



Division of Criminal Justice Services

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 118706, performed on June 08, 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 06/16/2022 11:50 AM

Steven J. Carluccio
Highway Safety Equipment Technical Supervisor
Office of Public Safety

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

Name of Submitting Agency: Cuba Town Police Department

Manufacturer: NATL PATENT ANALYTICAL SYSTEM

Model: DATAMASTER DMT

Serial Number: 118706

Date: June 08, 2022

Reference Solution Lot Number : 21200

Reference Solution Standard : 0.10% at 34.0 degrees centigrade

| Test No | Test Result | Simulator Temperature |
|---------|-------------|--------------------------|
| 1 | 0.098 % | 34.00 degrees centigrade |
| 2 | 0.099 % | 34.00 degrees centigrade |
| 3 | 0.098 % | 34.00 degrees centigrade |
| 4 | 0.098 % | 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 | 0.078 % | 34.01 degrees centigrade |
| 2 | 0.077 % | 34.01 degrees centigrade |
| 3 | 0.079 % | 34.01 degrees centigrade |
| 4 | 0.078 % | 34.01 degrees centigrade |

Reference Solution Lot Number : 22060

Reference Solution Standard : 0.18% at 34.0 degrees centigrade

| Test No | Test Result | Simulator Temperature |
|---------|-------------|--------------------------|
| 1 | 0.178 % | 34.02 degrees centigrade |
| 2 | 0.177 % | 34.02 degrees centigrade |
| 3 | 0.177 % | 34.02 degrees centigrade |
| 4 | 0.178 % | 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 118706, 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.

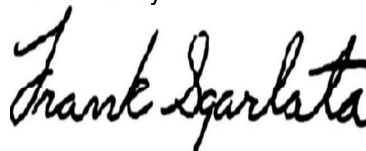
I further certify that I made the entries in these records of inspection/maintenance/calibration at the time that such inspection/maintenance/calibration of the above identified breath test instrument was performed, or within a reasonable time thereafter.

Performed by:



Digitally signed under ESRA
by Jonathan Mascolo
on 06/08/2022 03:20 PM

Reviewed by:



Digitally signed under ESRA
by Frank Sgarlata
on 06/08/2022 03:41 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: Cuba Town Police Department

Manufacturer: NATL PATENT ANALYTICAL SYSTEM

Model: DATAMASTER DMT

Serial Number: 118706

Date: June 08, 2022

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 that reads "Jonathan Mascolo".

Digitally signed under ESRA
by Jonathan Mascolo
on 06/08/2022 03:20 PM

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

Reviewed by:

A handwritten signature in black ink that reads "Frank Sgarlata".

