

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF NEW YORK**

CARL HIGBIE, JOSEPH HARRIS, and  
MICHAEL VOTRUBA,

Plaintiffs,

v.

STEVEN G. JAMES, in his Official  
Capacity as Superintendent of the  
New York State Police, SHERIFF KYLE  
BOURGAULT, in his Official Capacity as  
the Sheriff of Rensselaer County, New York,  
SHERIFF DONALD J. KRAPF, in his  
Official Capacity as the Sheriff of Columbia  
County, New York, and JOHN DOES 1-10,

Defendants.

Civil Action No. 1:24-cv-00174-MAD-TWD

**DECLARATION OF STEPHEN D. STAMBOULIEH**

STEPHEN D. STAMBOULIEH, an attorney duly admitted to practice before this Court, declares, pursuant to 28 U.S.C. § 1746, as follows:

1. I am counsel for Carl Higbie, Joseph Harris, and Michael Votruba (hereinafter, “Plaintiffs”) in the above-captioned action.

2. I submit this declaration in support of Plaintiffs’ Opposition to Defendant James’ Cross-Motion for Summary Judgment and Reply in Support of Plaintiffs’ Motion for Summary Judgment for the limited purpose of providing the Court with true and accurate copies of the following documents, and referenced in the accompanying Memorandum in Opposition to Defendant James’ Cross-Motion for Summary Judgment and Reply in Support of Plaintiffs’ Motion for Summary Judgment, dated February 21, 2025, and Plaintiffs’ Response to Defendant James’ Statement of Undisputed Material Facts, submitted herewith in support of Plaintiffs’ Opposition and Reply:

Exhibit	Description of Exhibit
Exhibit 1	Declaration of Franklin County Sheriff Jay Cook
Exhibit 2	Arrest Record
Exhibit 3	Defendant James' Answers to Plaintiffs' First Set of Interrogatories

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

Executed on this, the 21st day of February, 2025.

Respectfully submitted,

/s/ Stephen D. Stamboulieh

Stephen D. Stamboulieh

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**Certificate of Service**

I, Stephen D. Stamboulich, hereby certify that I have caused to be filed a true and correct copy of the foregoing document or pleading via the Court's CM/ECF system which sent a notice and copy of the foregoing to all counsel of record.

Dated: February 21, 2025

/s/ Stephen D. Stamboulich  
Counsel for Plaintiffs