



COUNTY OF ERIE

MICHAEL SIRAGUSA
ERIE COUNTY ATTORNEY

MARK C. POLONCARZ
COUNTY EXECUTIVE
DEPARTMENT OF LAW

MICHELLE PARKER
FIRST ASSISTANT COUNTY ATTORNEY

JEREMY TOTH
SECOND ASSISTANT COUNTY ATTORNEY

May 30, 2014

Mr. Scott W. Kroll, Clerk
Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, New York 14202

Dear Mr. Kroll:

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:	<i>Bernard J. Mazurczak vs County of Erie</i>
Document Received:	Notice of Claim
Name of Claimant:	Bernard J. Mazurczak 138 Miller Avenue Blasdell, New York 14219
Claimant's Attorney:	Carl W. Morgan, Esq. 85 Main Street Hamburg, New York 14075

Should you have any questions, please call.

Very truly yours,

MICHAEL SIRAGUSA
Erie County Attorney

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

MMP/crb
Enc.

STATE OF NEW YORK
SUPREME COURT : COUNTY OF ERIE

**IN THE MATTER OF THE CLAIM OF
BERNARD J. MAZURCZAK,**
138 Miller Avenue
Blasdell, New York 14219,

Claimant,

vs.

COUNTY OF ERIE,
Law Department
95 Franklin Street, Room 1634
Buffalo, New York 14202,

Respondent.

NOTICE OF CLAIM

Index No.

Assigned Justice:
Hon.

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

PLEASE TAKE NOTICE THAT, pursuant to Section 50-e of the General Municipal Law of the State of New York, I hereby make claim against the COUNTY OF ERIE for personal injuries occasioned by the negligence of the said COUNTY OF ERIE.

- 1) The name and post office address of the claimant is:

BERNARD J. MAZURCZAK
138 Miller Avenue
Blasdell, New York 14219

- 2) The name and post office address of claimant's attorney is:

CARL W. MORGAN, P.C.
85 Main Street
Hamburg, New York 14075

- 3) The nature of the claim is one for personal injuries; pain, suffering, disability and permanency of injury; together with any unreimbursed medical bills and ancillary bills and expenses

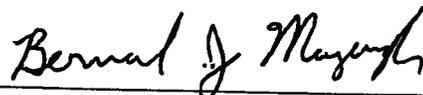
sustained and incurred in connection with claimant's injuries in an unspecified amount as provided by statute.

4) On February 28, 2014, at approximately 12:20 P.M., the County of Erie, through its agents, servants and employees were careless and negligent in the design; construction; maintenance; signage; installation and maintenance of traffic control devices; enforcement of existing municipal codes and ordinances; and maintenance of appropriate signage at the intersection of Genesee Road and New Oregon Road in the Town of North Collins, County of Erie and State of New York, and resulting in an automobile collision at said intersection. The incident referred to was caused by the recklessness, carelessness and negligence of the County of Erie without any negligence on the part of BERNARD J. MAZURCZAK, contributing thereto.

5) The injuries that have been sustained so far as now known by the claimant include fractured ribs; punctured lungs; fractured right leg; neck and back injuries; and lacerations. All of the above injuries have been accompanied by tearing, irritation and injuries to discs, tendons, ligaments, muscles, blood vessels and blood supply systems, cartilages, nerves and nerve systems, soft tissues, bony structures, vascular and neurological structures, cells and blood vessels. All injuries are believed to be permanent with the exception of superficial injuries.

6) That by reason of the foregoing, the claimant has been damaged in an unspecified amount such as will be determined by the trier of fact in Supreme Court, County of Erie, State of New York in the event that said claim is not allowed and paid.

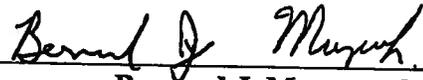
WHEREFORE, claimant respectfully requests that his claim be allowed and paid.



Bernard J. Mazurczak

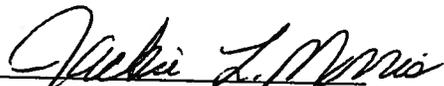
STATE OF NEW YORK)
) ss.:
COUNTY OF ERIE)

Bernard J. Mazurczak, being duly sworn, deposes and says that he is the claimant named in the foregoing claim; that he has read the same and knows the contents thereof; that the same is true to his own knowledge except as to those matters alleged upon information and belief, and as to those matters, he believes them to be true.



Bernard J. Mazurczak

Sworn to before me this 23
day of May, 2014.



Notary Public

JACKIE L. MORRIS
Notary Public, State Of New York
No. 01MO6016712
Qualified In Erie County
My Commission Expires 11/30/14