

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ONONDAGA

\_\_\_\_\_  
Addy V. Tauro,

Plaintiff,

vs.

Gary Gait and Syracuse University,

Defendant.

**SUMMONS**

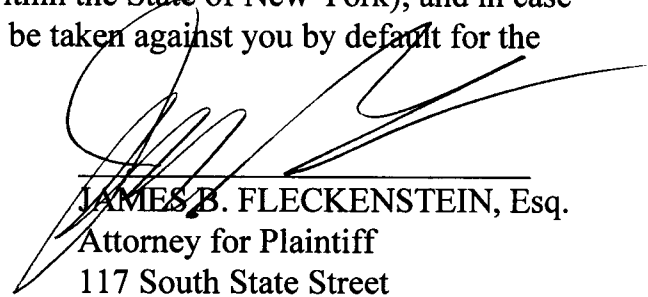
Index No.:

Plaintiff designates Onondaga County as the place of trial. The basis of the venue is plaintiff's residence. **Plaintiff resides at:**  
2391 East Lake Road  
Skaneateles, NY 13152

To the above named Defendant:

**You are hereby summoned** to answer the complaint in this action and to serve a copy of your answer 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: September 29, 2016



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**JAMES B. FLECKENSTEIN, Esq.**  
Attorney for Plaintiff  
117 South State Street  
Syracuse, New York 13202  
(315) 475-3012

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ONONDAGA

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Addy V. Tauro,

Plaintiff,

vs.

VERIFIED COMPLAINT

Index no.:

Gary Gait and Syracuse University,

Defendants.

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For her Verified Complaint against defendants, plaintiff states as follows:

1. Plaintiff is a an individual residing in the county of Onondaga, state of New York.
2. Upon information and belief, defendant Syracuse University is a private university created and existing pursuant to the laws of the state of New York.
3. Upon information and belief, defendant Gary Gait is an individual residing in the county of Onondaga, state of New York.
4. The amount of damages sought by plaintiff exceeds the jurisdictional limits of all lower courts which would otherwise have jurisdiction of this action.
5. At all times mentioned herein, defendant Gary Gait was employed by defendant Syracuse University as the head coach of the Syracuse University women's varsity lacrosse team.
6. At all times mentioned herein, plaintiff was a member of the Syracuse University varsity women's lacrosse team.
7. At all times mentioned herein, defendant Gary Gait was acting in the course

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and within the scope of his employment as the head coach of the Syracuse University women's varsity lacrosse team.

8. On or about the 8<sup>th</sup> day of October, 2013, plaintiff was participating in a scheduled practice with the Syracuse University varsity women's lacrosse team.

9. While practicing as described above, plaintiff suffered serious personal injury.

10. The personal injury suffered by plaintiff was caused solely by the negligence and reckless conduct of the defendants.

11. As a result of the negligence and reckless conduct of the defendants, plaintiff has suffered general and special damages.

12. One or more of the exemptions set forth in section 1602 of the Civil Practice Law and Rules applies to this action.

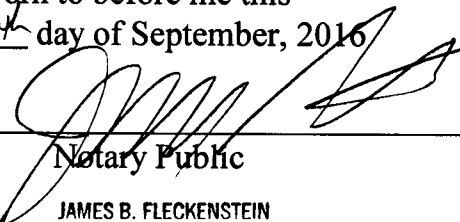
WHEREFORE, it is respectfully requested that the Court grant judgment to the plaintiff for monetary damages in a fair and reasonable amount, together with the costs and disbursements of this action and any other relief deemed by the Court to be just and proper.

VERIFICATION


STATE OF NEW YORK  
COUNTY OF ONONDAGA

Addy V. Tauro, being duly sworn, deposes and says: Deponent is the plaintiff in the within action; deponent has read the foregoing Verified Complaint and knows the contents thereof; the same is true to deponent's own knowledge, except as to the matters therein alleged on information and belief, and as to those matters deponent believes to be true.

Sworn to before me this  
29<sup>th</sup> day of September, 2016



Notary Public

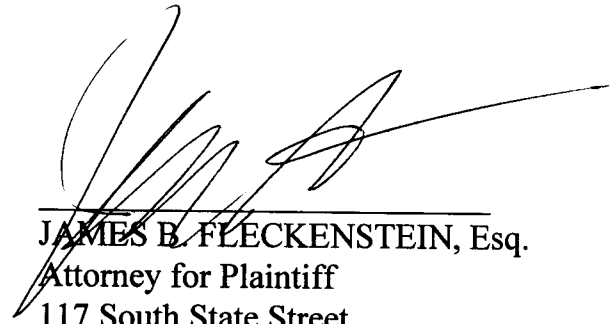


Addy V. Tauro

JAMES B. FLECKENSTEIN  
Notary Public, State of New York  
Qualified in Onondaga Co. No. 02FL4674356  
My Commission Expires Jan. 31, 2017

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Dated: September 29, 2016

A handwritten signature in black ink, appearing to read 'JBF', is written over a horizontal line. The signature is stylized and extends to the right of the line.

**JAMES B. FLECKENSTEIN, Esq.**  
**Attorney for Plaintiff**  
**117 South State Street**  
**Syracuse, New York 13202**  
**(315) 475-3012**