



**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 126606, performed on September 25, 2024 by Office of Public Safety employee Frank Sgarlata, 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 09/27/2024 10:50 AM

**Martin Schilling
Highway Safety Equipment Technician 2
Office of Public Safety**

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

Name of Submitting Agency: Lewis County Sheriff's Office

Manufacturer: NATL PATENT ANALYTICAL SYSTEM

Model: DATAMASTER DMT

Serial Number: 126606

Date: September 25, 2024

Reference Solution Lot Number : 23451

Reference Solution Standard : 0.10% at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.100 %	34.00 degrees centigrade
2	0.100 %	34.00 degrees centigrade
3	0.100 %	34.00 degrees centigrade
4	0.100 %	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	0.080 %	34.00 degrees centigrade
2	0.081 %	34.00 degrees centigrade
3	0.081 %	34.00 degrees centigrade
4	0.081 %	34.00 degrees centigrade

Reference Solution Lot Number : 23380

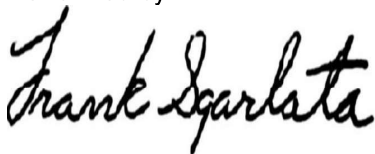
Reference Solution Standard : 0.18% at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.177 %	34.00 degrees centigrade
2	0.178 %	34.00 degrees centigrade
3	0.178 %	34.00 degrees centigrade
4	0.178 %	34.00 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 126606, 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 Frank Sgarlata
on 09/27/2024 10:41 AM

Reviewed by:



Digitally signed under ESRA
by Jonathan Mascolo
on 09/27/2024 10:49 AM

Frank Sgarlata
Highway Safety Equipment Technician
Breath Analysis Operator Permit #36297

Jonathan Mascolo
Breath Analysis Technical Supervisor

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

Name of Submitting Agency: Lewis County Sheriff's Office
Manufacturer: NATL PATENT ANALYTICAL SYSTEM
Model: DATAMASTER DMT
Serial Number: 126606
Date: September 25, 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 Frank Sgarlata in black ink.

Digitally signed under ESRA
by Frank Sgarlata
on 09/27/2024 10:41 AM

Reviewed by:

Handwritten signature of Jonathan Mascolo in black ink.

