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

February 12, 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:	*Guyer, Ronan, Estate of, by Stephen Guyer, as Administrator, v. County of Erie*
Document Received:	Notice of Claim
Name of Claimant:	Stephen Guyer 1010 Brigantine Drive Southold, New York 11971
Claimant's attorney:	Kevin J. English, Esq. Phillips Lytle LLP One HSBC Center, Suite 3400 Buffalo, New York 14203

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

In the Matter of the Claim of :

STEPHEN GUYER, as
administrator of the ESTATE OF RONAN GUYER,

Claimant,

NOTICE OF CLAIM

v.

COUNTY OF ERIE

Respondent.

TO:
County of Erie
Department of Law
95 Franklin Street, Suite 1634
Buffalo, New York 14202

Michael A. Siragusa, Esq.
County Attorney
Erie County Attorney's Office
Room 1634
95 Franklin Street
Buffalo, NY 14202

Christopher L. Jacobs
County Clerk
Erie County
92 Franklin Street
Buffalo, NY 14202

PLEASE TAKE NOTICE that Stephen Guyer ("Claimant"), as administrator for the Estate of Ronan Guyer ("Ronan"), for his Notice of Claim against the County of Erie ("Erie County"), alleges on information and belief:

1. Claimant resides at 1010 Brigantine Drive, Southold, New York 11971. His attorneys are Phillips Lytle LLP (Kevin J. English, Esq., of counsel), One HSBC Center, Suite 3400, Buffalo, New York 14203.

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ERIE COUNTY
DEPARTMENT OF LAW

2. Claimant will seek to recover for the losses sustained as a result of personal injuries and death suffered by Ronan at the boys' state cross-country championships (the "Championships"), Elma Meadows Golf Course, Elma, New York. Ronan went into cardiac arrest at the event on November 9, 2012. He subsequently passed away at Women's and Children's Hospital of Buffalo on November 14, 2012.

Erie County's Department of Parks and Recreation operates Elma Meadows Golf Course, which hosted the Championships. Erie County negligently failed to take adequate safety precautions that would have prevented Ronan's injury. Erie County's negligence includes, but is not limited to, its failure to provide an automated external defibrillator and its failure to ensure the presence of an ambulance.

3. The claims herein arose on November 9 and 14, 2012.

4. The total potential amount of damages is presently unknown, but it will include, to the extent proven at trial, the pecuniary losses suffered as a result of Ronan's death and any conscious pain and suffering experienced prior.

WHEREFORE, the Claimant respectfully requests that his claim be allowed and paid by Erie County.

DATED: Buffalo, New York
January 27th, 2013

By: _____
Stephen Guyer

VERIFICATION

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

Stephen Guyer, being duly sworn, deposes and says that: I am a Claimant in this action; that I have read the foregoing Notice of Claim and know its contents are true, except as to the matters alleged upon information and belief, and as to those matters, I believe them to be true.

Stephen Guyer

Sworn to before me this 27th
day of January, 2013.

Notary Public

ALEXANDER CRAWFORD
QUALIFIED IN SUFFOLK COUNTY, NEW YORK
02CR6006697
EXP 5/04/2014

Doc # 01-2632774.1