

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ADRIAN SCHOOLCRAFT,

Plaintiff,

-against-

THE CITY OF NEW YORK, et al.,

Defendants.

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**DECLARATION OF
ALAN H. SCHEINER IN
SUPPORT OF CITY
DEFENDANTS' MOTION
IN LIMINE**

10-CV-6005 (RWS)

I, **ALAN H. SCHEINER**, declare pursuant to 28 U.S.C. § 1746, under penalty of perjury, that the following is true and correct:

1. I am a Senior Counsel in the office of Zachary W. Carter, Corporation Counsel of the City of New York, attorney for defendants the City of New York, Michael Marino, Gerald Nelson, Theodore Lauterborn, William Gough, Frederick Sawyer, Kurt Duncan, Christopher Broschart, Shantel James, and FDNY Lieutenant Elise Hanlon (collectively "City Defendants"). As such, I am familiar with the facts stated below and submit this declaration to place on the record the relevant documents in support of City Defendants' motion *in limine*.

2. Annexed hereto as Exhibit "A" are excerpts from the transcript of the deposition of Adrian Schoolcraft taken in this case on October 31, 2012.

3. Annexed hereto as Exhibit "B" are Plaintiff's FRCP 26(A)(1) Initial Disclosures, dated May 11, 2011.

4. Annexed hereto as Exhibit "C" are excerpts from Plaintiff's Response to Defendant City of New York's First Set of Interrogatories and Document Requests, dated April 9, 2012.

5. Annexed hereto as Exhibit “D” are excerpts from City Defendants’ First Combined Set of Interrogatories and Document Requests, dated December 5, 2011.

6. Annexed hereto as Exhibit “E” are excerpts from the transcript of the deposition of Larry Schoolcraft taken in this case on December 11, 2013.

7. Annexed hereto as Exhibit “F” are excerpts from the transcript of the deposition of Joseph Ferrara taken in this case on June 5, 2014.

8. Annexed hereto as Exhibit “G” are pages that are part of the same fax transmission and internet posting as plaintiff’s trial exhibit (“PTX”) 59.

9. Also annexed hereto are the following plaintiff trial exhibits: PTX 4, 6, 13, 16, 18, 22, 25, 26, 29, 30, 33, 34, 35, 40, 42, 46, 49, 50, 51, 52, 53, 54, 55, 57, 59, 60, 62, 64, 65, 66, 72, 79, 81, 84, 93, 95, 306, 308, 309, 314, 316, 400, 401, 402, 403, 404, 406, 407, 408, 409, 410, 411, 420, 421, 426, 427.

Dated: New York, New York
September 21, 2015

ZACHARY W. CARTER
Corporation Counsel of the
City of New York
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By: /s/ Alan H. Scheiner
Alan H. Scheiner
Senior Counsel
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cc: Nathaniel Smith (By ECF)
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Attorney for Defendant Mauriello

Docket No 10-CV-6005 (RWS)

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MOTION *IN LIMINE***

ZACHARY W. CARTER
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*Of Counsel: Alan H. Scheiner
Tel: (212) 356-2344*

Due and timely service is hereby admitted.

New York, N.Y....., 2015

..... Esq.

Attorney for.....