



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

I, Frank Sgarlata, 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 113608, performed on July 22, 2024 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 "Frank Sgarlata".

Digitally signed under ESRA  
by Frank Sgarlata  
on 07/23/2024 06:44 AM

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**Frank Sgarlata  
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: 113608

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	0.101 %	34.01 degrees centigrade
2	0.101 %	34.01 degrees centigrade
3	0.101 %	34.01 degrees centigrade
4	0.101 %	34.01 degrees centigrade

Reference Solution Lot Number : 24011

Reference Solution Standard : 0.08% at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.082 %	34.01 degrees centigrade
2	0.081 %	34.01 degrees centigrade
3	0.080 %	34.01 degrees centigrade
4	0.080 %	34.01 degrees centigrade

Reference Solution Lot Number : 23380

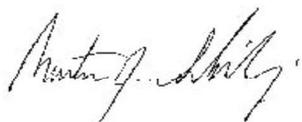
Reference Solution Standard : 0.18% at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.180 %	34.01 degrees centigrade
2	0.180 %	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 NATL PATENT ANALYTICAL SYSTEM breath test instrument model DATAMASTER DMT, serial number 113608, 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 07/22/2024 11:21 AM

Reviewed by:



Digitally signed under ESRA  
by Jonathan Mascolo  
on 07/22/2024 12:25 PM

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

**Jonathan Mascolo**  
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: 113608**  
**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 : OPENING CERTIFICATION. 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:

Digitally signed under ESRA  
by Martin Schilling  
on 07/22/2024 11:21 AM

Reviewed by:

Digitally signed under ESRA  
by Jonathan Mascolo  
on 07/22/2024 12:25 PM

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

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**Jonathan Mascolo**  
**Breath Analysis Technical Supervisor**

