

New York State Department of Environmental Conservation

Office of Hearings and Mediation Services, 1st Floor

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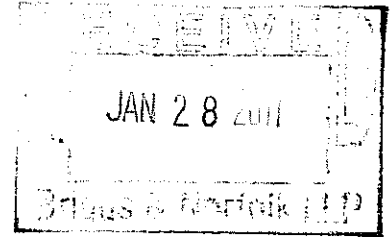


Joe Martens
Acting Commissioner

Via Facsimile and Regular Mail

January 24, 2011

Matthew D. Norfolk, Esq.
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RE: Matter of James W. McCulley
DEC Case No. R5-20050613-505

Dear Mr. Norfolk:

I have received your letter dated January 19, 2011. In that letter, you request an inquiry into whether Acting Commissioner Peter M. Iwanowicz signed the Acting Commissioner's ruling dated December 30, 2010, in the above referenced matter while still the Acting Commissioner.

Please accept this letter as certification, pursuant to Civil Practice Law and Rules § 4520, that the copy of the ruling sent to you is a true copy of the ruling signed by Acting Commissioner Iwanowicz on December 30, 2010, the original of which is on file with the Department's Office of Hearings and Mediation Services.

Please advise if I can be of any additional service.

Yours truly,

James T. McClymonds
Chief Administrative Law Judge

cc: Joe Martens, Acting Commissioner (via intra-office mail)
Louis A. Alexander, Assistant Commissioner (via intra-office mail)

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