



**Division of Criminal
Justice Services**

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

I, Joshua Vinehout, Supervisor of Public Safety Programs, 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 NAT'L PATENT ANALYTICAL SYS, DATAMASTER DMT breath test instrument, serial number 107308, performed on October 18, 2019 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 "Joshua Vinehout".

Digitally signed under
ESRA by Joshua Vinehout
on 10/21/2019 3:25 PM

Joshua Vinehout
Supervisor of Public Safety Programs
Office of Public Safety

An Equal Opportunity/Affirmative Action Agency

BREATH TEST INSTRUMENT RECORD OF INSPECTION / MAINTENANCE / CALIBRATION

Name of Submitting Agency: Utica Police Department

Manufacturer: NAT'L PATENT ANALYTICAL SYS

Model: DATAMASTER DMT

Date: October 18, 2019

Serial Number: 107308

Reference Solution Lot Number: 18371

Reference Solution Standard: 0.10 % at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.104 %	34.01 degrees centigrade
2	0.104 %	34.01 degrees centigrade
3	0.104 %	34.01 degrees centigrade
4	0.104 %	34.01 degrees centigrade

Reference Solution Lot Number: 19101

Reference Solution Standard: 0.08 % at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.079 %	34.01 degrees centigrade
2	0.079 %	34.01 degrees centigrade
3	0.079 %	34.01 degrees centigrade
4	0.080 %	34.01 degrees centigrade

Reference Solution Lot Number: 19210

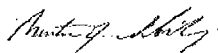
Reference Solution Standard: 0.180 % at 34.0 degrees centigrade

Test No	Test Result	Simulator Temperature
1	0.179 %	34.01 degrees centigrade
2	0.179 %	34.01 degrees centigrade
3	0.179 %	34.01 degrees centigrade
4	0.180 %	34.01 degrees centigrade

I hereby certify that I have performed any necessary maintenance procedures and calibrated NAT'L PATENT ANALYTICAL SYS breath test instrument model DATAMASTER DMT, serial number 107308, 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.

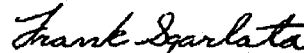
I further certify that I made the entries in these records of inspection/maintenance/calibration at the time that such inspection/maintenance/calibration of the above identified breath test instrument was performed, or within a reasonable time thereafter.

Performed by:



Digitally signed under
ESRA by Martin Schilling
on 10/18/2019 12:59 PM

Reviewed by:



Digitally signed under
ESRA by Frank Sgarlata
on 10/21/2019 9:25 AM

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

Frank Sgarlata
Breath Analysis Technical Supervisor

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

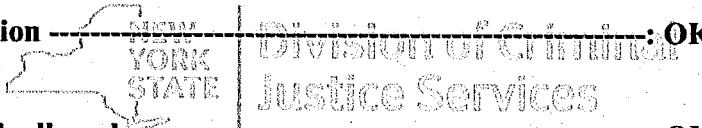
Name of Submitting Agency: Utica Police Department
Manufacturer: NAT'L PATENT ANALYTICAL SYS
Model: DATAMASTER DMT
Serial Number: 107308
Date: October 18, 2019

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:

Digitally signed under
ESRA by Martin Schilling
on 10/18/2019 12:59 PM

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

Reviewed by:

