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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

October 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:	*Julius, Michael and Kelly v. County of Erie*
Document Received:	Notice of Claim
Name of Claimant:	Michael and Kelly Julius 3210 Whitehaven Road Grand Island, New York 14072
Claimant's attorney:	Richard S. Binko, Esq. Law Offices of Richard S. Binko 2427 William Street Cheektowaga, New York 14206

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
Enc.

STATE OF NEW YORK
SUPREME COURT : COUNTY OF ERIE

This paper received at the
Erie County Attorney's Office
from [illegible]
the 2 day of October 2013
at 11:25 a.m./p.m.
Kelly Brunkworth
Assistant County Attorney

MICHAEL JULIUS
KELLY JULIUS
3210 Whitehaven Road
Grand Island, New York 14072
Claimants,

-vs-

COUNTY OF ERIE COUNTY
95 Franklin Street, 16th Floor
Buffalo, New York 14202
Respondent.

NOTICE OF CLAIM

PLEASE TAKE NOTICE that MICHAEL JULIUS and KELLY JULIUS, pursuant to the statutes in such cases made and provided, does hereby make a claim against the COUNTY OF ERIE, and in support of such claim does state the following:

1. Our post office address is 3210 Whitehaven Road, Grand Island, New York.

2. Our attorney is the Law Office of Richard S. Binko, 2427 William Street, Cheektowaga, New York 14206.

3. The nature of the claim is negligence, personal injury.

4. The facts and circumstances arising out of this claim in the above entitled action are as follows:

That on or about July 18, 2013 at approximately 12:30 p.m., while in the course of his employment Michael Julius was caused to come into contact with an unknown liquid material in a 40 gallon drum that was poured out by employees of the Erie County Holding Center on the property as the claimant was making a delivery.

5. The claimant, Michael Julius ' injuries consist of exposure to unknown

chemicals and/or substances; injury to the skin including redness, irritation, rash and other internal as well as external injuries.

6. Upon information and belief, the negligence of the respondent was in not properly disposing of the liquid, failing to avoid the claimant and was otherwise negligent.

7. Claimant seeks damages for the above in an amount not stated pursuant to General Municipal Law §50-e

WHEREFORE, Claimant requests that the claim be allowed and paid for by the COUNTY OF ERIE.

MICHAEL JULIUS

KELLY JULIUS

Sworn to before me this
30th day of September, 2013.

STATE OF NEW YORK
COUNTY OF ERIE SS:

MICHAEL JULIUS and KELLY, being duly sworn deposes and says:

We are the Claimants in the above entitled action; We have read the foregoing Notice of Claim and know the contents thereof that the same is true to my knowledge, except as to those matters therein alleged upon information and belief, and that as to those matters I believe them to be true.

MICHAEL JULIUS

KELLY JULIUS

Sworn to before me this
30th day of September, 2013.

MICHELLE PROCKNOW

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