

COUNTY COURT : COUNTY OF NASSAU

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THE PEOPLE OF THE STATE OF NEW YORK

-against-

AFFIRMATION IN  
SUPPORT EX PARTE  
MOTION

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IND. #

Defendant.

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JEFFREY GRODER, an attorney duly licensed to practice law in the State of New York, affirms the following to be true under the penalties of perjury:

That he is the attorney for the above named defendant, having been assigned to represent him pursuant to Section 18-B of the County Law, and submits this Affirmation in Support of the defendant's ex parte motion for the appointment of an expert chemist.

That the following is based upon information and belief, the source of said information being the file maintained by this office and the investigation conducted by the undersigned.

The undersigned was assigned to this matter on \*\*\*. The defendant at that time stood charged with Criminal Sale of a Controlled Substance Third Degree and Criminal Possession of a Controlled Substance Third Degree.

The undersigned would submit to this court that the charges in this case are sufficiently grave to warrant that the items seized the tested by an independent laboratory to either refute the findings of the Nassau County Police Scientific Investigations Bureau or to minimize their significance.

The undersigned believes that it is incumbent upon him as the attorney for the defendant in this case to take this logical step in preparing his defense.

For this purpose, the undersigned has contacted Metuchen Analytical, Inc. located at 101

Liberty Street, Metuchen, NJ 08840 and they have indicated that their fee for testing the alleged narcotics would be \$1500.

Furthermore, personnel at Metuchen Analytical have indicated that if they were called upon to testify there would be an additional fee for that purpose. If it should be necessary for any personnel of this firm to testify at the trial in this action, the undersigned would submit an additional request to this Court.

WHEREFORE, the defendant respectfully requests that this Court issued an order authorizing the employment of an expert chemist to test the alleged narcotics seized in this case.

Dated: Mineola, New York

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Jeffrey Groder