Digitally signed under
ESRA by Frank Sgarlata
on 10/21/2019 9:25 AM

Frank Sgarlata
Breath Analysis Technical Supervisor

TECHNICIAN TEST

UTICA CITY
POLICE DEPT
DATAMASTER dmt: 107308

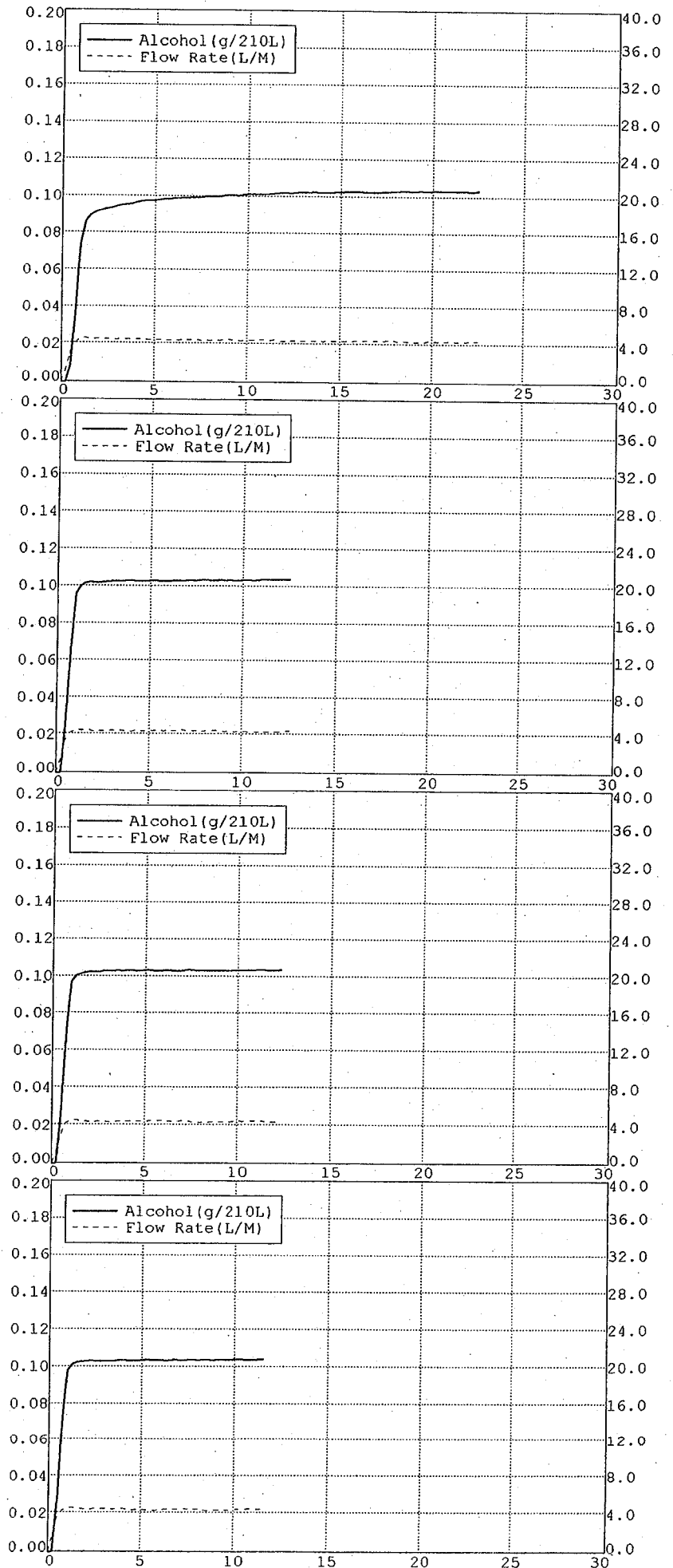
Date: 10/18/2019

OPERATOR NAME:
MARTIN J SCHILLING
Permit #: 45926
Operator Agency/Dept: UTICA CITY PD
Reference Standard #: 18371

Nominal = 0.100 g/210L

BLANK TEST	0.000	12:20
INTERNAL STANDARD	VERIFIED	12:20
Xq = 0.093 (0.66%)		
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.104	12:21
X[1] = 0.1042 (-0.0010) (0.0015)		
BLANK TEST	0.000	12:21
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.104	12:22
X[1] = 0.1045 (-0.0015) (0.0003)		
BLANK TEST	0.000	12:22
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.104	12:23
X[1] = 0.1044 (-0.0016) (0.0007)		
BLANK TEST	0.000	12:24
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.104	12:24
X[1] = 0.1048 (-0.0011) (0.0007)		
BLANK TEST	0.000	12:25

