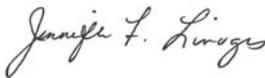


CERTIFIED COPY (CPLR RULE 4518)

**0.10% SIMULATOR SOLUTION RECORD**

Lot Number 13050, dated February 8, 2013

I, Jennifer F Limoges, Supervisor of Forensic Services, Forensic Investigation Center, do hereby certify and authenticate, as provided by Rule 4518, subdivision c, Civil Practice Law and Rules, that the document annexed hereto is a true and accurate representation of an electronic record of the New York State Police Forensic Investigation Center which has been delegated to my possession, custody and control by the Superintendent of the New York State Police. This record was made in the regular course of business of the New York State Police Forensic Investigation Center, it is the regular course of the Forensic Investigation Center business to make such record, and such record was made at the time of each event recorded in it or within a reasonable time thereafter.

 Digitally signed under  
ESRA by Jennifer F Limoges  
on  
2013.02.15 07:03:19 -05'00'

Jennifer F Limoges

Supervisor of Forensic Services

Forensic Investigation Center



JOSEPH A. D'AMICO  
SUPERINTENDENT

**NEW YORK STATE POLICE  
FORENSIC INVESTIGATION CENTER  
BUILDING 30  
1220 WASHINGTON AVE.  
ALBANY, NY 12226-3000**

**0.10% SIMULATOR SOLUTION RECORD**

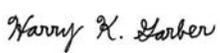
**Report Date:** February 8, 2013  
**Manufacturer:** Guth Laboratories, Inc.  
**Lot Number:** 13050  
**Expiration Date:** 7/28/2013  
**Analysis Results:** 123 mg Ethyl Alcohol / 100 mL of solution

I, Harry K Garber, tested simulator solution lot number 13050 by headspace gas chromatography and have determined that it contains the appropriate concentration of ethyl alcohol. This solution is hereby approved for use.

When this simulator solution is used with a properly operating breath testing instrument, it will provide a value of 0.10% within acceptable limits.

I, Harry K Garber, made the entries contained in this record at the time of each event recorded, or within a reasonable time thereafter.

Performed by:

  
Digitally signed under  
ESRA by Harry K Garber on  
2013.02.08 15:41:06 -05'00'

Harry K Garber  
Forensic Scientist III

Reviewed by:

  
Digitally signed under ESRA  
by Jennifer F Limoges on  
2013.02.15 07:00:34 -05'00'

Jennifer F Limoges  
Supervisor of Forensic Services  
Breath Analysis Technical Supervisor