

ATTESTATION CLAUSE

We, the undersigned witnesses, do hereby certify and attest that the foregoing instrument was shown to us, signed, subscribed, published and declared by the above-named Testator, _____, as [his/her] Last Will and Testament, on _____, 2020, during a live video conference among the Testator and us utilizing audio-video technology pursuant to New York State Executive Order No. 202.14 issued April 7, 2020 (including any extensions thereof), and that during said video conference, we, at the request of said Testator, who is either personally known to us or who was identified to us on the basis of satisfactory evidence displayed during said video conference, [and in the Testator's video presence, **include if applicable**] have signed our names as attesting witnesses on a legible copy of this signature page upon receipt thereof from the Testator on the same date [he/she] executed the original, all in conformity with the Executive Order.

AFFIDAVIT OF ATTESTING WITNESS

STATE OF NEW YORK)

: ss.:

COUNTY OF NEW YORK)

The undersigned, being duly sworn, deposes and says:

The within Will dated the _____ day of _____, 2020, was subscribed by [TESTATOR], the within named Testator, on the _____ day of _____, 2020. The Testator advised the undersigned that [he/she] was signing the within Will at _____, [New York]. Said Testator at the time of making such subscription declared the instrument to be [his/her] Last Will and Testament.

In accordance with the procedures set forth in Executive Order No. 202.14 signed by the Governor of the State of New York on April 7, 2020 (including any extensions thereof)(the "Executive Order"), the undersigned witnessed the Testator's execution and publication of the Will by means of a video conference that allowed for direct interaction between the Testator and each witness [and the supervising attorney]**omit if there is no**

attorney or attorney is a witness]], and thereafter, at the request of said Testator, signed his or her name as a witness to a legible copy of the signature page(s) upon receipt thereof upon the same date as the Testator's execution.

Said Testator was, at the time of so executing said Will, over the age of 18 years and, in the opinion of the undersigned, of sound mind, memory and understanding and not under any restraint or in any respect incompetent to make a will.

The Testator, in the opinion of the undersigned, could read, write and converse in the English language and was suffering from no defect of sight, hearing or speech, or from any other physical or mental impairment that would affect [his/her] capacity to make a valid will. The Will was executed as a single, original instrument and, other than the legible copies of the signature pages that were transmitted in accordance with the Executive Order, was not executed in counterparts.

The undersigned was acquainted with said Testator at such time, either personally or on the basis of satisfactory evidence displayed during said video conference, and makes this affidavit at [his/her] request. The within Will was shown to the undersigned during said video conference, and was examined as to the signature of said Testator. **[Include if applicable:** The undersigned transmitted the legible copy of the signature page(s) back to the Testator on the same day the undersigned executed it.]

[Include if applicable: The foregoing instrument was executed by the Testator and witnessed by the undersigned under the supervision of _____, an attorney-at-law.]

[Re-execute affidavit with following sentence if witnesses sign the original Will within 30 days]:

The undersigned subsequently signed his or her name as a witness to the original Will upon receipt thereof (along with the electronically witnessed signature pages) within thirty days of the Testator's execution.]