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

March 14, 2013

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:	*Sorrentino, John, et al. v. Erie County Child Protective Services, et al.*
Document Received:	Summons and Complaint
Name of Claimant:	John Sorrentino P.O. Box 75 East Aurora, New York 14052
Plaintiff's Attorney:	Plaintiff is proceeding *pro se*.

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

TORT

JOHN SORRENTINO
JOSHTON SORRENTINO
SKYLAR SORRENTINO
P.O. Box 75
East Aurora, NY 14052

INDEX #2013000533

ORIGINAL FILED ON: 02/19/2013

Plaintiff,

SUMMONS

-v-

C.P .S. CASE ID. # 24484323

ERIE COUNTY CHILD PROTECTIVE SERVICES
NEW YORK STATE CHILD PROTECTIVE SERVICES
N.Y.S. OFFICE OF CHILDREN & FAMILY SERVICES
GLADYS CARRION, ESQ
KARIN CATALANO
LORENZO FRASCA
LINDA A. JOYCE
JOHN DOE, JANE DOE, DOE CORP,
DOE PARTNERSHIP, DOE COUNTY,
being fictitious names included for the purpose of naming and including in this action any persons, corporations or entities, if any, for which have legal and financial responsibility in this matter,

Defendants.

TO THE ABOVE NAMED DEFENDANTS:

YOU ARE HEREBY SUMMONED to answer the Complaint in the action and serve a copy of your answer on the plaintiff's and minor's representative within twenty (20) days after the service of this Summons, exclusive of the day of

service, or within (30) days after completion of service where service is made in any other manner than by personal delivery within the State. The United States of America, if designated as a defendant in this action, may appear or answer within sixty (60) days of service hereof. In case of your failure to appear to appear or answer, judgment will be taken against you by default for the relief demanded in the Complaint.

Erie County is designated as the place of trial. The basis of venue is the location in which this matter originated.

Dated: OCTOBER 10TH 2012

John Sorrentino
Representative for Minor
Children and Plaintiff
P.O. Box 75
East Aurora, NY 14052

STATE OF NEW YORK
SUPREME COURT: COUNTY OF ERIE

TORT

JOHN SORRENTINO
JOSHTON SORRENTINO
SKYLAR SORRENTINO
P.O. Box 75
East Aurora, NY 14052

INDEX #2013000533

ORIGINAL FILED ON: 02/19/2013

Plaintiff,

COMPLAINT

-v-

ERIE COUNTY CHILD PROTECTIVE SERVICES
NEW YORK STATE CHILD PROTECTIVE SERVICES
N.Y.S. OFFICE OF CHILDREN & FAMILY SERVICES
GLADYS CARRION, ESQ
KARIN CATALANO
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DOE PARTNERSHIP, DOE COUNTY,
being fictitious names included for the purpose of naming and including in this action any persons, corporations or entities, if any, for which have legal and financial responsibility in this matter,

C.P.S. CASE ID. # 24484323

Defendants.

Plaintiff, currently Pro Per in this matter, as and for its complaint, hereby alleges as follows:

1. Plaintiff is the full custody father of then two minor children; Skylar, Sorrentino D.O.B. 12/24/1991 and Joshton, Sorrentino D.O.B. 08/07/1993.

2. Plaintiff and children resided in Erie County at; 1375 Boies Road in East Aurora, New York, which was our primary and **Confidential** Address of record.

3. Plaintiffs Ex-Wife had her Parental Rights Terminated in; Order No. S 178590, in Superior Court of the State of Arizona, a copies of which were provided previously to the agency and to the caseworker and supervisor upon contact. A copy of this document is included in this filing; marked **Exhibit #A**

4. Plaintiff and said document provided ample knowledge and warning of the dangers associated with the mother, and the specifics pertaining to her large drug debts owed in excess of $250k. Threats against the children's life's and Plaintiffs have been made on several occasions, along with attempts at enforcement to pay her debts placed on their heads.

5. The mother's behavior was sole and separate from any involvement by the Plaintiff, as she absconded with the children for eight years during which this behavior transpired and she severely abused the children and continued to expose them to an extremely abusive life style.

6. The Plaintiff and children have had to move numerous times, used mailing addresses and obtain new Social Security Numbers due to the severity moreover, prevalence of the attempts on their lives!

7. The aforementioned does not even take into consideration the necessity of keeping our personal information Confidential from the mother, due to the dangers associated with her least of which is her volatile temper and vengeful attitude, the reason to expose our where abouts!

8. On June 24th, 2010, a false complaint was filed against the Plaintiff with C.P.S., in retaliation for a personal matter with an outside party. This involved someone who was extended "Special Privileges" from how the complaint was even accepted, to how it was handled or mishandled would better describe the situation.

