



ERIE COUNTY LEGISLATURE

HON. JOHN J. MILLS
CHAIRMAN OF THE LEGISLATURE
11TH DISTRICT LEGISLATOR

SUBPOENA

TO: Mr. Edwin Gonsiorek
Department of Weights and Measures

ADDRESS: 2380 Clinton St., Buffalo, N.Y. 14227

GREETINGS:

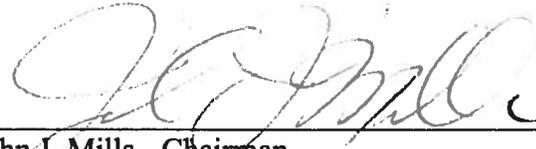
WHEREAS, in Article 27, Section 2707 of the Charter of the County of Erie, New York, relating to the power of certain public officials to administer oaths and issue subpoenas, it is provided as follows:

The chairman of the county legislature, the county executive, the county comptroller, and such other county officers as may be authorized by law shall have the power to subpoena and compel the attendance of witnesses and the production of books and papers, as the same may be pertinent to their respective offices. Any county officer authorized to hold a hearing or conduct an investigation shall have the power to administer oaths or affirmations in connection therewith.

NOW, THEREFORE, by virtue of the authority conferred upon the Legislature of the County of Erie, you are hereby required to present yourself for testimony to the Legislative Chambers 92 Franklin Street, in the City of Buffalo, County of Erie, State of New York, by **1:00 PM on the 13th day of November, during the Finance and Management Committee meeting**. Testimony will be regarding the Erie County Comptroller's 2014 Audit of your department and the surrounding events. You have the right to have legal representation present at the time of your testimony.

AND, FOR FAILURE TO RESPOND, you will be found guilty of contempt and liable to pay all damages sustained thereby by the party aggrieved, and also forfeit Fifty Dollars (\$50.00) and in addition thereto, a motion will be made to one of the Justices of the New York State Supreme Court to compel compliance as provided in Section 2308 of the Civil Practice Law and Rules.

Witness My Hand this 16th day of October 2014.

A handwritten signature in cursive script, appearing to read "John J. Mills", written over a horizontal line.

**John J. Mills - Chairman
Erie County Legislature**

Any inquiry concerning this subpoena should be made to (716) 858-8377.

AFFIDAVIT OF SERVICE

State of New York)
County of Erie)

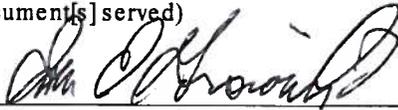
The undersigned being duly sworn, deposes and says:

George McNerney is not a party to the action, is over
(name of person serving papers)

18 years of age and resides at Erie County Legislative Chambers, 92 Franklin St. - 4th Floor

Old County Hall, Buffalo, N.Y. 14202
(complete address of person serving papers)

That on October 29, 2014, deponent served the within
(date of service)
Subpoena requiring testimony of Director Edwin Gonsiorek
(name of document[s] served)

upon Edwin F. Gonsiorek  located at
(name of person/corporation served)

Division of Weights & Measures, 2380 Clinton St., Buffalo, N.Y. 14227
(complete address where other party/corporation served)

(Select method of service)

Personal Service: by delivering a true copy of the aforesaid documents personally; deponent knew said person/corporation so served to be the person/corporation described.

Service by Mail: by depositing a true copy of the aforesaid documents in a postpaid properly addressed envelope in a post office or official depository under the exclusive care and custody of the United States Postal Service.


Signature of person serving papers

George McNerney
Printed Name

Sworn to before me this 29th

day of October 2014

Nancy C. Heath, State of New York
Notary Public Qualified in Erie County
~~My~~ Commission Expires 4/28/2018