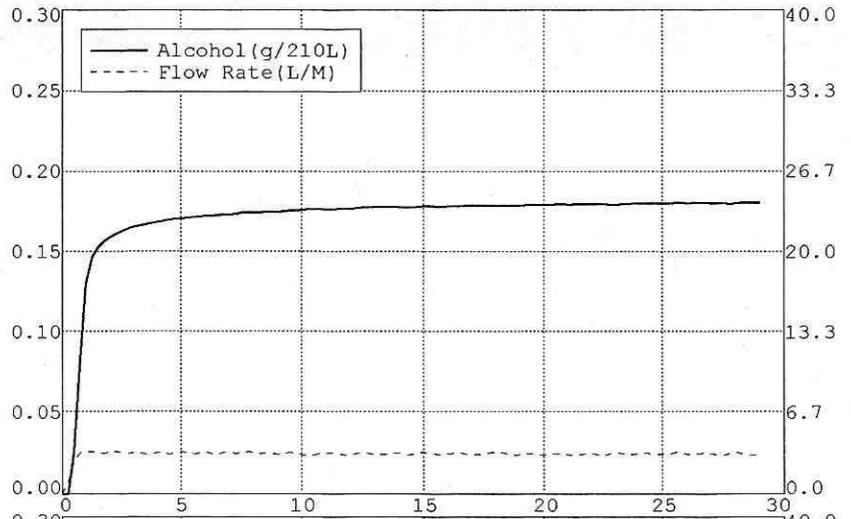
Date: 03/30/2022

OPERATOR NAME:  
JONATHAN M MASCOLO  
Permit #: 45339  
Operator Agency/Dept: WARREN CO. SO  
Reference Standard #: 21130

Nominal = 0.180 g/210L

BLANK TEST	0.000	11:31
INTERNAL STANDARD	VERIFIED	11:31
REFERENCE STANDARD TEMP	34.02c	
REFERENCE STANDARD	0.179	11:32
BLANK TEST	0.000	11:33
REFERENCE STANDARD TEMP	34.02c	
REFERENCE STANDARD	0.179	11:33
BLANK TEST	0.000	11:34
REFERENCE STANDARD TEMP	34.02c	
REFERENCE STANDARD	0.180	11:34
BLANK TEST	0.000	11:35
REFERENCE STANDARD TEMP	34.02c	
REFERENCE STANDARD	0.180	11:36
BLANK TEST	0.000	11:37

Average = 0.1795  
Std Dev = 0.0006





The message/report referred to on the Service Authorization form and provided by the Law Enforcement Agency has not been uploaded because it contains sensitive information. It is available and can be provided upon request.