

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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LLOYD BAILEY,

Plaintiff,

Index No.: 16-cv-02195

-against-

**AFFIDAVIT OF ECONOMIC
HARDSHIP**

BROOKDALE UNIVERSITY HOSPITAL
MEDICAL CENTER and CARLOS ORTIZ,

Defendants.

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STATE OF NEW YORK)
) ss.
COUNTY OF NASSAU)

LLOYD BAILEY, being duly sworn, deposes and states under penalty of
perjury:

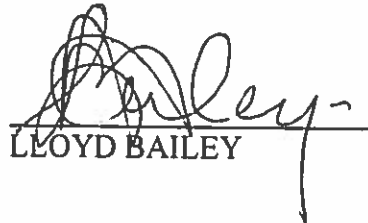
1. I am the Plaintiff in the above captioned matter. I reside at 1249 Birch Street Uniondale, NY 11553.
2. Pursuant to the Court's Order of January 13, 2017, and upon advice from my attorney, Jonathan A. Tand, I am aware of the parameters of the ESI agreement with an outside vendor. My attorneys, with the assistance of Defendant's Counsel, have obtained a written estimate (attached as Exhibit "A") of the cost involved to retain an outside vendor and produce the ESI discovery (the email delineating the costs of said production is annexed as Exhibit "B.")
3. I have been informed that the production of the ESI discovery will cost approximately \$2000.00 to \$3000.00. This expense will create a severe financial hardship for me. I am the only working member of my family at

the current time, as my wife is unemployed but looking for work. As such, my income is the sole source of revenue for my family. I make roughly \$90,000 per year and take home approximately \$2685.00 per pay period after taxes. However, approximately \$375.00 is deducted from each paycheck for child support. I also pay approximately \$800.00 per month in daycare and \$1750.00 per month for my mortgage. I also spend approximately \$400.00 per month in transportation costs to get to and from my job. This leaves me with approximately \$1650 per month to provide for my wife and three children aged 10, 2 and 1.

4. Due to my extremely fixed income and limited financial flexibility, the additional payment of \$2000.00 to \$3000.00 in fees would cause a severe hardship for me and my family.

Sworn to before me this
19th day of January, 2017


Notary Public


LLOYD BAILEY

Jennifer Spim
Notary Public, State of New York
No. 02SP6332636
Qualified in Suffolk County
Commission Expires November 02, 2019