SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF ST. LAWRENCE



HCI Distribution, Inc.,

Plaintiff,

AFFIDAVIT OF JUSTIN E. TARBELL

-VS-

Index No. 138276 I.A.S. #44-1-2012-0145

New York State Police, Troop B Commander, Ray Brook, New York; New York State Police Evidence Custodian, Ray Brook, New York; St. Lawrence County District Attorney Nicole M. Duvé; St. Lawrence County Assistant District Attorney John Becker; Does 1-20.

Defendants.

SELENKS OF C.

COMES NOW Justin E. Tarbell and being duly sworn under oath testifies as follows:

- 1. My name is Justin E. Tarbell and I am an enrolled member of the St. Regis Mohawk Tribe.
 - 2. I am the Managing Director of Ohserase Manufacturing, LLC ("Ohserase").
 - 3. Ohserase is organized under the laws of the St. Regis Mohawk Tribe.
- 4. Ohserase is a federally license cigarette manufacturer, license number: TP-NY-15042.
 - 5. Ohserase manufactures the Signals brand family of cigarettes.
- 6. The entire manufacturing process for the Signals brand family of cigarettes occurs on the St. Regis Mohawk Indian Reservation.

Dated: February 27, 2012

STATE OF NEW YORK) SS COUNTY OF Tranklin	J.
The foregoing instrument was ack by Justin Tarbell.	knowledged before me this day of February, 2012
KIMBERLY MARIE BEZIO Notary Public, State of New York No. 01BE6239203 Qualified in Clinton County Commission Expires April 18, 2015	Notary Public Sprin