TECHNICIAN TEST

WARREN COUNTY  
 SHERIFF'S OFFICE  
 DATAMASTER dmt: 113608

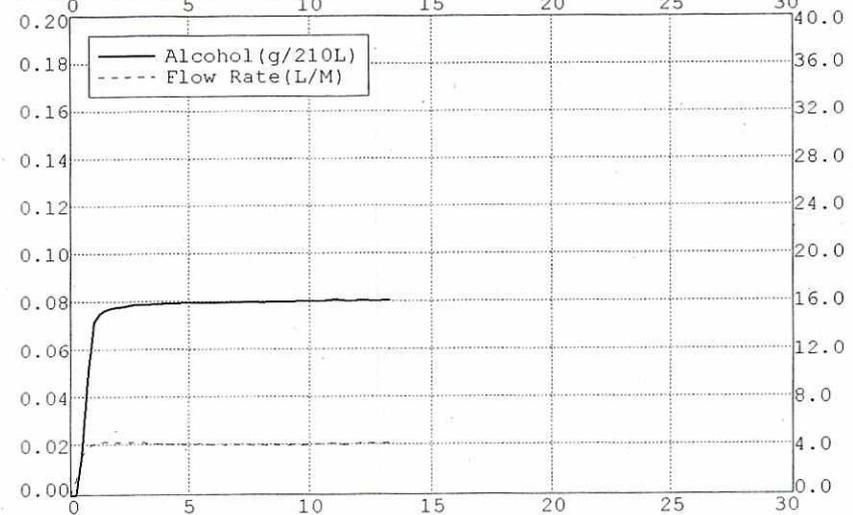
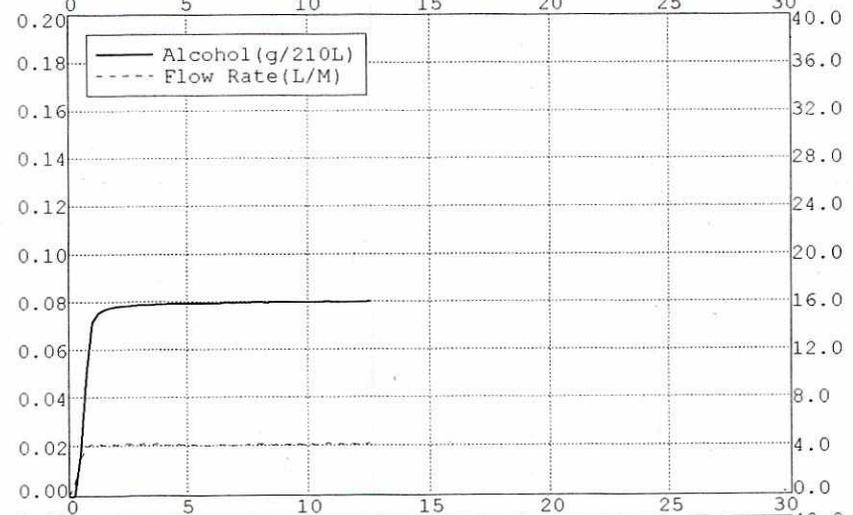
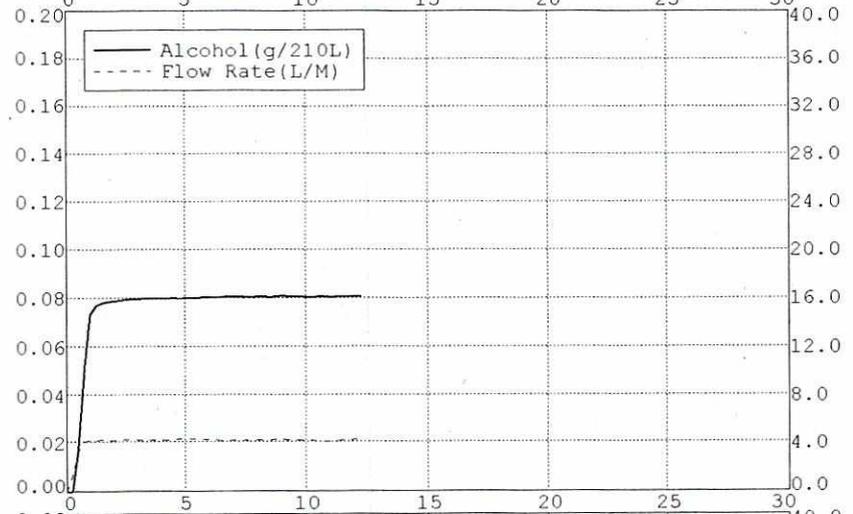
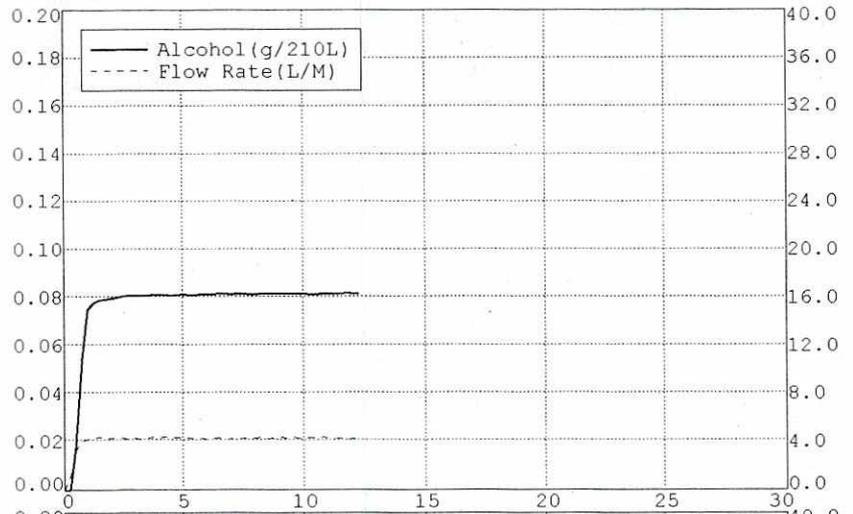
Date: 07/22/2024

OPERATOR NAME:  
 MARTIN J SCHILLING  
 Permit #: 45926  
 Operator Agency/Dept: WARREN CO SO  
 Reference Standard #: 24011