Digitally signed under ESRA
by Jonathan Mascolo
on 09/27/2024 10:49 AM

**Frank Sgarlata
Highway Safety Equipment Technician
Breath Analysis Operator Permit #36297**

**Jonathan Mascolo
Breath Analysis Technical Supervisor**

TECHNICIAN TEST

LEWIS CO.
SHERIFF'S OFFICE
DATAMASTER dmt: 126606

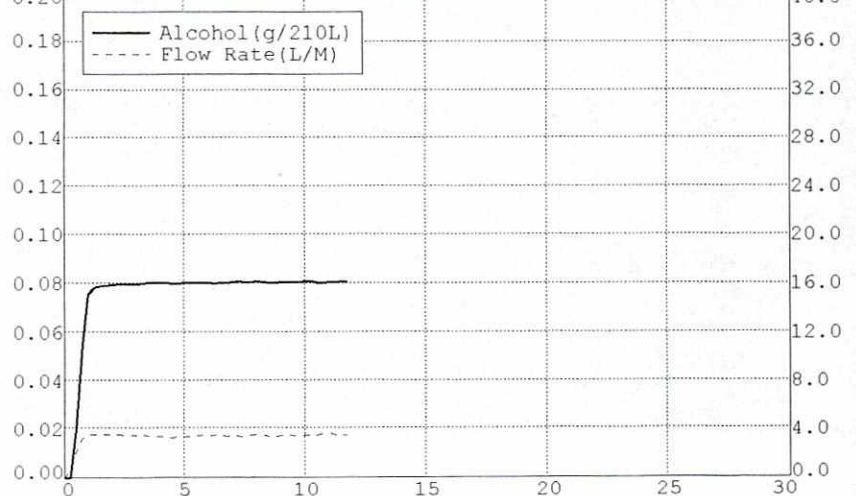
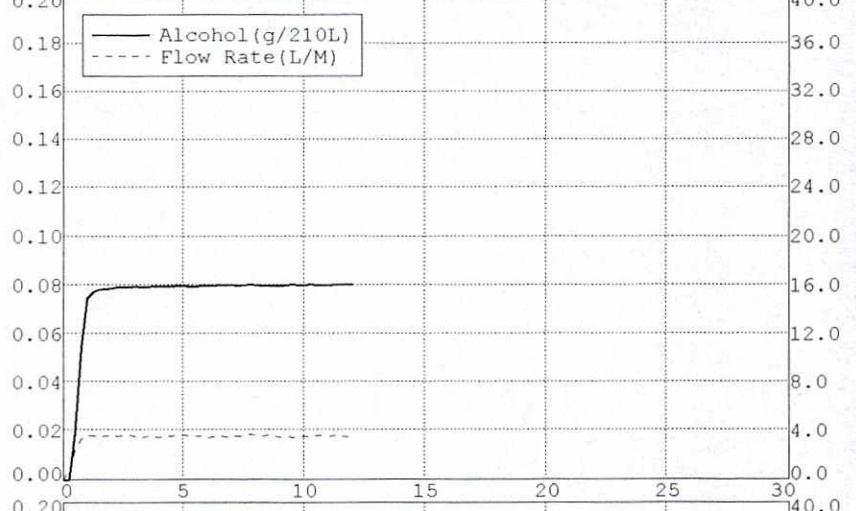
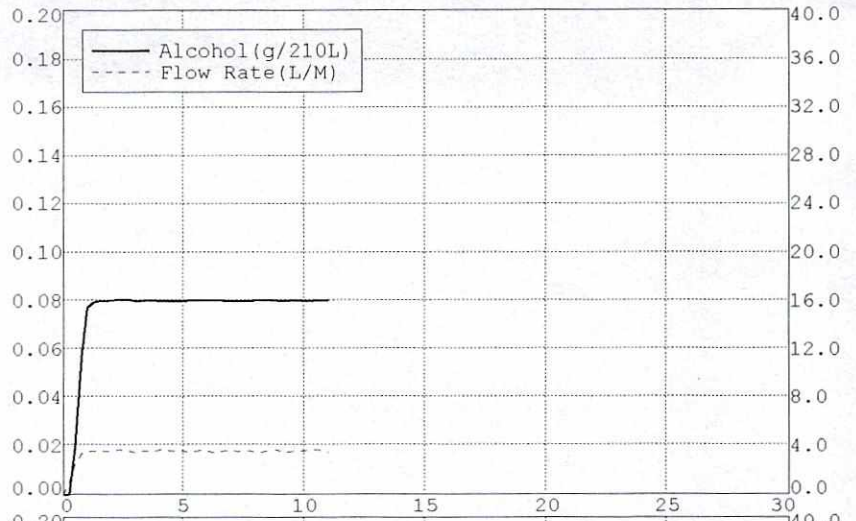
Date: 09/25/2024

OPERATOR NAME:
FRANK C SGARLATA
Permit #: 36297
Operator Agency/Dept: LEWIS CO. SO
Reference Standard #: 24011

Nominal = 0.080 g/210L

BLANK TEST	0.000	11:24
INTERNAL STANDARD	VERIFIED	11:24
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.080	11:24
BLANK TEST	0.000	11:25
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.081	11:25
BLANK TEST	0.000	11:26
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.081	11:26
BLANK TEST	0.000	11:27
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.081	11:27
BLANK TEST	0.000	11:28