Average = 0.1040
Std Dev = 0.0000



TECHNICIAN TEST

UTICA CITY
POLICE DEPT
DATAMASTER dmt: 107308

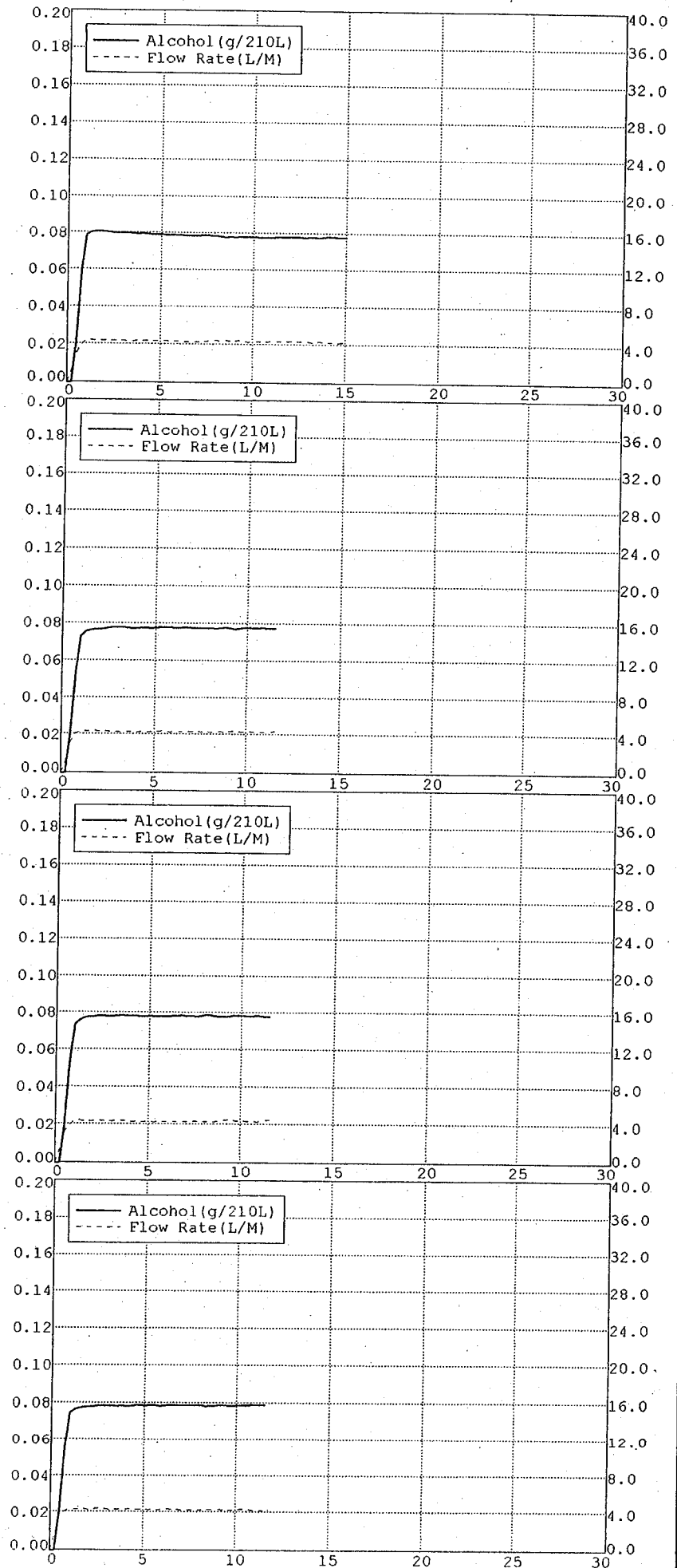
Date: 10/18/2019

OPERATOR NAME:
MARTIN J SCHILLING
Permit #: 45926
Operator Agency/Dept: UTICA CITY PD
Reference Standard #: 19101

Nominal = 0.100 g/210L

BLANK TEST	0.000	11:34
INTERNAL STANDARD	VERIFIED	11:34
Xq = 0.093 (1.33%)		
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.079	11:34
X[1] = 0.0795 (-0.0012) (0.0028)		
BLANK TEST	0.000	11:35
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.079	11:35
X[1] = 0.0791 (-0.0011) (0.0024)		
BLANK TEST	0.000	11:36
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.079	11:36
X[1] = 0.0796 (-0.0014) (0.0026)		
BLANK TEST	0.000	11:37
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.080	11:37
X[1] = 0.0803 (-0.0004) (0.0023)		
BLANK TEST	0.000	11:38