Digitally signed under ESRA
by Frank Sgarlata
on 06/08/2022 03:41 PM

**Frank Sgarlata
Breath Analysis Technical Supervisor**

TECHNICIAN TEST

CUBA TOWN
POLICE DEPT
DATAMASTER dmt: 118706

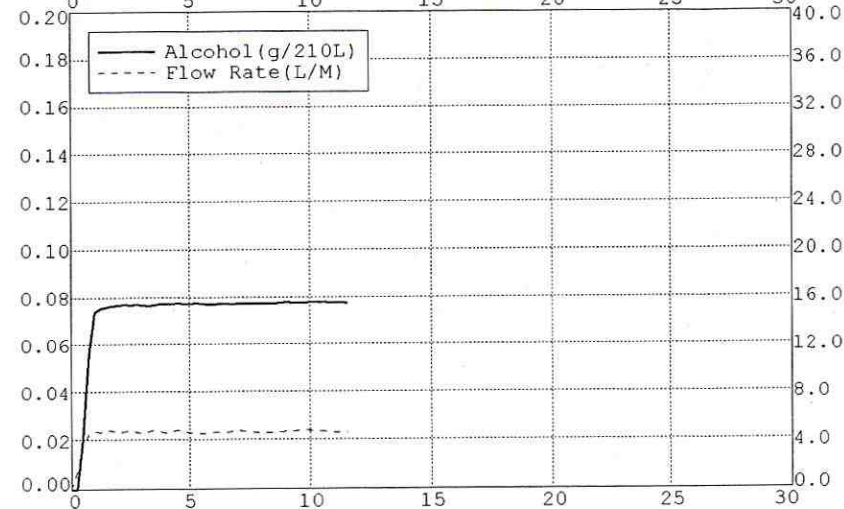
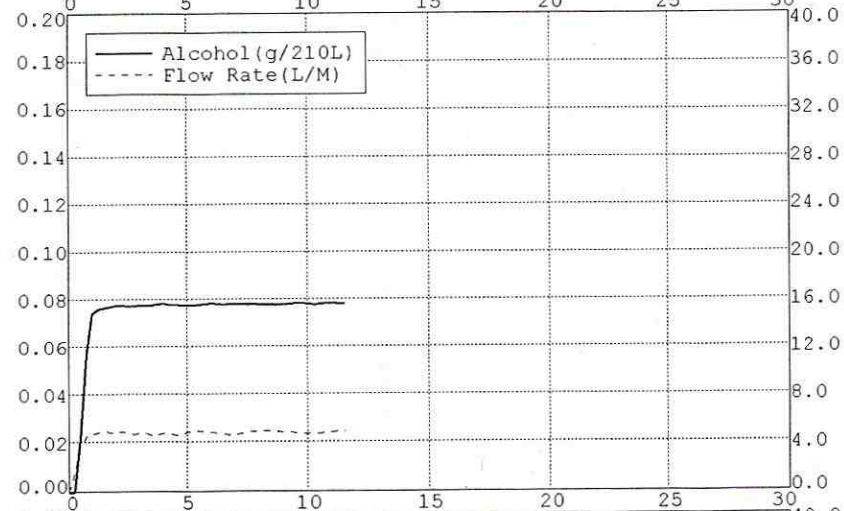
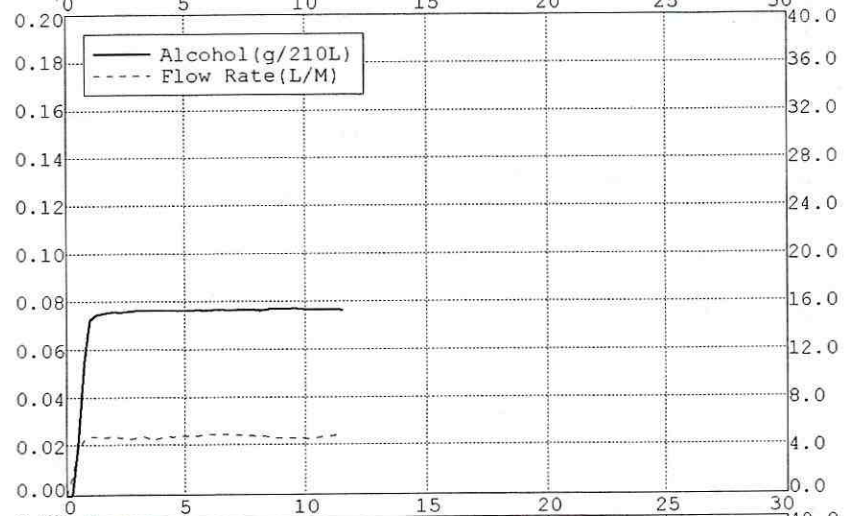
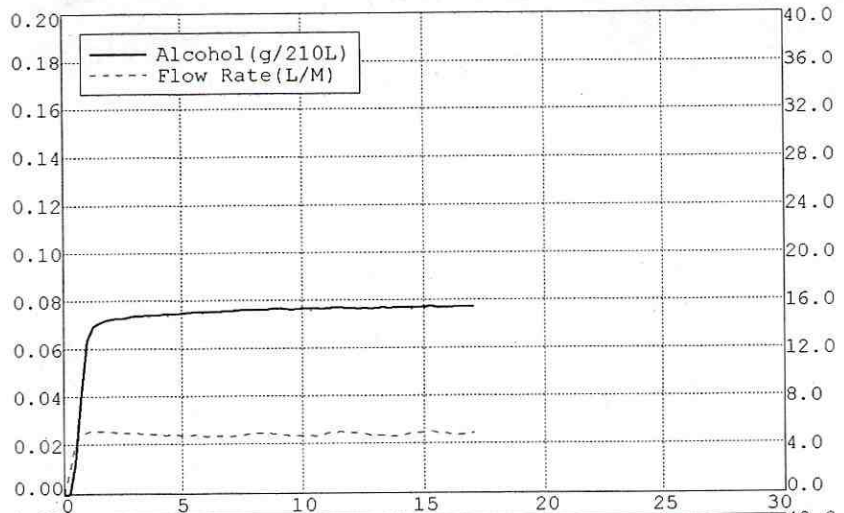
Date: 06/08/2022

OPERATOR NAME:
JONATHAN M MASCOLO
Permit #: 45339
Operator Agency/Dept: CUBA TOWN PD
Reference Standard #: 21310

