MICHAEL A. SIRAGUSA
ERIE COUNTY ATTORNEY

COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

DEPARTMENT OF LAW

MICHELLE M. PARKER
FIRST ASSISTANT COUNTY ATTORNEY

JEREMY C. TOTH
SECOND ASSISTANT COUNTY ATTORNEY

March 7, 2013

Mr. Robert M. Graber, Clerk
Erie County Legislature
92 Franklin Street. 4th Floor
Buffalo, New York 14202

Dear Mr. Graber:

In compliance with the Resolution passed by the Erie County Legislature on June 25, 1987, regarding notification of lawsuits and claims filed against the County of Erie, enclosed please find a copy of the following:

File Name:	*Mack, Natasha v. County of Erie*
Document Received:	Notice of Claim
Name of Claimant:	Natasha Mack 32 Strauss Street Buffalo, New York 14212
Claimant's attorney:	Craig Z. Small, Esq. Law Office of Craig Z. Small 1725 Liberty Building Buffalo, New York 14202

Should you have any questions, please call.

Very truly yours,

MICHAEL A. SIRAGUSA
Erie County Attorney

By: Michelle Parker
Michelle M. Parker
First Assistant County Attorney

MMP:dld
Enclosure

STATE OF NEW YORK
SUPREME COURT: COUNTY OF ERIE

NATASHA MACK,

Claimant,

vs.

NOTICE OF CLAIM

ERIE COUNTY,

Respondent.

TO: **ERIE COUNTY**

PLEASE TAKE NOTICE that the Claimant hereby makes claim against Erie County as follows:

1. The claimant's address is 32 Strauss Street, Buffalo, New York, County of Erie, State of New York.

2. The claimant's attorney is Craig Z. Small, Law Office of Craig Z. Small, with offices at 1725 Liberty Building in the City of Buffalo and State of New York.

3. The claim is one for negligence from a motor vehicle accident which resulted in personal injuries which were sustained by the claimant Natasha Mack, on or about February 6, 2013 who was a passenger in a vehicle stopped on Broadway in Buffalo, New York. The specific claim is that the driver of the vehicle owned by Erie County failed to stop colliding with the rear of claimant's vehicle.

4. It will be claimed that Erie County was responsible for ensuring the safety of persons including **Natasha Mack**, while using this public roadway; and in then and there violating the statutes of the Vehicle and Traffic Law in the State of New York in such cases made and provided; and in being otherwise careless, reckless and negligent.

5. As a result of the negligence and want of care on the part of the respondent, the claimant was caused to sustain a serious and permanent personal injury and has as a result thereof been caused serious and severe pain and suffering, and has been caused to incur substantial medical expenses.

6. It is alleged that the accident to the claimant herein occurred without any negligence or carelessness on the part of the claimant.

WHEREFORE, claimant demands judgment against Erie County in a fair and reasonable amount to be determined, together with the costs and disbursements of this action.

Natasha Mack
NATASHA MACK

Sworn to before me this
22nd day of February, 2013

Notary Public

JAMES P LOUGEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires 12/27/2014

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
) ss.:
COUNTY OF ERIE)

Donna J. Johnson, being duly sworn, deposes and says that she is an employee of Craig Z. Small, attorney for the plaintiff in this action; that deponent served the following documents:

Notice of Claim

in manner following:

On the 26th day of February, 2013, deponent placed the aforementioned documents in a properly addressed wrapper and arranged for the personal delivery of same in hand to an employee or agent of the addressee, to wit:

ERIE COUNTY
95 Franklin Street
Room 1254
Buffalo, New York 14202

ERIE COUNTY ATTORNEY'S OFFICE
69 Delaware Avenue
Suite 300 Buffalo, New York 14202

DONNA J. JOHNSON

Sworn to before me this
26TH day of February, 2013

Patricia A. Hagerty
Notary Public

PATRICIA A. HAGERTY
Notary Public, State of New York
Qualified in Erie County
Commission Expires 3-9-15