

UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT

VERONICA-MAY (neé NICHOLAS)
CLARK,

Plaintiff,

v.

ANGEL QUIROS, DR. GERALD
VALETTA, RICHARD BUSH, and
BARBARA KIMBLE-GOODMAN,

Defendants.

Case No. 3:19-cv-575-VLB

April 14, 2022

DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

Defendants, Dr. Gerald Valletta, Richard Bush, APRN Kimble-Goodman, and Commissioner Quiros, hereby respectfully move for summary judgment for several reasons. First, Plaintiff's deliberate indifference claim fails as a matter of law because she cannot establish the objective prong of her claim. Further, Plaintiff's claim fails against each individual capacity Defendant because she cannot establish the subjective prong of her claim against Dr. Valletta, Mr. Bush, or APRN Kimble-Goodman. Additionally, all individual Defendants are entitled to qualified immunity. With regard to her claim for injunctive relief, Plaintiff cannot establish the merits of her claim as it is abundantly clear that Plaintiff has received treatment and is currently receiving treatment for her gender dysphoria that meets Eighth Amendment standards for prisoner care, and thus, her request for relief should be denied. Finally, this court should not exercise supplemental jurisdiction over Plaintiff's state law claims of intentional infliction of emotional

distress because her claims fall well within the ambit of other tort liability and there is not a single case holding that failure to provide preferred medical treatment can meet the high standard of extreme and outrageous conduct.

Filed herewith is a memorandum of law filed in support of Defendants' Motion.

DEFENDANTS:
Angel Quiros, Et Al.,

WILLIAM TONG
ATTORNEY GENERAL

BY: /s/ Terrence M. O'Neill
Terrence M. O'Neill
Assistant Attorney General
Federal Bar No. ct10835
110 Sherman Street
Hartford, CT 06105
Tel.: (860) 808-5450
Fax: (860) 808-5591
terrence.oneill@ct.gov

BY: /s/ James M. Belforti
James M. Belforti
Assistant Attorney General
110 Sherman Street
Hartford, CT 06105
Federal Bar #ct30449
E-Mail: james.belforti@ct.gov
Tel.: (860) 808-5450
Fax: (860) 808-5591

BY: /s/ Janelle R. Medeiros
Janelle R. Medeiros
Assistant Attorney General
110 Sherman Street
Hartford, CT 06105
Federal Bar #ct30514
E-Mail: janelle.medeiros@ct.gov
Tel.: (860) 808-5450
Fax: (860) 808-5591

CERTIFICATION

I hereby certify that on April 14, 2022, a copy of the foregoing was filed electronically. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Janelle R. Medeiros
Janelle R. Medeiros
Assistant Attorney General