Nominal = 0.080 g/210L

| | | |
|-------------------------|----------|-------|
| BLANK TEST | 0.000 | 13:22 |
| INTERNAL STANDARD | VERIFIED | 13:22 |
| REFERENCE STANDARD TEMP | 34.01c | |
| REFERENCE STANDARD | 0.078 | 13:22 |
| BLANK TEST | 0.000 | 13:23 |
| REFERENCE STANDARD TEMP | 34.01c | |
| REFERENCE STANDARD | 0.077 | 13:24 |
| BLANK TEST | 0.000 | 13:24 |
| REFERENCE STANDARD TEMP | 34.01c | |
| REFERENCE STANDARD | 0.079 | 13:25 |
| BLANK TEST | 0.000 | 13:26 |
| REFERENCE STANDARD TEMP | 34.01c | |
| REFERENCE STANDARD | 0.078 | 13:26 |
| BLANK TEST | 0.000 | 13:27 |

Average = 0.0780
Std Dev = 0.0008



TECHNICIAN TEST

CUBA TOWN
POLICE DEPT
DATAMASTER dmt: 118706

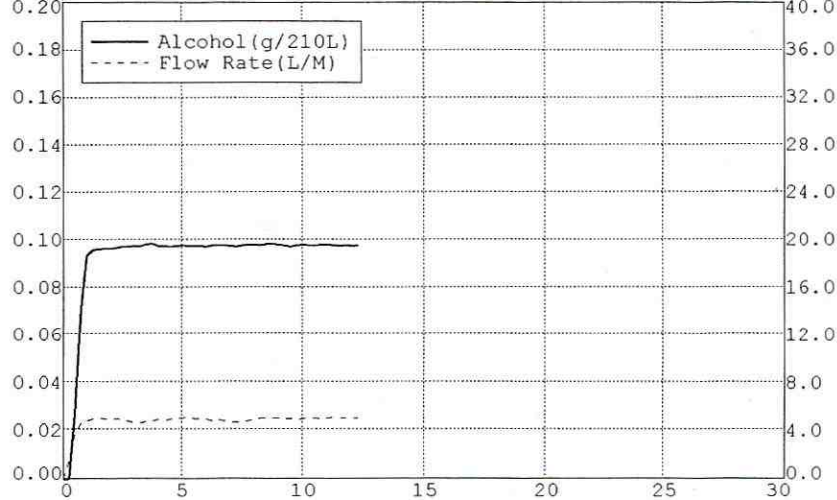
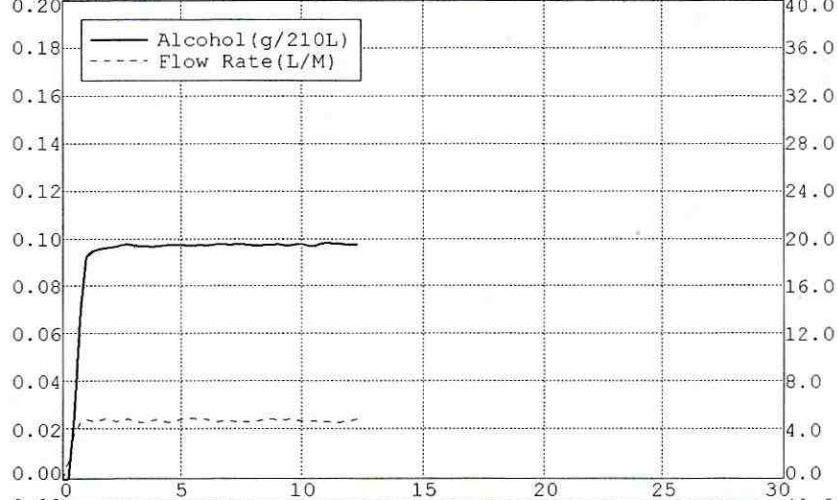
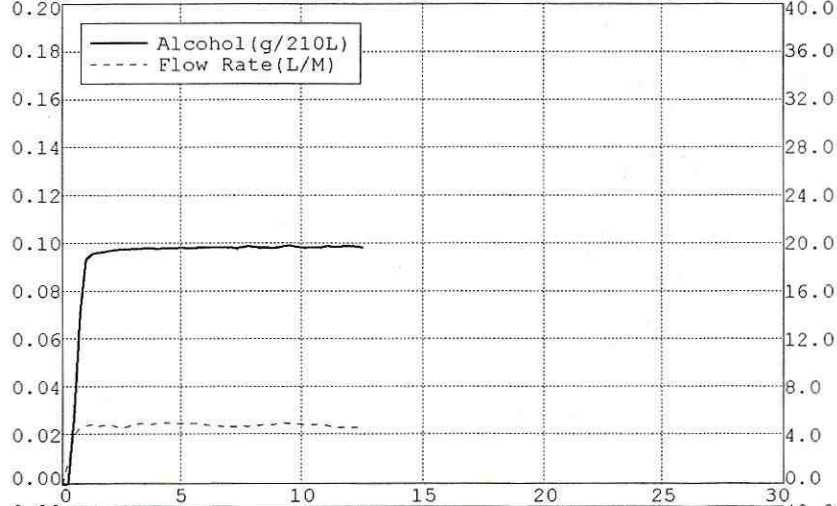
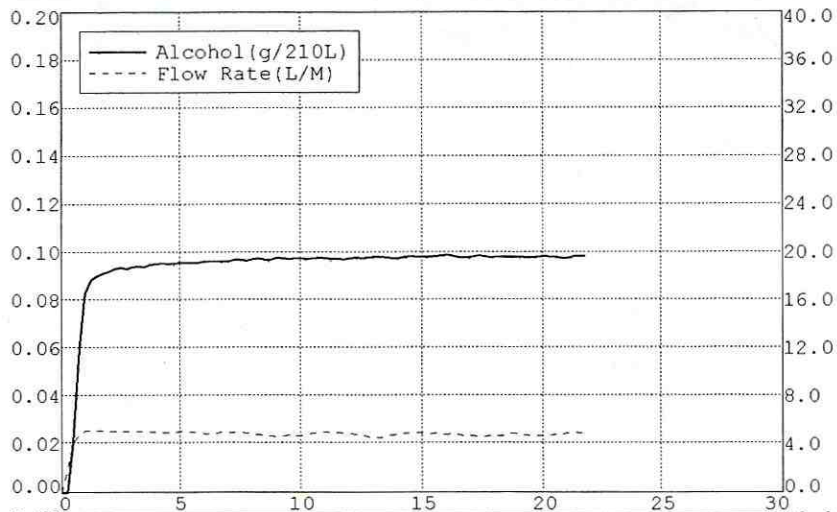
Date: 06/08/2022

