

**ROCHESTER JOINT SCHOOLS CONSTRUCTION BOARD**  
**AFFIDAVIT OF PURPOSE**

STATE OF NEW YORK)  
COUNTY OF \_\_\_\_\_) SS:

\_\_\_\_\_, being duly sworn, deposes and says the following is true:

1. I am submitting a Freedom of Information Law request (“FOIL request”) to the Rochester Joint Schools Construction Board (the “Board”) pursuant to Article 6 of the New York State Public Officers Law.

2. My FOIL request involves a list of names of members of the public and their home addresses, and/or records containing such names and home addresses that could be used to compile such a list.

3. I understand that pursuant to FOIL, the Board has the right to deny my FOIL request if it involves the sale or release of a list of names and addresses of members of the public and such list would be used for commercial or fund-raising purposes. *See* New York Public Officers Law § 89(2)(b)(iii)(2011). Further, under Section 89(3)(a) of the New York Public Officers Law, the Board can require me to provide a written certificate that I will not use such list(s) of names and addresses for solicitation or fund-raising purposes.

4. I understand that pursuant to FOIL, the Board also has the right to deny my FOIL request even if I do not request a list of names and addresses per se if my request for records would be used to develop a list of names and addresses to be used for commercial or fundraising purpose. *See Scott, Sardano & Pomeranz v. Records Access Officer of Syracuse*, 65 N.Y.2d 294, 491 N.Y.S.2d 289 (1985).

5. I will not use the requested (i) list of names and addresses of members of the public and/or (ii) records containing such names and addresses, for commercial or fundraising purposes or to develop a list of names and addresses of members of the public to be used for commercial or fundraising purposes.

**SIGNATURE:** \_\_\_\_\_

**NAME:** \_\_\_\_\_

SWORN TO BEFORE ME THIS  
\_\_ DAY OF \_\_\_\_\_, 201\_\_