Average = 0.0792
Std Dev = 0.0005



TECHNICIAN TEST

UTICA CITY
 POLICE DEPT
 DATAMASTER dmt: 107308

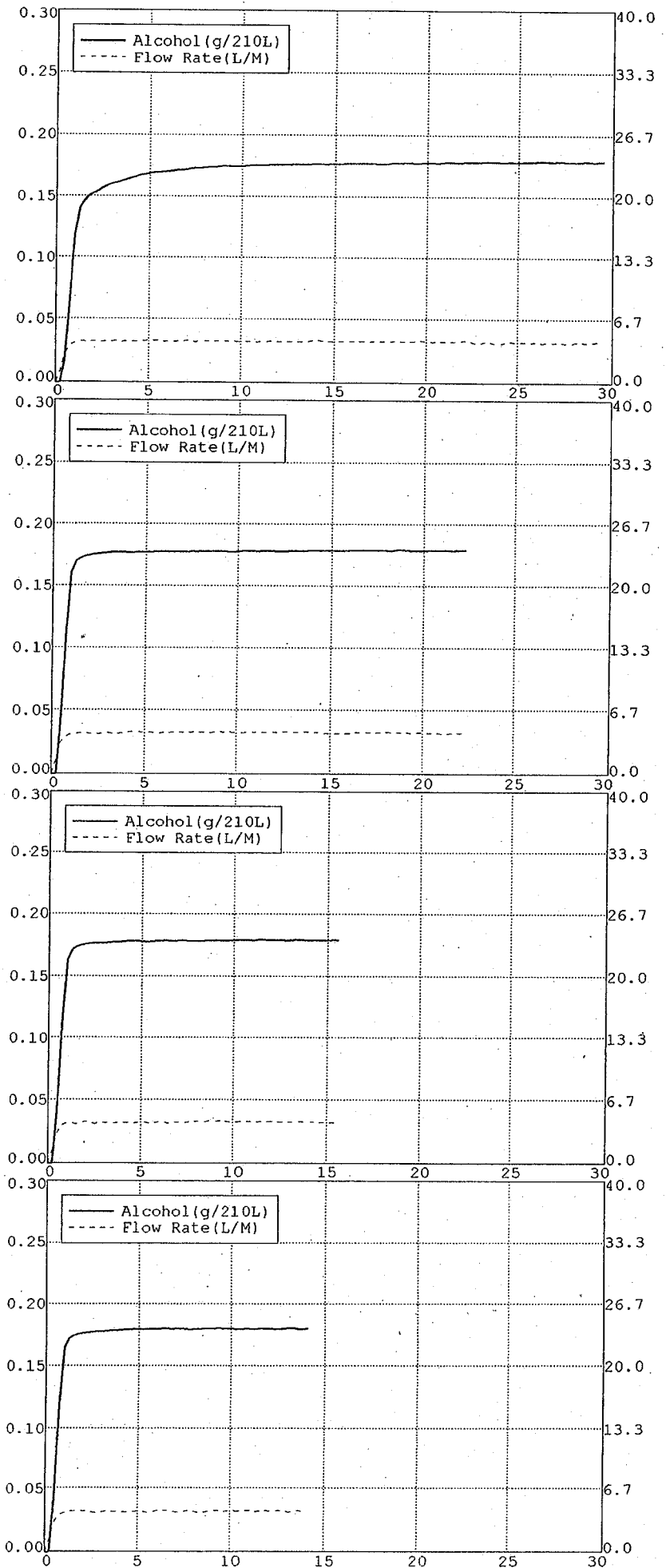
Date: 10/18/2019

OPERATOR NAME:
 MARTIN J SCHILLING
 Permit #: 45926
 Operator Agency/Dept: UTICA CITY PD
 Reference Standard #: 19210

Nominal = 0.100 g/210L

BLANK TEST	0.000	11:41
INTERNAL STANDARD	VERIFIED	11:41
Xq = 0.093 (0.95%)		
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.179	11:42
X[1] = 0.1794 (-0.0003) (0.0051)		
BLANK TEST	0.000	11:42
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.179	11:43
X[1] = 0.1792 (-0.0010) (0.0046)		
BLANK TEST	0.000	11:44
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.179	11:44
X[1] = 0.1796 (-0.0003) (0.0041)		
BLANK TEST	0.000	11:45
REFERENCE STANDARD TEMP	34.01c	
REFERENCE STANDARD	0.180	11:45
X[1] = 0.1800 (-0.0003) (0.0040)		
BLANK TEST	0.000	11:46

Average = 0.1792
 Std Dev = 0.0005



MJS
10/18/19

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 <i>Utica Police Dept</i>		Today's Date <i>10/18/19</i>
Address <i>413 Oriskany St. W.</i>		City, State, ZIP <i>Utica, NY, 13502</i>
Contact Person <i>Mike Clive</i>		Contact Telephone <i>315 292 3500</i>
Contact Email <i>mclive@Utica.pd.com</i>		Best Way to Reach You During Appointment Period <i>↑</i>

SECTION II - INSTRUMENT INFORMATION

Instrument Manufacturer (Please Circle)							
<input checked="" type="radio"/> NPAS DMT	<input type="radio"/> REPCO SIM	<input type="radio"/> Applied Concepts (Stalker)	<input type="radio"/> Decatur (Genesis)	<input type="radio"/> Kustom (Eagle/Falcon)	<input type="radio"/> MPH	<input type="radio"/> AFS FST	<input type="radio"/> Other:
Model Number <i>Paramaster</i>				Instrument Serial Number <i>107308</i>			
Antenna Serial Number (if applicable)						Type of maintenance (check appropriate)	
Antenna 1 -		Antenna 2 -		<input checked="" type="checkbox"/> Calibration Check		<input type="checkbox"/> Repair	
Brief Description of Malfunction							
<i>128 2 6 81</i>							
<i>255 255 0 0</i>							
<i>128 2 6 95</i>							
List all parts, cables and/or accessories being submitted. Tuning forks must accompany all radar units (if applicable). (Please Circle)							
DMT/SIM:				Radar:			
<input type="radio"/> DMT	<input type="radio"/> SIM	<input type="radio"/> Tubes		<input type="radio"/> Control Unit	<input type="radio"/> Antenna(s)	<input type="radio"/> Antenna Cable(s)	
<input type="radio"/> Keyboard	<input type="radio"/> Other:			<input type="radio"/> Power Cord	<input type="radio"/> Forks	<input type="radio"/> 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.						Date	
Signature <i>[Signature]</i>						<i>10/18/19</i>	

DCJS USE ONLY

I inspected instrument. Checked battery voltages, ground and remote operation. performed calibration / adjustment procedure. Ran subject, technique and diagnostic tests. Verified calibration.