

UNITED STATES DISTRICT COURT  
DISTRICT OF RHODE ISLAND

CHARLES MAUTI,

v.

CA No. 08-54S

JOHN SCUNCIO, ET AL.

**PLAINTIFF'S RULE 26(a) SUPPLEMENTAL INITIAL DISCLOSURES**

Pursuant to Rule 26(a) of the Federal Rules of Civil Procedure, the plaintiff, Charles Mauti, hereby supplements the Initial Disclosures made at and following the meeting of counsel on April 29, 2008.

The following individuals likely possess discoverable information that the Plaintiff may use to support his claims in this matter:

Each of the defendants

Each member of the Hopkinton Police Department employed during the period encompassed by the allegations in the complaint.

Each member of the Town Council of the Town of Hopkinton during the period encompassed by the allegations in the complaint.

Patricia Pezzullo

John Matson

John Matson, Jr.

Jill Matson

John Labrosse

Sherri Miller

Margaret Steele

Sherryl Stedman

Daniel Salerno

Linda Urso

George Comolli

Robert Corrigan

Tyrell Rhodes

Marilyn Sheldon

Benjamin Tickner

Angela Algiere

Chris Keegan

11/21/08

Raymond Lamont  
Lyd and Brian Neugent  
Scott Fiendeisin  
Gregory Pezza  
Lauren Matarese  
David Lachapelle  
Brett Lill  
Charles DiPollino, Sr.  
Charles DiPollino, Jr.  
Todd Sposato  
Gregory Platt  
Elaine Tavarozzi  
William Ferland  
Daniel Davidson  
Maggie Hardiman  
Michelle Buck  
Tom Grady  
Sheila Beckwith  
Cindy Crocker  
Matthew DeMatteo  
Thurman Silk  
Ryan McBride  
Lise Gescheidt  
Nicholas Kondon  
Randall Edgar  
Timothy Tefft  
Scott Sunderland  
James Cherenzia Jr.  
Frank Turrisi  
Jeff Gardner  
Providence Police Detective Robert Fitzpatrick

Plaintiff reserves the right to supplement this list as permitted by the Federal Rules of Civil Procedure.

Plaintiff produced documents in May, 2008. Attached is a CD containing the following documents:

1. November 1, 2005 correspondence from Daniel Salerno to John Gyorgy
2. June 14, 2005 correspondence from John Gyorgy to Craig Montecalvo
3. October 6, 2004 memo from Charles Niles to Charles Mauti
4. Affidavit of Daniel Salerno dated August 28, 2006

5. A.G. APRA Request Response dated September 12, 2007
6. Charles Mauti's civilian complaint dated October 26, 2007
7. November 8, 2007 correspondence from Edward Mello to Charles Mauti re civilian complaint
8. May 23, 2005 correspondence from Lise Gescheidt to Leo Manfred
9. May 23, 2005 correspondence from Lise Gescheidt to Craig Montecalvo
10. Correspondence with U.S. Attorney's Office
  - June 20, 2005 correspondence to Robert Corrente and William Devine
  - Feb. 6, 2006 correspondence from John Gyorgy to Russell Griffiths
  - May 22, 2009 correspondence from John Gyorgy to Russell Griffiths
11. January 9, 2004 memo from Charles Mauti to Eric Strahl
12. March 5, 2005 memo from Charles Mauti to Charles Niles
13. January 31, 2002 memo from Charles Mauti to Jill Matson
14. January 30, 2003 correspondence from Charles Mauti to Linda DiOrio
15. February 26, 2003 correspondence from Charles Mauti to Linda DiOrio
16. Certificate of Occupancy – Hopkinton Police Station
17. ISDS Application police station
18. December 3, 2003 correspondence from Charles Mauti to James Partridge
19. Mauti v. Matarese documents
  - Defendant's Initial Disclosures
  - Mello's Response to Second Request for Production
  - Mello's Response to First Request for Production
  - Mello's Supplemental Response
20. Documents produced by HPD to Westerly Sun
21. Documents produced by Westerly Sun and Keegan
22. Documents produced to Westerly Sun
23. Documents produced by Sweetwater Seafood
24. Deposition of KOR Merrill Moone
25. Sheldon Criminal Complaint – license
26. RISP report re Sheldon
27. Hopkinton APRA Request and Response 10-2005
28. Correspondence between Gyorgy and Dilibero Nov 2006
29. Correspondence from Dilibero to Mauti 2006