Average = 0.0808
Std Dev = 0.0005



TECHNICIAN TEST

LEWIS CO.
SHERIFF'S OFFICE
DATAMASTER dmt: 126606

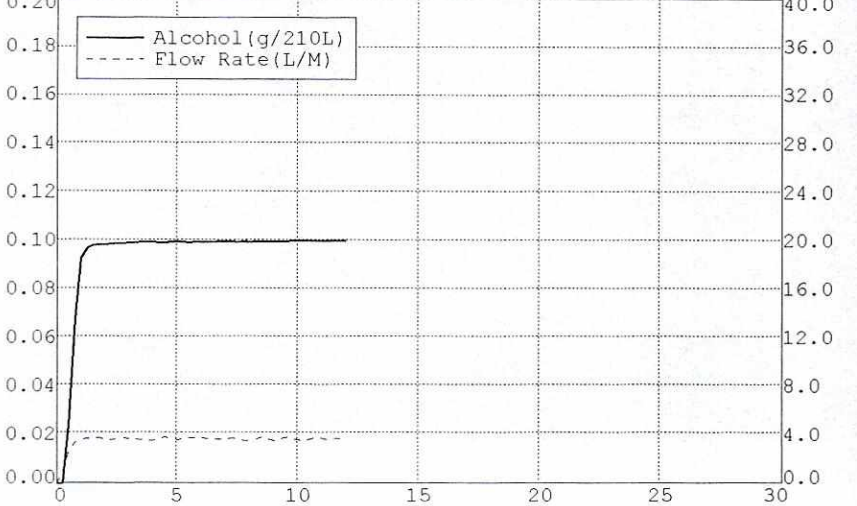
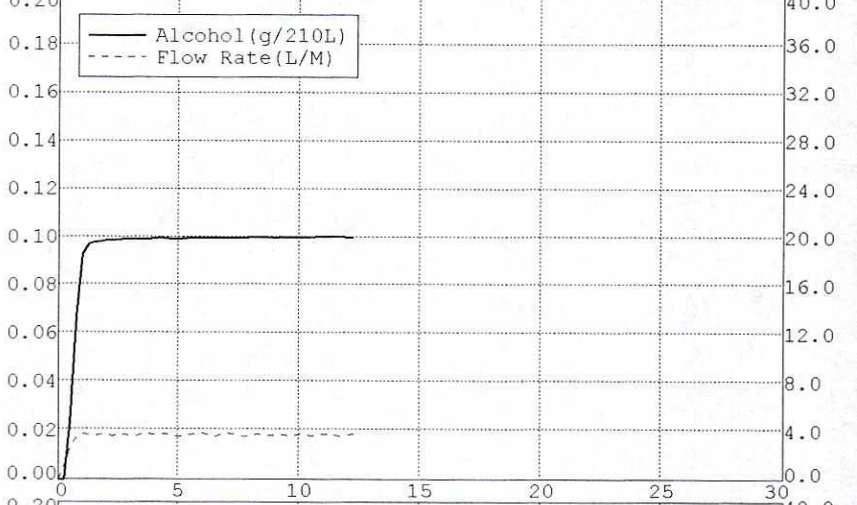
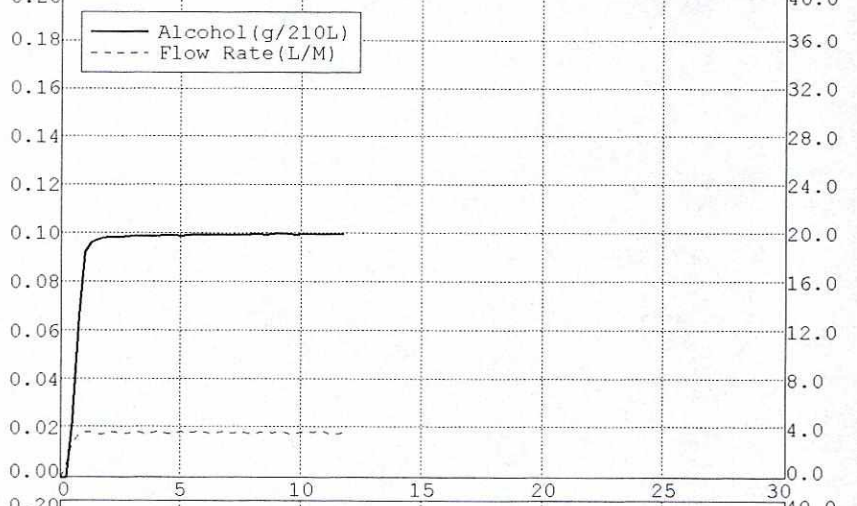
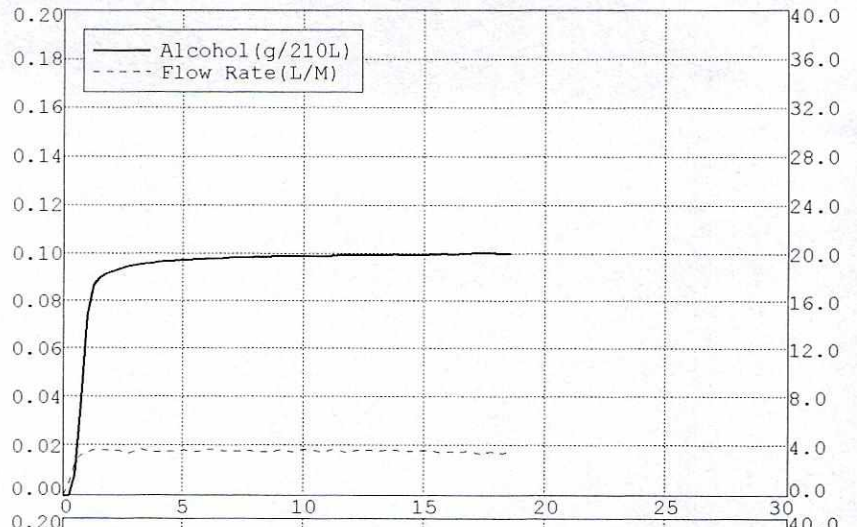
Date: 09/25/2024