OPERATOR NAME:
JONATHAN M MASCOLO
Permit #: 45339
Operator Agency/Dept: CUBA TOWN PD
Reference Standard #: 21200

Nominal = 0.100 g/210L

| | | |
|-------------------------|----------|-------|
| BLANK TEST | 0.000 | 13:29 |
| INTERNAL STANDARD | VERIFIED | 13:29 |
| REFERENCE STANDARD TEMP | 34.00c | |
| REFERENCE STANDARD | 0.098 | 13:29 |
| BLANK TEST | 0.000 | 13:30 |
| REFERENCE STANDARD TEMP | 34.00c | |
| REFERENCE STANDARD | 0.099 | 13:30 |
| BLANK TEST | 0.000 | 13:31 |
| REFERENCE STANDARD TEMP | 34.00c | |
| REFERENCE STANDARD | 0.098 | 13:32 |
| BLANK TEST | 0.000 | 13:33 |
| REFERENCE STANDARD TEMP | 34.00c | |
| REFERENCE STANDARD | 0.098 | 13:33 |
| BLANK TEST | 0.000 | 13:34 |

Average = 0.0982
Std Dev = 0.0005



TECHNICIAN TEST

CUBA TOWN
POLICE DEPT
DATAMASTER dmt: 118706

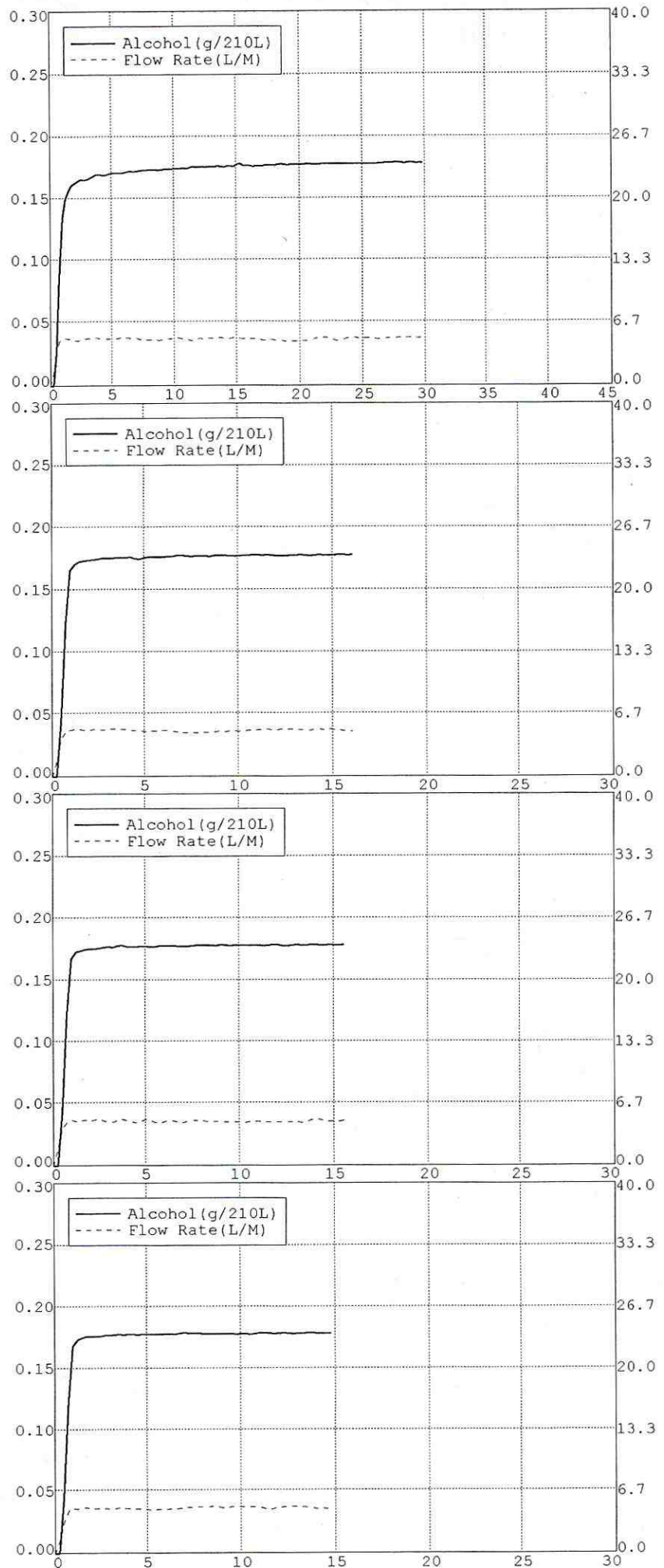
Date: 06/08/2022

OPERATOR NAME:
JONATHAN M MASCOLO
Permit #: 45339
Operator Agency/Dept: CUBA TOWN PD
Reference Standard #: 22060

Nominal = 0.180 g/210L

| | | |
|-------------------------|----------|-------|
| BLANK TEST | 0.000 | 13:36 |
| INTERNAL STANDARD | VERIFIED | 13:36 |
| REFERENCE STANDARD TEMP | 34.02c | |
| REFERENCE STANDARD | 0.178 | 13:36 |
| BLANK TEST | 0.000 | 13:37 |
| REFERENCE STANDARD TEMP | 34.02c | |
| REFERENCE STANDARD | 0.177 | 13:38 |
| BLANK TEST | 0.000 | 13:39 |
| REFERENCE STANDARD TEMP | 34.02c | |
| REFERENCE STANDARD | 0.177 | 13:39 |