30. March 1, 2006 correspondence from Steele to Gyorgy
31. Nov 1, 2005 correspondence from Salerno to Gyorgy
32. Oct 5, 2005 correspondence from Gyorgy to Montecalvo
33. Material re Dilibero reprimand
34. APRA request and response Bradford fire
35. Correspondence re APRA request re zoning files
36. Email from Salerno to Gyorgy
37. Urso memo re Hardiman
38. Feb. 15, 2006 correspondence from Gyorgy to Steele

Additional documents are being compiled and copies will be produced as soon as they are scanned.

The plaintiff intends to seek compensation for the violation of his constitutional and statutory rights, including the emotional distress, anxiety, and public humiliation he suffered as a result of the defendants' actions. He also seeks punitive damages and attorneys fees pursuant to 28 U.S.C. §§ 1983 and 1988, and the Rhode Island Whistleblowers Protection Act and case law. These categories of the damages sought are not readily quantifiable.

Damages resulting from his suspension and subsequent termination by the Town of Hopkinton include back pay, reinstatement, the restoration of benefits and seniority rights, and the present value of the pension benefits to which he would be entitled had his employment continued through the date of vesting. Due to Mr. Mauti's termination he lost the ability to obtain a disability pension which would have paid tax-free benefits amounting to at least \$7,083.00 per year.

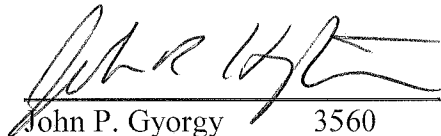
Plaintiff intends to seek compensation for lost employment opportunities, including consulting work, caused by the actions of the defendants. Plaintiff also intends to seek the remedies available under the Rhode Island Whistleblowers' Protection Act, including reinstatement of employment, back wages, full reinstatement of benefits and seniority rights, damages, and attorneys' fees and costs.

Plaintiff seeks recovery of all medical expenses incurred as a result of defendants' actions. Plaintiff produced medical reports and records in May 2008. Plaintiff is in the process of updating those records, and any additional records will be produced as they are received. The plaintiff continues to incur expenses for stress related medications.

Plaintiff reserves the right to supplement this response during discovery as permitted by the Federal Rules of Civil Procedure.

**Charles Mauti**

By his Attorneys,



John P. Gyorgy 3560

John R. Harrington 7173

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[JRHarrington@LawNoel.com](mailto:JRHarrington@LawNoel.com)

**Certification**

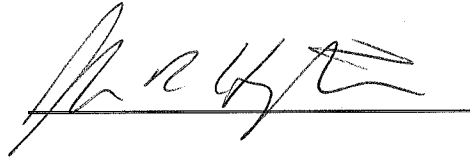
I hereby certify that on November 21, 2008, I served a copy of the within via the First Class Mail to:

William O'Gara  
Pannone Lopes & Devereaux LLC  
317 Iron Horse Way, St 301  
Providence RI 02903

Mark Reynolds  
Reynolds DeMarco & Boland Ltd  
146 Westminster Street  
Providence RI 02903

Melody Alger  
Baluch Gianfrancesco Mathieu &  
Alger  
155 South Main Street  
Providence RI 02903

David E. Maglio  
David E. Maglio and Associates, P.C.  
101 Dyer Street, Second Floor  
Providence RI 02903

A handwritten signature in black ink, appearing to read "D. Maglio", is written over a horizontal line.