

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF PUTNAM

Index No.
Date purchased

RICHARD QUAGLIETTA,

Plaintiff,

Plaintiff designates
Putnam
County as the place of
trial.

-against-

STEVEN MACKAY,

Defendant.

The basis of the venue is
Plaintiff's residence

***Summons
with Notice***

Plaintiff resides at
Town of Kent, NY
County of Putnam

To the above named Defendant

You are hereby summoned to answer the complaint in this action and to serve a copy of your answer, or, if the complaint is not served with this summons, to serve a notice of appearance, on the Plaintiff's Attorney within 20 days after the service of this summons, exclusive of the day of service (or within 30 days after the service is complete if this summons is not personally delivered to you within the State of New York); and in case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the complaint.

Dated, February 19, 2018



GEORGE J. CALCAGNINI
Attorney for Plaintiff
Office and Post Office Address
376 Route 202
Somers, NY 10589
(914) 277-2255

Defendant's address:
17 Tyler Road
Putnam Valley, NY 10579

Notice: The nature of this action is slander.

The relief sought is a money judgment.

Upon your failure to appear, judgment will be taken against you by default as demanded in the attached complaint.

Index No.
NYSCEF DOC. NO. 1

RECEIVED NYSCEF: 02/19/2018

SUPREME COURT
COUNTY OF PUTNAM

RICHARD QUAGLIETTA,

Plaintiff,

against

STEVEN MACKAY,

Defendant.

Summons with Notice

ACTION NOT BASED UPON A
CONSUMER CREDIT TRANSACTION

GEORGE J. CALCAGNINI
Attorney for Plaintiff

Office, Post Office Address and Tel. No.

376 Route 202
Somers, NY 10589
(914) 277-2255

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF PUTNAM

RICHARD QUAGLIETTA,

Plaintiff,

VERIFIED COMPLAINT

- against -

Index No.

STEVEN MACKAY,

Defendant.

The plaintiff above named by his attorney, GEORGE J. CALCAGNINI, ESQ.,
complaining of the defendant, alleges as follows:

THE PARTIES

1. The plaintiff, RICHARD QUAGLIETTA, is a resident of the County of Putnam and State of New York and is the Building, Zoning and Fire Inspector and Code Enforcement Officer of the Town of Putnam Valley, New York.

2. Upon information and belief, the defendant, STEVEN MACKAY, is a resident of the Town of Putnam Valley, County of Putnam and State of New York and at all times hereinafter mentioned was and still is a resident of the town of Putnam Valley, New York.

3. At all times hereinafter mentioned, the defendant was and still is a member of the Town Board of the Town of Putnam Valley, New York.

4. Upon information and belief, at all times hereinafter mentioned, the defendant harbored animosity and ill-will toward the plaintiff because the plaintiff rebuffed pressure from the defendant to give preferential treatment to the friends and/or constituents of the defendant with respect to violations of the laws and/or regulations set forth in the building, fire and/or zoning codes applicable in the Town of Putnam Valley.

FACTS

5. As the Fire Inspector of the Town of Putnam Valley, the plaintiff is required to be on site any time a movie is being filmed in the Town of Putnam Valley.

6. The applicable rules and procedures of the Town of Putnam Valley require the movie company to pay to the Town the hourly fee for the plaintiff's compensation to be present during the filming of the movie.

7. Movie companies are required to give notice to the Town of the dates and times for the proposed filming. The Town then assigns plaintiff to be present on site during the filming. Subsequent thereto, the Town bills the movie company for the time plaintiff spent on site during the filming. The Town then compensates plaintiff for his time at the movie location.

**AS AND FOR A FIRST
CAUSE OF ACTION**
(Slander)

8. Upon information and belief, on or about December 22, 2017 at The Quiet Man Restaurant located at 15 North Division Street, Peekskill, New York, the defendant did verbally state to a group of people including Tom Carano, that:

- (a) plaintiff was in big trouble;
- (b) plaintiff illegally solicited \$400 from a movie company;
- (c) plaintiff told a movie company that it had to pay him \$400 or else he would close down the filming;
- (d) plaintiff solicited a \$400 bribe from a movie company; and
- (e) plaintiff takes bribes from people.

9. The above mentioned statements by the defendant are false.

10. Upon information and belief, the defendant knew the above mentioned statements were false when the defendant made them.

11. Upon information and belief, the said false statements were made by the plaintiff with actual knowledge of the falsity of the statements and with malice and intent to cause the plaintiff damage, injury and harm to his reputation.

12. Upon information and belief, the defendant made the above statements with reckless disregard for the truth.


13. As a result of the malicious and slanderous statements by the defendant, the plaintiff has been greatly injured in his good name and reputation and has been deprived of the public confidence which he had as a Building, Fire and Zoning Inspector and Code Enforcement Officer of the Town of Putnam Valley, has suffered a tremendous amount of embarrassment, humiliation and mental agony and has been held in contempt, distrust and ridicule in the eyes of his friends, business acquaintances and the public in general.

14. By virtue of the foregoing, the plaintiff has sustained and will sustain damages in a sum exceeding the monetary jurisdictional limits of all lower courts which would otherwise have jurisdiction.

15. By virtue of the foregoing, the plaintiff is entitled to recover punitive damages in a sum exceeding the monetary jurisdictional limits of all lower courts which would otherwise have jurisdiction as a result of the defendant's tortious actions that demonstrate reprehensible motives and wanton dishonesty.

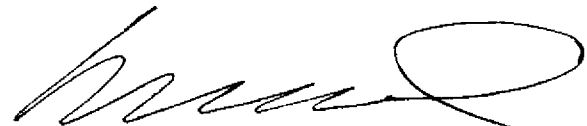
WHEREFORE, the plaintiff demands judgment against the defendant in a sum exceeding the monetary jurisdictional limits of all lower courts which would otherwise have jurisdiction herein, plus punitive damages in a sum exceeding the monetary jurisdictional limits of all lower courts which would otherwise have jurisdiction herein, together with the costs and disbursements of this action.

Dated: February 19, 2018


GEORGE J. CALCAGNINI
Attorney for Plaintiff
Office and P.O. Address
376 Route 202
Somers, New York 10589
(914) 277-2255


STATE OF NEW YORK)
) ss
COUNTY OF WESTCHESTER)

RICHARD QUAGLIETTA, being duly sworn, says that he is the plaintiff in the above-named proceeding and that the foregoing Verified Complaint is true to his own knowledge, except as to matters therein stated to be alleged on information and belief and as to those matters he believes it to be true.



RICHARD QUAGLIETTA

Sworn to before me this
19th day of February, 2018.



GEORGE J. CALCAGNINI
Notary Public, State of New York
No. 0100000143
Qualified by Westchester County
Commission Expires December 31, 20 18