

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

ALFRED G. OSTERWEIL,

Plaintiff,

09-CV-825
MAD/CFH

-against-

GEORGE R. BARTLETT, III., in his official capacity as
Licensing Officer in the County of Schoharie,

Defendant.

DECLARATION OF PROOF OF SERVICE

DANIEL L. SCHMUTTER, an attorney duly admitted to practice law before this court,
affirms under penalty of perjury that:

1. I am an attorney-at-law of the State of New Jersey and a partner in the the law firm of Greenbaum, Rowe, Smith & Davis LLP. In this capacity, I am fully familiar with the facts stated below and make this Declaration from my own personal knowledge.
2. On March 10, 2014, I caused the following documents to be filed *via* ECF to the Clerk at the United States District Court, Northern District of New Jersey:
 - Notice of Motion for Award of Counsel Fees and Costs Pursuant to 42 U.S.C. §1988 ;
 - Memorandum of Law in Support of Motion for Award of Counsel Fees;
 - Declaration of Daniel L. Schmutter, Esq.;
 - Declaration of Paul D. Clement, Esq.;
 - Declaration of Alfred G. Osterweil; and
 - Declaration of Proof of Service.
3. On the same date, I cause a copy of the aforesaid documents to be served *via* ECF

upon:

Adrienne J. Kerwin
Office of Attorney General - Albany
State of New York
The Capitol
Albany, NY 12224

DECLARATION UNDER PENALTY OF PERJURY

I declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the foregoing is true and correct.

Dated: March 10, 2014

s/ Daniel L. Schmutter
DANIEL L. SCHMUTTER