| BLANK TEST | 0.000 | 13:40 |
| REFERENCE STANDARD TEMP | 34.02c | |
| REFERENCE STANDARD | 0.178 | 13:40 |
| BLANK TEST | 0.000 | 13:41 |

Average = 0.1775
Std Dev = 0.0006



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


* 6-8-2022

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 CUBA POLKE DEPARTMENT | | Today's Date 6/6/2022 |
| Address 15 WATER ST | City, State, ZIP CUBA NY 14727 | |
| Contact Person DUSTIN BURCH | Contact Telephone 585-968-1666 | |
| Contact Email DBURCH@CUBAPD.ORG | Best Way to Reach You During Appointment Period EMAIL | |

SECTION II - INSTRUMENT INFORMATION

| | | |
|--|---|--|
| Instrument Manufacturer (Please Circle) NPAS DMT GUTH Applied Concepts(Stalker) Decatur(Genesis) Kustom(Eagle/Falcon) MPH Alco-Sensor Other: | | |
| Model Number DMT | Instrument Serial Number 118706 | |
| 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 NONE | | |
| List all parts, cables and/or accessories being submitted. Tuning forks must accompany all radar units (if applicable). (Please Circle) | | |
| DMT/SIM: * DMT SIM Tubes breath tube simulator tube Keyboard 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  | | Date 6/6/2022 |

DCJS USE ONLY

Inspected instrument, checked setup voltages print & remote operation. Performed calibration/adjustment procedure, ran subject, technician & diagnostic tests, verified calibration

* **6-8-2022**