

DOCKET NO: CV12-5036404

LISA F. DZIS : SUPERIOR COURT
V : HARTFORD/NEW BRITAIN
CITY OF HARTFORD : DECEMBER 16, 2014

MOTION FOR DEFAULT

In furtherance of the order of this court of November 6, 2013, in the above-entitled matter, the plaintiff moves that the court find the defendant in default, enter a nonsuit on its special defense, and enter judgment for the plaintiff on all counts in the above-entitled action.

In support of the motion, the plaintiff states:

1. She has had pending since November 6, 2013, requests for disclosure of the documents described in Schedule A, attached hereto.
2. The documents requested were made or should have been made in the ordinary course of the defendant's municipal business.
3. The defendant has made no objection to the plaintiff's requests for disclosure.
4. The defendant made no other response to the plaintiff's requests until December 11, 2014, on the occasion of the trial management conference, when the defendant surrendered some but not all of the requested documents and gave no account for the absence of undisclosed documents, some of which are known to exist.
5. Some of the undisclosed documents are known to contain material admissions that tend to support the plaintiff's claims
6. The undisclosed documents described above are available to the defendant and are willfully withheld

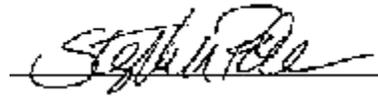
7. The trial of this matter is to the court and is scheduled to begin December 18.
8. The evidence to be adduced at trial, as enhanced by reasonable inferences drawn from the withholding of damning evidence, weighs overwhelmingly in favor of the plaintiff, and the defendant cannot prevail on the merits.

Wherefore the plaintiff moves, absent disclosure of the documents requested, that the defendant be defaulted.

Respectfully submitted,

The Plaintiff

By:



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Her attorney

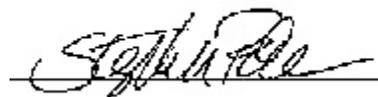
ORDER

The foregoing motion having been duly considered, it is hereby ordered,

Granted/denied By the court:

Judge/Clerk/Asst. Clerk

A true copy of the foregoing was mailed to defense counsel on December 16, 2014



Schedule A

1. Records of the date and substance of each and every complaint received on or after January 1, 2012, about conditions at 541-543 Maple Avenue, Hartford, Connecticut, and any written memorandum, letter or other recording of the substance of such complaint.
2. Any and all photographs taken by City employees on or after January 1, 2012, showing conditions at 541-543 Maple Avenue, Hartford, Connecticut, along with the date and maker of each such photograph and any written memorandum, letter or other recording made to explain or accompany any such photograph.
3. Notes, reports or other recordings of inspections by City employees on or after January 1, 2012, showing date of inspection, name of inspector, and conditions at 541-543 Maple Avenue, Hartford, Connecticut.
4. Notices of violation served on the petitioner citing conditions at 541-543 Maple Avenue, Hartford, Connecticut, on or after January 1, 2012.
5. The full text of a certain preliminary internal review prepared by the City's Chief Operating Officer and Corporation Counsel for the Court of Common Council, to which reference was made in a certain article in the Hartford Courant of August 31, 2012, the text of which article is attached as Exhibit A.
6. The full text of a certain final report of the Chief Operating Officer to the Court of Common Council, to which reference was made in a certain article in the Hartford Courant of September 10, 2012, the text of which article is attached as Exhibit B.
7. The addresses and owners' names of the 37 properties to which reference was made in a certain article in the Hartford Courant of August 6, 2012, along with the names of all private contractors, builders, or employers of other work crews submitting invoices or requests for payment or presently owed for services or supplies provided to abate blight conditions, to include the amount billed or owed, the services rendered, the supplies consumed, and the nature of the conditions abated on each such property
8. Any and all quarterly Chief Operating Officer's reports required by Section 9-96 of Municipal Code, Chapter 9, Buildings and Property, Article V (the anti-blight ordinance), not otherwise covered by this request, along with dates of public hearings held pursuant to Section 9-96.
9. The addresses and owners' names of all properties cited for violations of the anti-blight ordinance and assessed penalties in excess of \$1,000 since January 1, 2012.
10. The addresses and owners' names of all properties for which complaints were received of violations of the anti-blight ordinance since January 1, 2012, and all written records of such complaints.
11. City policies, procedures or guidelines applicable to the enforcement of liens to secure payment of penalties or other assessments pursuant to the anti-blight ordinance.
12. Any and all written or otherwise recorded materials used for the training of citation hearing officers appointed or assigned under the anti-blight ordinance, the dates of training provided, the names of trainers, and the results or findings of any evaluations of the effectiveness of training.
13. Job descriptions and written procedures for the performance evaluation of citation hearing officers.

14. Any and all written or otherwise recorded materials used for the training of anti-blight inspectors, the dates of training provided, the names of trainers, and the results or findings of any evaluations of the effectiveness of training.
15. Job descriptions and written procedures for the performance evaluation of anti-blight inspectors.
16. Written guidelines or instructions defining or explaining the term "community standards," as the term is used in the anti-blight ordinance.
17. Written guidelines or instructions applicable to front-yard gardens or plantings or other yard maintenance standards under the anti-blight ordinance.
18. Written guidelines or instructions governing the recommendation of particular contractors, builders or employers of work crews to property-owners for the abatement of any blight condition.
19. The names and business addresses of each and every contractor, builder or employer of any work crew recommended by any inspector for the abatement of any blight condition.
20. Any and all written or otherwise recorded notes, memoranda, forms, transcripts or other documents prepared, completed or generated by or at the direction of Matthew Forrest in his capacity as attorney hearing officer in connection with hearings appealing citations under Chapter 9, Article V of the Hartford Municipal Code, the "Anti-Blight Ordinance," along with records of any and all payments made to the said Forrest in consideration of services rendered in that capacity