

UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT

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| BRUCE McCONNELL, M.D. | : | |
| | : | |
| VS. | : | CIVIL ACTION NO. |
| | : | |
| JAMES M. PISCIOTTA and | : | |
| STEPHEN ATKINS, M.D. | : | OCTOBER 2, 2007 |

COMPLAINT

1. This is an action to redress the deprivation of rights secured to the plaintiff by the Constitution and laws of the United States and the State of Connecticut.

2. Jurisdiction of this court is invoked under the provisions of Sections 1331, 1343(3) and 1367(a) of Title 28 and Sections 1983 and 1988 of Title 42 of the United States Code.

3. The plaintiff is an adult citizen of the United States who resides in West Haven, Connecticut. He is a physician employed by the Connecticut Department of Mental Health and Addiction Services at the Greater Bridgeport Community Mental Health Center.

4. The defendant James M. Pisciotta is the Chief Executive Officer for the Southwest Connecticut Mental Health System division of the aforesaid

Department of Mental Health and Addiction Services and the defendant Stephen Atkins is the Medical Director of the aforesaid Greater Bridgeport Community Mental Health Center. Both defendants are sued in their individual capacities.

5. During all times mentioned in this Complaint, the defendants were acting under color of law, that is, under color of the constitution, statutes, laws, rules, regulations, customs and usages of the State of Connecticut.

6. At all times mentioned in this Complaint, the defendants acted jointly and in concert with each other. Each defendant had the duty and the opportunity to protect the plaintiff from the unlawful actions of the other defendant but each defendant failed and refused to perform such duty, thereby proximately causing the injuries herein complained of.

7. On September 7, 2007, the defendants suspended the plaintiff from his job, without pay, for a period of five business days because they did not approve of certain abbreviations the plaintiff had used in writing documents.

8. Other employees of the Department of Mental Health and Addiction Services and/or of the Southwest Connecticut Mental Health System and/or of the Greater Bridgeport Community Mental Health Center have not been so punished for such conduct.

9. In the manner aforesaid, the defendants have irrationally and intentionally treated the plaintiff differently from others identically situated to the

plaintiff, in violation of the plaintiff's right to equal protection of the laws guaranteed by the Fourteenth Amendment to the United States Constitution as enforced through Sections 1983 and 1988 of Title 42 of the United States Code.

10. As a result, the plaintiff has suffered economic losses and other injuries.

WHEREFORE, the plaintiff claims judgment against the defendants and each of them, jointly and severally, for compensatory damages, punitive damages, attorney fees and costs.

The plaintiff claims trial by jury.

THE PLAINTIFF

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