MICHAEL A. SIRAGUSA
ERIE COUNTY ATTORNEY

COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE
DEPARTMENT OF LAW

MICHELLE M. PARKER
FIRST ASSISTANT COUNTY ATTORNEY

JEREMY C. TOTH
SECOND ASSISTANT COUNTY ATTORNEY

August 1, 2012

Mr. Robert M. Graber, Clerk
Erie County Legislature
92 Franklin Street. 4th Floor
Buffalo, New York 14202

Dear Mr. Graber:

In compliance with the Resolution passed by the Erie County Legislature on June 25, 1987, regarding notification of lawsuits and claims filed against the County of Erie, enclosed please find a copy of the following:

File Name:	*Woods, Joanne M., as Guardian of the Person and of the Property of Woods, Kristian T., a Developmentally Disabled Person v. County of Erie, Erie County Sheriff's Office and Erie County Medical Center*
Document Received:	Notice of Claim
Name of Claimant:	Joanne M. Woods
Claimant's attorney:	Eric M. Soehnlein Connors & Vilardo LLP

Should you have any questions, please call.

Very truly yours,

MICHAEL A. SIRAGUSA
Erie County Attorney

By: Michelle Parker
Michelle M. Parker
First Assistant County Attorney

MMP:dld
Enclosure

STATE OF NEW YORK
SUPREME COURT : COUNTY OF ERIE

JOANNE M. WOODS, as Guardian of the The Person and of the Property of KRISTIAN T. WOODS, a Developmentally Disabled Person,

Claimant,

-vs-

COUNTY OF ERIE,

Respondent.

NOTICE OF CLAIM
FOUNDED UPON TORT

This paper received at the Erie County Attorney's Office from _____ on the 31st day of July, 2012 at 2:45 a.m./p.m.

Assistant County Attorney

To: Erie County Attorney
95 Franklin Street, 16th Floor
Buffalo, New York 14202

PLEASE TAKE NOTICE that the claimant, JOANNE M. WOODS, as Guardian of the Person and of the Property of KRISTIAN T. WOODS, a Developmentally Disabled Person, hereby gives notice of a claim founded upon tort against the County of Erie, its agents, servants, employees and/or those identified in the paragraphs below, pursuant to General Municipal Law § 50-e, for injuries and damages suffered by KRISTIAN T. WOODS as a result of a series of incidents that occurred, upon information and belief, between May 2, 2012 and May 4, 2012.

In support of this Notice of Claim, the claimant, JOANNE M. WOODS, as Guardian of the Person and of the Property of KRISTIAN T. WOODS, a Developmentally Disabled Person (hereinafter "claimant"), states the following:

1. The address of the claimant is 5800 Woodruff Drive, Clarence Center, New York 14032.

2. Claimant's attorneys are Connors & Vilardo, LLP, 1000 Liberty Building, Buffalo, New York 14202, telephone number (716) 852-5533.

3. On June 6, 2012, Temporary Letters of Guardianship were issued to the claimant pursuant to Section 17-A of the Surrogate's Court Procedure Act.

4. This claim is against the COUNTY OF ERIE, its agents, servants and employees (and, depending upon discovery, may include but not be limited to the Erie County Holding Center, its units, agents, servants and employees, and, depending upon discovery, may include but not be limited to the Erie County Sheriff's Office/Department, its deputies, agents, servants and employees), for injuries and damages of KRISTIAN T. WOODS that resulted from a series of incidents occurring, upon information and belief, between May 2, 2012 and May 4, 2012.

5. Upon information and belief, KRISTIAN T. WOODS, was born on June 21, 1972.

6. Upon information and belief, from May 2, 2012 to May 3, 2012, KRISTIAN T. WOODS was in custody at the Erie County Holding Center.

7. Upon information and belief, throughout the period he was in custody, KRISTIAN T. WOODS was in emotional and physical distress.

8. Upon information and belief, throughout the period he was in custody, KRISTIAN T. WOODS was in need of prescription medication and medical attention to treat an ongoing medical condition.

9. Upon information and belief, the employees, agents and/or servants of Erie County responsible for the care of KRISTIAN T. WOODS at the Erie County Holding Center were aware or should have been aware of Mr. Woods's medical condition.

10. Upon information and belief, employees, agents and/or servants of Erie County responsible for the care of KRISTIAN T. WOODS at the Erie County Holding Center owed a duty to provide adequate healthcare to Mr. Woods while he was incarcerated at the Erie County Holding Center.

11. Upon information and belief, employees, agents and/or servants of the Erie County Holding Center failed to provide timely, sufficient or appropriate medical care to Mr. Woods.

12. Upon information and belief, as a result of the wrongful, negligent and careless acts and omissions of the COUNTY OF ERIE, its agents, servants and/or employees, KRISTIAN T. WOODS suffered serious and permanent injuries, including pain and suffering.

13. This is a claim for past medical, health-care, therapy and prescription expenses, and any other past damages permitted by law.

14. This is also a claim for future medical, health-care, therapy and prescription expenses, and any other future damages permitted by law.

15. Claimant also seeks punitive damages to the extent permissible by law.

16. Upon information and belief, the above-noted damages were caused by the acts and/or omission of the COUNTY OF ERIE, its agents, servants, and/or employees, without any negligence on the part of KRISTIAN T. WOODS.

17. The claimant presents this claim and demands for adjustment and payment and notifies you that unless such judgment is paid within thirty (30) days from the date of its presentation, it is the intention of the undersigned to commence an action against the COUNTY OF ERIE.

WHEREFORE, the claimant, JOANNE M. WOODS, as Guardian of the Person and of the Property of KRISTIAN T. WOODS, a Developmentally Disabled Person, respectfully requests that this claim be allowed and paid.

DATED: Buffalo, New York
July 30, 2012

Eric M. Soehnlein, Esq.
CONNORS & VILARDO, LLP
Attorneys for Claimant
1000 Liberty Building
Buffalo, New York 14202
(716) 852-5533

VERIFICATION

STATE OF NEW YORK)
COUNTY OF ERIE) SS.:

JOANNE M. WOODS, as Guardian, of the Person and of the Property of KRISTIAN T. WOODS, being duly sworn, deposes and says that she is the claimant in the within action; that she has read the foregoing Notice of Claim and knows the contents thereof; and that the same is true to deponent's own knowledge, except as to those matters therein stated to be alleged upon information and belief, and as to those matters the deponent believes them to be true.

Joanne M. Woods
Joanne M. Woods, Claimant

Sworn to before me this
30th day of July, 2012.

Lieuf Stone
Notary Public

[illegible]
[illegible]
Notary Public, State of New York
Qualified in Erie County
My Commission Expires Aug. 08, 2015