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No. 18-___

EDWARD G. McDonough,

Petitioner,

v.

YOUEL SMITH, INDIVIDUALLY AND AS SPECIAL DISTRICT ATTORNEY FOR THE COUNTY OF RENSSELAER, NEW YORK, AKA TREY SMITH,

Respondent.

AFFIDAVIT OF SERVICE

I HEREBY CERTIFY that on October 12, 2018, three (3) copies of the PETITION FOR A WRIT OF CERTIORARI in the above-captioned case were served, as required by U.S. Supreme Court Rule 29.5(c), on the following:

THOMAS J. O'CONNOR, ESQ., DIANE J. LUFKIN SCHILLING, ESQ., NAPIERSKI, VANDENBURGH, NAPIERSKI & O'CONNOR LLP 296 Washington Avenue Extension Suite 3 Albany, NY 12203 (518) 862-9292

Counsel for Respondent Youel Smith, individually and as Special District Attorney for the County of Rensselaer New York, AKA Trey Smith

The following email addresses have also been served electronically:

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CASEY HOGAN

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Sworn to and subscribed before me this 12th day of October 2018.

CHRISTOPHER R. DORSEY

NOTARY PUBLIC

District of Columbia

My commission expires July 31, 2023.