9. Caseworker Karin Catalano and her female supervisor; Unknown, Jane Doe, traveled to the residence to investigate a welfare claim, stating that the said minors had no food in the home etc. Upon arrival, the caseworkers entered a 2800' home that was extremely clean, orderly and furnished with new furniture and appliances. Even the dogs were clean! The refrigerator in addition, freezer was packed with food, and so were the additional refrigerator and freezer in the garage. The quadruple pantry was also filled with food also, rendering the vindictive welfare complaint bogus.

10. Both Ms. Catalano and her female supervisor were provided with a copy of the Court Order Terminating the mother's Parental Rights, which even in the redacted milder version makes it crystal clear that the mother is to have no contact with the children. I called during their visit on a recorded line, and stated under no circumstances are they to contact the children's mother based upon the reasons listed in the Court Order, which they had a copy of already.

11. Both the female supervisor and Ms. Catalano came to see the Plaintiff pertaining to their concerns that now he was too strict of a parent, not abusive just strict and supposedly demanding of his children doing well in school and having good friends. The Plaintiff saw this as being an active participant in his children's lives, and guiding them to make better choices and did not concur with their slap shot evaluation based upon assumptions and not factual information. The interview ended when the caseworkers once again asked if they could contact the boy's mother, stating that maybe she could come live with them or they could go live with her for a while, when I

was out of town. The Plaintiff stated can't you comprehend the seriousness of what they've lived through with their mother, and that she's a danger to them! The Court does not want her near them! It is a Court Order, and it is non-negotiable! Do not contact her under any circumstance, is that clear!

12. Both caseworkers contacted the boy's mother and asked her if she would like to come to East Aurora, New York to live with the children in my absence despite me having a well **qualified** relative staying with them! They violated a serious necessitated Court Order, the Plaintiff s request was arrogantly ignored, and the children were forced into a bad situation because of the caseworker's blatant disregard for their safety and apparently their welfare!

13. The mother was given the home address that was **Confidential,** by the caseworkers. All the effort of the Plaintiff sending his mail to a mail drop for years, moving numerous times to protect his families safety, changing their Social Security Numbers, and the funds that have gone into attorney fees and moving costs all down the drain.

14. When the Plaintiff attempted to obtain copies of the complaint from the State Central Register on numerous occasions, none were provided to him according to Albany because the local office had either blocked them or not entered them. When the caseworker and supervisor were contacted pertaining to this matter, they stated that they were told not to release the complaint to the Plaintiff or to change the finding.

15. Requests for copies of the false report and prosecution of the party that filed it have been ignored. To date no copies have been provided, and the Plaintiff s request to have his record Expunged **thereafter** has gone unanswered for the past 11 months.

16. Plaintiff's children were forced as a direct result of the Defendant's negligible actions to endure severe mental and emotional trauma, compliments of their mother's acrimonious and dangerous life choices. This unbridle immersion of this prohibited and avoidable exposure, correlates to the **DIRECT ACTIONS** of providing **PROTECTED** and **CONFIDENTIAL** information to a person who has had their parental rights **TERMINATED BY THE COURT**, for abuse and endangerment reasons!

17. Plaintiff's children were forced to move because Defendants exposing of secured and confidential residential address for the family resulted in threatening behavior from mother again, and required by the fact that she owed money to for drugs detailed in Court Order. This represented an immediate threat to the Plaintiff and his children, who as a result cannot live in the same area where they have their home, or utilize their personal information out of fear of being located as in the past; and harmed or "Throat's Slashed" as retribution for the mother's drug debts see **Exhibit A.**

18. The loss of safety and stability due to the Defendant's grievous error which cannot be reversed has virtually destroyed several years of legal effort in re-establishing themselves.

19. Being subjected to constant danger and at minimal warranted fear given the circumstances, has effected the family exponentially thus exacerbating the P.T.S.D. from which they suffered from previously to this matter.

20. Defendants are individually and collectively held responsible in this action, along with the entities named for all damages awarded in default, trial, or settlement proceedings.

21. Defendants John Doe, Jane Doe, Doe Corp. and Doe Partnership are named as defendants in this action to represent all other parties, including, without limitation, other persons or governmental agencies who may have responsibility in this action.

22. Plaintiff is seeking a Judgment in the amount of; **$1.5 Million** broken down into the following amounts and categories; **$500k** payable to Skylar Sorrentino, for compensatory Damages. **$750k** payable to Joshton Sorrentino, for Compensatory Damages. **$50k** Guesstimated legal fees to be re-incurred in the re-establishment of family's legal **PROTECTED** and **CONFIDENTIAL STATUS! $100k** for moving fees, replacement furniture and other items damaged or to difficult/expensive to move, down payments, utility deposits, appliances and etc. **$100k** payable **IN TRUST** to John Sorrentino, for Compensatory Damages.

WHEREFORE, John Sorrentino, et al., demands judgment

Dated: Oct. 10th, 2012

John Sorrentino, et al