Nominal = 0.080 g/210L

BLANK TEST	0.000	08:34
INTERNAL STANDARD	VERIFIED	08:34
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.082	08:35
BLANK TEST	0.000	08:35
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.081	08:36
BLANK TEST	0.000	08:37
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.080	08:37
BLANK TEST	0.000	08:38
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.080	08:38
BLANK TEST	0.000	08:39

Average = 0.0808  
 Std Dev = 0.0010



TECHNICIAN TEST

WARREN COUNTY  
 SHERIFF'S OFFICE  
 DATAMASTER dmt: 113608

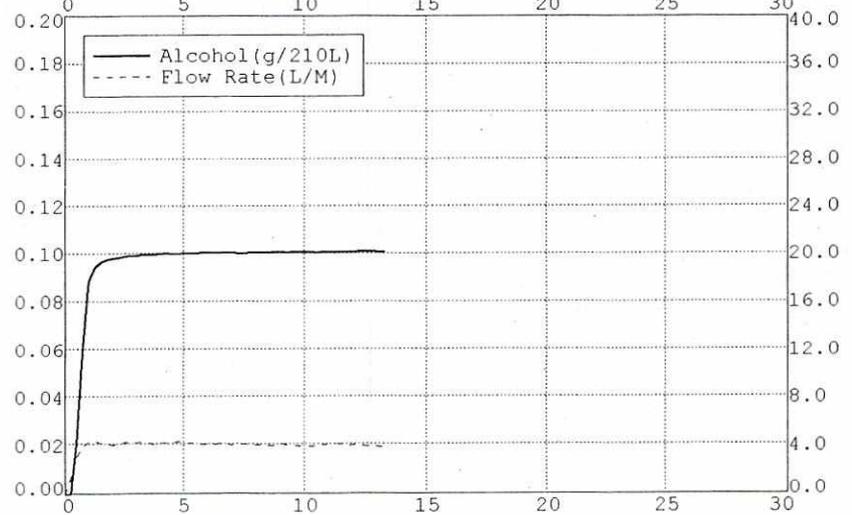
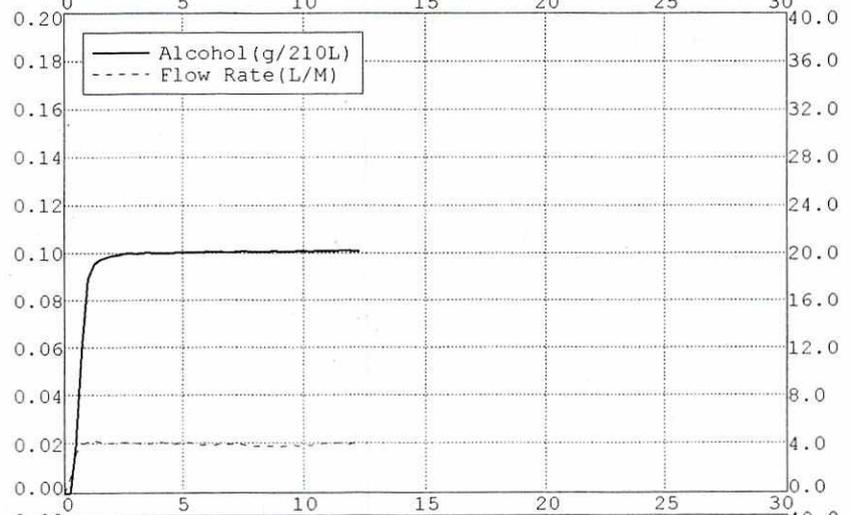
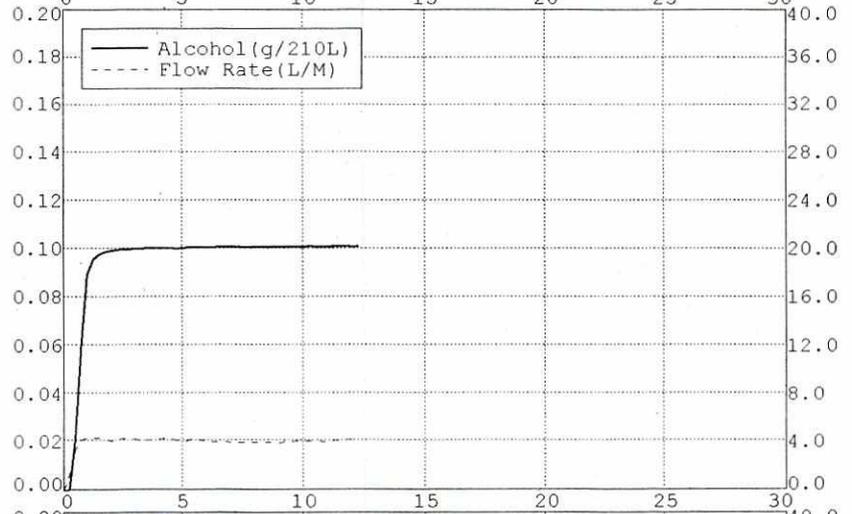
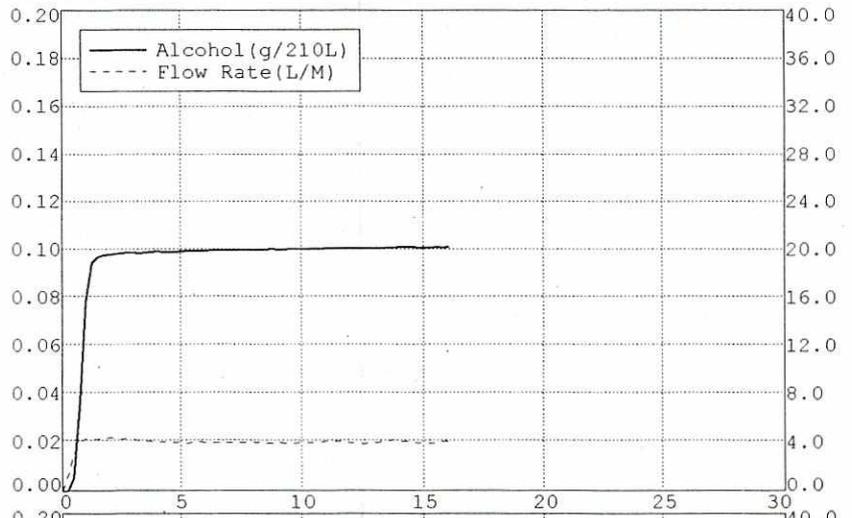
Date: 07/22/2024