OPERATOR NAME:
FRANK C SGARLATA
Permit #: 36297
Operator Agency/Dept: LEWIS CO. SO
Reference Standard #: 23451

Nominal = 0.100 g/210L

BLANK TEST	0.000	10:57
INTERNAL STANDARD	VERIFIED	10:57
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.100	10:57
BLANK TEST	0.000	10:58
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.100	10:58
BLANK TEST	0.000	10:59
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.100	10:59
BLANK TEST	0.000	11:00
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.100	11:01
BLANK TEST	0.000	11:01

Average = 0.1000
Std Dev = 0.0000



TECHNICIAN TEST

 LEWIS CO.
 SHERIFF'S OFFICE
 DATAMASTER dmt: 126606

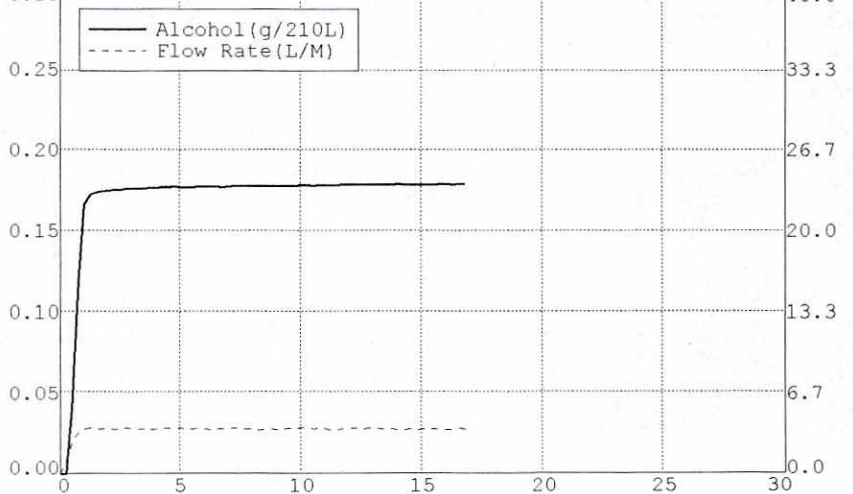
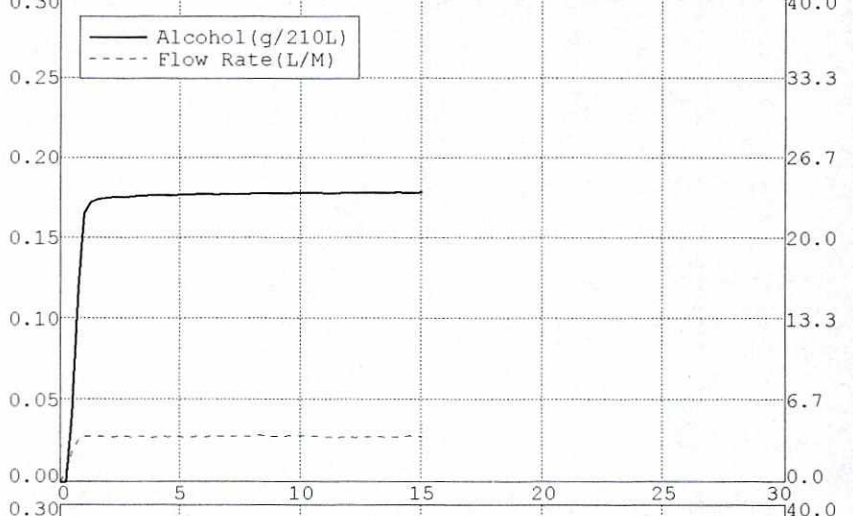
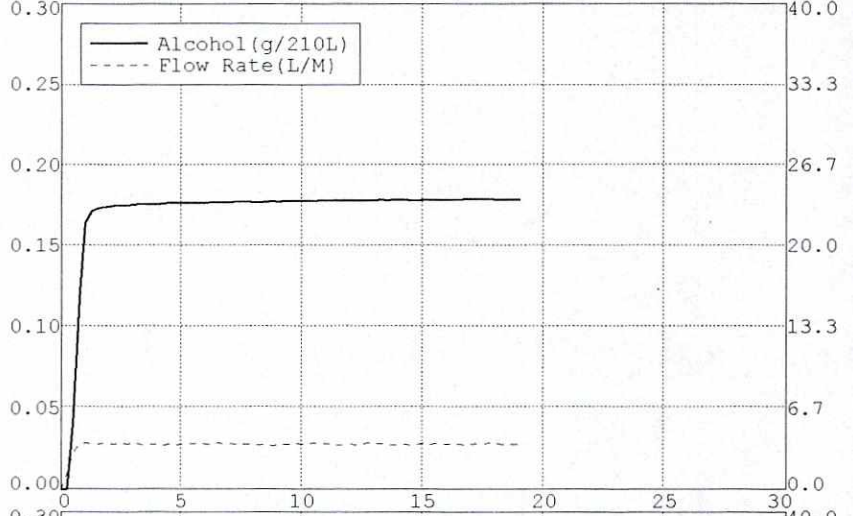
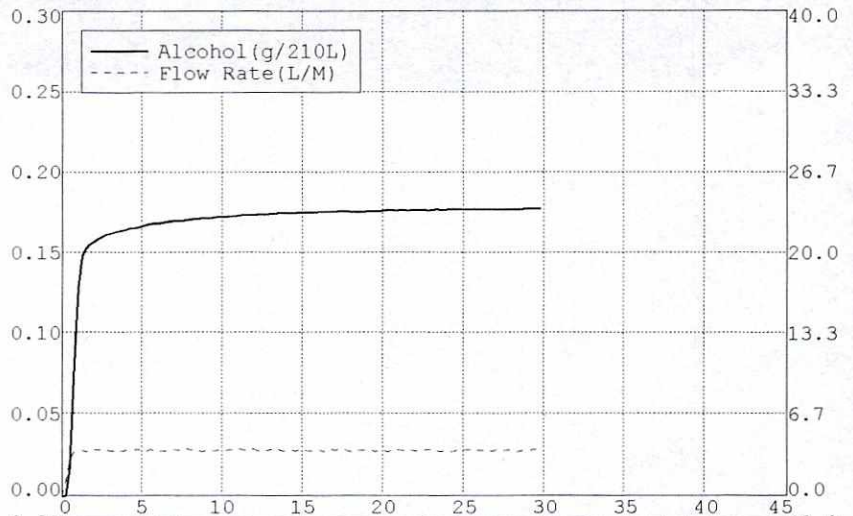
Date: 09/25/2024

