# SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF ULSTER

\_\_\_\_\_-X

JOHN DOE I and JOHN DOE II,

Plaintiffs,

### **NOTICE OF ENTRY**

-against-

Index No. EF2020-1189

WILLIAM J. DEDERICK, et al,

Defendants.\_\_\_\_-X

PLEASE TAKE NOTICE, that the attached is a true copy of the Decision and Order

entered on December 5, 2023 (the "decision") relating to motion sequence number 16 by the

Honorable Justice Justin Corcoran, entered in the office of the Ulster County Clerk on

December 7, 2023.

DOCKE

Dated: New York, New York December 11, 2023

> By: <u>s/Daniel R. Lazaro</u> Daniel T. Stabile, Esq. Email: <u>Dstabile@winston.com</u> WINSTON & STRAWN LLP 200 South Biscayne Boulevard Miami, Florida 33131 Telephone: 305.910.0787 Attorney for Plaintiff, John Doe Only

> > and

Miranda L. Soto, Esq. Email: <u>miranda.soto@bipc.com</u> **BUCHANAN INGERSOLL & ROONEY PC** One Biscayne Tower, Suite 1500 Miami, Florida 33131 Telephone: 305.347.4086 Admitted pro hac vice

and

Daniel R. Lazaro, Esq. Email: <u>dan.lazaro@bipc.com</u> **BUCHANAN INGERSOLL & ROONEY PC** 640 Fifth Avenue, 9<sup>th</sup> Floor New York, New York 10019 Telephone: 305.347.4080

and

Patrick T. Gartland, Esq. Email: <u>ptg@cgrlaw.com</u> **CORBALLY, GARTLAND AND RAPPALEYEA, LLP** 35 Market Street Poughkeepsie, New York 12601 Telephone: 845.240.7322 Facsimile: 845.240.7323 *Attorneys for Plaintiffs John Doe and John Doe II* 

TO (via NYSECF):

Mark C. Rushfield, Esq. Shaw, Perelson, May & Lambert, LLP Kingston City School District 21 Van Wagner Road Poughkeepsie, New York 12603

Lewis Silverman, Esq. Valentina Lumaj, Esq. Silverman & Associates 445 Hamilton Avenue, #1102 White Plains, New York 10601

Dylan S. Gallagher, Esq. O'Connor & Partners, PLL 255 Wall Street Kingston, New York 12401

Robert P. Louttit, Esq. Hurwitz Fine, P.C. 575 Broad Hollow Road Melville, New York 11747

DOCKE

# **EXHIBIT** A

**DOCKET A L A R M** Find authenticated court documents without watermarks at <u>docketalarm.com</u>.

## STATE OF NEW YORK COUNTY OF ULSTER

#### SUPREME COURT

JOHN DOE and JOHN DOE II,

Plaintiffs,

DECISION and ORDER Index No.: EF2020-1189

-against-

WILLIAM J. DEDERICK and KINGSTON CITY SCHOOL DISTRICT,

Defendants.

APPEARANCES: BUCHANAN INGERSOLL & ROONEY PC Attorneys for the Plaintiff Daniel R. Lazaro, Esq. 640 Fifth Avenue, 9th Floor New York, New York 10019

> WINSTON & STRAWN LLP Attorneys for Plaintiff John Doe Daniel T. Stabile, Esq. 200 South Biscayne Boulevard Miami, Florida 33131

BUCHANAN INGERSOLL & ROONEY PC Attorneys for Plaintiffs Miranda L. Soto, Esq. One Biscayne Tower, Suite 1500 Miami, Florida 33131

CORBALLY, GARTLAND AND RAPPALEYEA, LLP Attorneys for Plaintiffs Patrick T. Gartland, Esq. 35 Market Street Poughkeepsie, New York 12601

#### FILED: ULSTER COUNTY CLERK 12/01/2023 09:59 RM

NYSCEF DOC. NO. 160

SHAW, PERELSON, MAY & LAMBERT, LLP
Attorneys for Defendant Kingston City School District
Valentina Lumaj, Esq.
445 Hamilton Avenue, #1102
White Plains, New York 10601

SHAW, PERELSON, MAY & LAMBERT, LLPAttorneys for Defendant Kingston City School DistrictMark C. Rushfield, Esq.21 Van Wagner RoadPoughkeepsie, New York 12603

O'CONNOR & PARTNERS, PLLC Attorneys for Defendant William J. Dederick Dylan S. Gallagher, Esq. 255 Wall Street Kingston, New York 12401

### JUSTIN CORCORAN, J.S.C.

This action is brought by pseudonymous plaintiffs pursuant to the Child Victims Act (CPLR 214-g ["CVA"]) alleging they were sexually abused by the same teacher, defendant William J. Dederick, who was employed by defendant Kingston City School District ("the district"). Plaintiff John Doe alleges that from 1982 through 1984, when he was 14 to 16 years old, defendant Dederick sexually abused him at the district's high school and at the respective homes of Doe and Dederick. John Doe II alleges that Dederick abused him in 1984 when he was fourteen years old during two private tutoring sessions. Plaintiffs allege that school faculty members and administrators widely knew that Dederick was involved in sexually inappropriate relationships with other minor male students of the district.

As against the district, John Doe asserts causes of action for negligence, negligent hiring and retention, and negligent supervision. John Doe II asserts one cause of action for negligent hiring and retention. Following joinder of issue, plaintiffs sought production of records, including the entire personnel file of (1) four district employees who, by the

# DOCKET A L A R M



# Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

# **Real-Time Litigation Alerts**



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

# **Advanced Docket Research**



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

# **Analytics At Your Fingertips**



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

# API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

### LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

### FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

## E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.