OPERATOR NAME:  
 MARTIN J SCHILLING  
 Permit #: 45926  
 Operator Agency/Dept: WARREN CO SO  
 Reference Standard #: 23451

Nominal = 0.100 g/210L

BLANK TEST	0.000	07:47
INTERNAL STANDARD	VERIFIED	07:47
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.101	07:48
BLANK TEST	0.000	07:49
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.101	07:49
BLANK TEST	0.000	07:50
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.101	07:50
BLANK TEST	0.000	07:51
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.101	07:51
BLANK TEST	0.000	07:52

Average = 0.1010  
 Std Dev = 0.0000



TECHNICIAN TEST

WARREN COUNTY  
 SHERIFF'S OFFICE  
 DATAMASTER dmt: 113608

Date: 07/22/2024

OPERATOR NAME:  
 MARTIN J SCHILLING  
 Permit #: 45926  
 Operator Agency/Dept: WARREN CO SO  
 Reference Standard #: 23380

Nominal = 0.180 g/210L

BLANK TEST	0.000	08:42
INTERNAL STANDARD	VERIFIED	08:42
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.180	08:43
BLANK TEST	0.000	08:44
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.180	08:44
BLANK TEST	0.000	08:45
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.180	08:45
BLANK TEST	0.000	08:46
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.181	08:47
BLANK TEST	0.000	08:47

Average = 0.1802  
 Std Dev = 0.0005

