

DECLARATION OF CUSTODY OF DOCUMENTS

I, Michael W Gilseman Jr declare as follows:

That I am [title] Assistant Commissioner of DEC and that I am the custodian of records within the Department of Environmental Protection that have been placed in the custody of the New York City Law Department, in box(es) identified as # DEP0001-0009 on [date] 3/11/04;

That to the best of my knowledge, following a diligent search, these constitute the entirety of hardcopy records in my possession related to my work for New York City related to the attack on the World Trade Center on 9/11/01 and the rescue and recovery effort thereafter; and

That these records were (1) contemporaneously or soon thereafter made by me, or by the person regularly charged with making these records, and were made and kept in the course of regularly conducted activity as a regular practice either from the knowledge of the maker of the records, or from information transmitted by a person with knowledge of the matters reflected in the records; or (2) were received from others and kept by them in the course of regularly conducted business activity.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 11, 2004

Michael W Gilseman Jr
[signature]