OPERATOR NAME:
 FRANK C SGARLATA
 Permit #: 36297
 Operator Agency/Dept: LEWIS CO. SO
 Reference Standard #: 23380

Nominal = 0.180 g/210L

BLANK TEST	0.000	11:51
INTERNAL STANDARD	VERIFIED	11:51
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.177	11:52
BLANK TEST	0.000	11:52
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.178	11:53
BLANK TEST	0.000	11:54
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.178	11:54
BLANK TEST	0.000	11:55
REFERENCE STANDARD TEMP	34.00c	
REFERENCE STANDARD	0.178	11:55
BLANK TEST	0.000	11:56

Average = 0.1778
 Std Dev = 0.0005



FS
9/25/24

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 Lewis County Sheriff's Office		Today's Date 09/25/2024
Address 5252 Outer Stowe Street		City, State, ZIP Lowville NY 13367
Contact Person Deputy John Northrop		Contact Telephone (315)486-3598
Contact Email johnnorthrop@lewiscounty.ny.gov		Best Way to Reach You During Appointment Period (315)486-3598

SECTION II - INSTRUMENT INFORMATION

Instrument Manufacturer (Please Circle) <u>NPAS DMT</u> GUTH Applied Concepts (Stalker) Decatur (Genesis) Kustom (Eagle/Falcon) MPH Alco-Sensor Other:		
Model Number Data Master DMT	Instrument Serial Number 126606	
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 Yearly Calibration check Simulator: 12V500 S/N# MP4088		
List all parts, cables and/or accessories being submitted. Tuning forks must accompany all radar units (if applicable). (Please Circle) DMT/SIM: <u>DMT</u> <u>SIM</u> <u>Tubes</u> <u>Keyboard</u> 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 <i>John B. [Signature]</i>		Date 9/24/2024

DCJS USE ONLY

INSPECTED INSTRUMENT. CHECKED SETUP VOLTAGES PRINT AND REMOTE OPERATION PERFORMED CALIBRATION/ADJUSTMENT. PROCEEDS RAN SUBJECT TECHNICIAN AND DIAGNOSTIC TESTS VERIFIED CALIBRATION.