

Exhibit G

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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AUTOMOBILE CLUB OF NEW YORK, INC. d/b/a
AAA NEW YORK and AAA NORTH JERSEY, INC.,

Plaintiffs,

v.

THE PORT AUTHORITY OF NEW YORK AND
NEW JERSEY,

Defendant.

11 CIV 6746
(RJH)

AFFIDAVIT

-----X
STATE OF NEW JERSEY)
) ss.:
COUNTY OF HUDSON)

MARK MURIELLO, being duly sworn, deposes and says:

1. I am Assistant Director of Tunnels, Bridges and Terminals for The Port Authority of New York and New Jersey (“the Port Authority”). I am responsible for planning, policy and the revenue programs for the bridges, tunnels and interstate bus terminals. I am fully familiar with the facts set forth herein I make this affidavit in opposition to Plaintiffs’ application for a preliminary injunction and in support the Port Authority’s motion to dismiss. The purpose of this affidavit is to show that the Port Authority’s tolls are reasonable when compared to the tolls for similar bridges and tunnels in New York City.

2. The Port Authority’s average toll lags at least 4.5% behind the average toll for the major crossings operated by the other regional toll bridge and tunnel operator, The Metropolitan Transportation Authority (“MTA”).

3. The round trip toll rates for the Port Authority’s tunnels and bridges for the years 1970-2011 is annexed hereto as Exhibit “A.” This schedule reflects the discounts offered to E-Z Pass® account holders, registered carpoolers, truckers traveling during weekday overnight hours and green pass vehicles, which are E-ZPass® customers driving qualifying low emission, high efficiency vehicles in off-peak hours. In addition, there is a toll discount program for frequent

travelers over the Port Authority's Staten Island Bridges, in which subscribers pay for 20 trips that are made within 35 days.

4. Round trip tolls for comparable MTA bridges and tunnels (i.e., the Verrazano-Narrows, the Triboro/Robert F. Kennedy, The Bronx-Whitestone and The Throgs Neck bridges and the Brooklyn-Battery and Queens-Midtown tunnels) show that even with the Port Authority's most recent toll increases, the Port Authority tolls are the same as or lower than the round-trip tolls for these facilities as set in 2010. A copy of the schedule which was prepared by the Port Authority from published MTA toll schedules is annexed hereto as Exhibit "B."

5. The lower tolls charged by the Port Authority are evident by comparing the tolls charged by each agency for cars. The MTA charges \$13.00 round trip for cash customers and \$9.60 round trip for E-ZPass® customers at all times. By comparison, the Port Authority's round-trip toll for vehicles is \$12.00 for cash customers (i.e., 7.7% lower than the MTA), \$9.50 for E-ZPass® customers during peak hours (i.e., 26.9% lower than the MTA), and \$7.50 for off-peak E-Z Pass® customers during off-peak hours (i.e., 42.3% lower than the MTA).

6. The Port Authority provides a toll discount for all E-ZPass® transactions, without limitations as to where one's account is established. This policy provides discounts to the largest population of users possible. The MTA only offers E-ZPass® discounts to account holders of their New York Customer Service Centers, limiting the value of E-ZPass® discounts to a smaller population.

7. A comparison of the Port Authority's tolls to the MTA tolls shows that they are reasonable in light of the tolls charges at similar tunnels and bridges in New York City.

LAWRENCE H. WAXMAN
NOTARY PUBLIC OF NEW JERSEY
MY COMMISSION EXPIRES JAN. 6, 2015


MARK MURIELLO

Sworn to before me this
2nd day of November, 2011.


Notary Public



EXHIBIT A

**Port Authority Tunnel & Bridge Crossings
Round Trip Toll Rate**

		1970*	1975*	1984	1987	1991	2001**				2008**				2011***			
							Cash	Peak	Off-Peak	Overnight	Cash	Peak	Off-Peak	Overnight	Cash	Peak	Off-Peak	Overnight
								E-ZPass	E-ZPass	E-ZPass		E-ZPass	E-ZPass	E-ZPass		E-ZPass	E-ZPass	
Class 1	Passenger Car	\$1.00	\$1.50	\$2.00	\$3.00	\$4.00	\$6.00	\$5.00	\$4.00		\$8.00	\$8.00	\$8.00		\$12.00	\$9.50	\$7.50	
Class 2	Truck	\$1.50	\$2.25	\$3.00	\$6.00	\$8.00	\$12.00	\$12.00	\$10.00	\$7.00	\$16.00	\$18.00	\$14.00	\$11.00	\$26.00	\$20.00	\$18.00	\$16.00
Class 3	Truck	\$2.00	\$3.00	\$4.50	\$9.00	\$12.00	\$18.00	\$18.00	\$15.00	\$10.50	\$24.00	\$24.00	\$21.00	\$16.50	\$39.00	\$30.00	\$27.00	\$22.5
Class 4	Truck	\$3.00	\$4.50	\$6.00	\$12.00	\$16.00	\$24.00	\$24.00	\$20.00	\$14.00	\$32.00	\$32.00	\$28.00	\$22.00	\$52.00	\$40.00	\$36.00	\$30.00
Class 5	Truck	\$4.00	\$6.00	\$7.50	\$15.00	\$20.00	\$30.00	\$30.00	\$25.00	\$17.50	\$40.00	\$40.00	\$35.00	\$27.50	\$65.00	\$50.00	\$45.00	\$37.5
Class 6	Truck Additional Axles	\$4.00	\$6.00	\$9.00	\$18.00	\$24.00	\$36.00	\$36.00	\$30.00	\$21.00	\$48.00	\$48.00	\$42.00	\$33.00	\$78.00	\$60.00	\$54.00	\$45.00
							\$6.00	\$6.00	\$5.00	\$3.50	\$8.00	\$8.00	\$7.00	\$5.50	\$13.00	\$10.00	\$9.00	\$7.5
Class 7	Car w/Trailer Additional Axles	\$1.50	\$2.25	\$3.00	\$4.50	\$6.00	\$9.00	\$8.00	\$7.00		\$13.00	\$13.00	\$11.00		\$22.00	\$16.00	\$14.00	
				\$1.00	\$1.50	\$2.00	\$3.00	\$3.00	\$3.00		\$5.00	\$5.00	\$5.00		\$10.00	\$6.50	\$6.50	
Class 8	Bus	\$2.00	\$2.00	\$2.00	\$3.00	\$3.00	\$3.00	\$2.70	\$2.70		\$6.00	\$4.00	\$4.00		\$20.00	\$10.00	\$10.00	
Class 9	Bus	\$2.00	\$2.00	\$2.00	\$3.00	\$3.00	\$3.00	\$2.70	\$2.70		\$6.00	\$4.00	\$4.00		\$20.00	\$10.00	\$10.00	
Class 11	Motorcycle	\$0.50	\$0.75	\$1.00	\$2.00	\$3.00	\$5.00	\$4.00	\$3.00		\$7.00	\$7.00	\$5.00		\$11.00	\$8.50	\$6.50	
Class 1	Carpool		\$0.50	\$0.50	\$0.50	\$0.50		\$1.00	\$1.00			\$2.00	\$2.00			\$3.50	\$3.50	
Class 1	Green Pass											\$8.00	\$4.00			\$9.50	\$4.00	

