

DOCKET NO.: FST CV-225027310 S : SUPERIOR COURT  
ANNE WADE : JUDICIAL DISTRICT OF STAMFORD  
v. : AT STAMFORD  
2024 MAY 20 P 3:19  
NANCY GIANNATTASIO : MAY 20, 2024

AT STAMFORD  
123 HOYT STREET  
STAMFORD, CT 06905  
MEMORANDUM OF DECISION

Plaintiff Anne Wade instituted the present action against defendant Nancy Giannattasio for personal injuries allegedly suffered when she was assaulted by the defendant. The plaintiff claims physical and mental injuries were the result of the physical altercation with defendant.

A courtside trial was held on May 14, 2024.

The Court heard testimony from the plaintiff that on June 15, 2019, at approximately 10:00 p.m., plaintiff was standing in the Parking Lot at the One Zero Hotel near her, then separated, husband Dennis Cyr's (Dennis) motorcycle. Defendant, who was in a relationship with Dennis, rapidly approached plaintiff. Plaintiff put her hand up to fend off the defendant. The defendant lunged at the plaintiff and a physical altercation ensued. The parties ended up on the ground pulling each other's hair. The defendant was on top of the plaintiff when police arrived. The defendant was arrested for Assault in the Third Degree and pled guilty in Criminal Court and received three years of probation.

The plaintiff testified that she suffered injuries as the result of the assault and was transported to Stamford Hospital by ambulance. She testified she had a

concussion, eye, face and scalp injury, and post-traumatic stress disorder (PTSD) from the assault. Additionally, she testified that she was unable to work, drive or fully take care of herself.

The plaintiff submitted exhibits setting forth her treatment history for the assault which forms the basis for her action. The plaintiff treated with neurologist, Dr. Jason Wong who diagnosed her with headaches, dizziness, lack of ability to make tears and fatigue stemming from the assault. The plaintiff also treated with Dr. Fredric Smilen, O.D. for eye injury and blurriness. Dr. Smilen prescribed eyeglasses to the plaintiff to treat her eye condition. The plaintiff treated with Dr. Robert Sterling, M.D for pain management.

The credible evidence showed that in April 2019 plaintiff was involved in a very serious car accident and suffered serious injuries as a result. She was hospitalized and was admitted to the intensive care unit. She had a concussion, head, neck and back injuries and needed to have a metal plate surgically inserted in her face. She suffered from memory loss, she did not work or drive and needed daily assistance taking care of herself. She further testified that in 2014 and prior, she was in a physically and mentally abusive domestic relationship which caused her to suffer from PTSD.

The defendant submitted exhibits setting forth the plaintiff's treatment history prior to the June 15, 2019, assault. Plaintiff's medical and psychiatric history showed that she was receiving extensive treatment for physical and mental conditions prior to the altercation with the defendant. The evidence showed that the plaintiff did not drive, work and take care of herself prior to the assault.

The credible evidence at trial was that the plaintiff suffered from hair pulling and bruising on her head, face and nose and blurriness to her left eye. The incident with the defendant aggravated her PTSD symptoms.

The defendant paid Three Thousand Four Hundred and Seventy-Five dollars (\$3475.00) in restitution for plaintiff's out-of-pocket medical bills as part of the disposition in her criminal case.

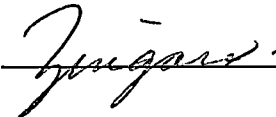
The Court is convinced that the assault was intentional and violent. The Court finds that the plaintiff's facial and eye injuries are causally related to the assault and finds that the following damages are fair, just and reasonable.

Future Medical Costs:

Dr. Smilen \$499.00

Pain and suffering \$3,000.00

Total Damages \$3,499.00



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Zingaro, J.

Decision entered in accordance with the foregoing  
5/20/2024.

Notice sent to all counsel of record 5/20/2024.

Copies sent to both self-represented parties  
5/20/2024.

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Jonathan Buber  
Assistant UCL