* Original classifications for 1970 and 1975 are different to schedules for later years. Rates listed in the table reflect classifications equivalent to the years after 1984.

** Peak Hours - Weekdays 8-9am, 4-7pm; Sat&Sun 12 Noon-8pm
Off-peak hours - All other times, including New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day
Overnight hours for trucks - Midnight to 6am weekdays

*** Peak Hours - Weekdays 6-10am, 4-8pm; Sat&Sun 11am -9pm
Off-peak hours - All other times.
Overnight hours for trucks - 10 pm to 6am weekdays

EXHIBIT B

TOLLS ARE ALL ROUND TRIP

MTA Bridges & Tunnels

Toll Schedules for VNB, Triboro, Bx-Whitestone, Throgs-Neck, BB Tunnel, QM Tunnel - (ROUND TRIP)

	12/30/2010		7/12/2009		3/16/2008		3/13/2005		5/18/2003		March/1996	
	Cash	E-ZPass	Cash	E-ZPass	Cash	E-ZPass	Cash	E-ZPass	Cash	E-ZPass	Cash	E-ZPass
Autos	\$13.00	\$9.60	\$11.00	\$9.14	\$10.00	\$8.30	\$9.00	\$8.00	\$8.00	\$7.00	\$7.00	\$6.00
Added axle	\$5.50	\$5.50	\$5.00	\$5.00	\$4.50	\$4.50	\$4.00	\$4.00	\$3.50	\$3.50	\$3.00	\$3.00
SI Resid		\$5.76	\$7.35	\$5.48	\$6.70	\$4.98	\$6.40	\$4.80	\$5.60	\$4.00		\$3.20
SI Carpl	\$2.68		\$2.56		\$2.33		\$2.25		\$1.75		\$1.25	
Trucks												
2-axle	\$26.00	\$17.32	\$22.00	\$16.50	\$20.00	\$15.00	\$18.00	\$14.40	\$16.00	\$12.80	\$12.00	\$9.60
3-axle	\$42.00	\$28.36	\$36.00	\$27.00	\$32.00	\$24.00	\$28.00	\$22.40	\$26.00	\$20.80	\$19.00	\$15.20
4-axle	\$54.00	\$36.24	\$46.00	\$34.50	\$42.00	\$31.50	\$38.00	\$30.40	\$34.00	\$27.20	\$26.00	\$20.80
5-axle	\$70.00	\$47.26	\$60.00	\$45.00	\$54.00	\$40.50	\$48.00	\$38.40	\$44.00	\$35.20	\$33.00	\$26.40
6-axle	\$82.00	\$55.14	\$70.00	\$52.50	\$64.00	\$48.00	\$58.00	\$46.40	\$52.00	\$41.60	\$40.00	\$32.00
7-axle	\$100.00	\$66.16	\$84.00	\$63.00	\$76.00	\$57.00	\$68.00	\$54.40	\$62.00	\$49.60	\$47.00	\$37.60
Added axle	\$16.00	\$11.04	\$14.00	\$10.50	\$12.00	\$9.00	\$10.00	\$8.00	\$10.00	\$8.00	\$7.00	\$5.60
Franchise Buses*												
2-axle		\$6.94		\$6.60		\$6.00	\$7.00	\$5.60	\$6.00	\$4.80	\$5.00	\$4.00
3-axle		\$8.24		\$7.84		\$7.12	\$8.50	\$6.80	\$7.50	\$6.00	\$6.50	\$5.20
Motorcycle	\$5.50	\$4.18	\$5.00	\$3.98	\$4.50	\$3.62	\$4.00	\$3.50	\$3.50	\$3.50	\$3.50	

***Franchise Buses:**

At the TBTA, "Franchise Buses" are composed of seven previously independent bus carriers that are now under the MTA umbrella. Since March 16, 2008, Franchise buses must be equipped with E-ZPass to be eligible for a toll discount. Non-Franchise buses are charged the same rate as 2 or 3-axle commercial trucks.