

DOCKET NO. LLI-CV21-5014019-S	:	SUPERIOR COURT
	:	
JON A. GOODWIN	:	JUDICIAL DISTRICT
	:	OF LITCHFIELD
V.	:	AT TORRINGTON
	:	
RAYMOND J. MILOT, ET AL.	:	JANUARY 4, 2022

MOTION TO CLOSE COURTROOM

Pursuant to Practice Book Section 11-20, the defendant, Joanne Iurato, Ph.D., MSW, LCSW, respectfully moves to close the courtroom to the public during all proceedings that involve the defendant's Motion to File Documents Under Seal (Entry No. 105.00) and Special Motion to Dismiss (Entry Nos. 106.00 and 107.00).

In support hereof, the defendant respectfully incorporates by reference, the facts and arguments set forth in the defendant's Motion to File Documents Under Seal and Memorandum of Law in Support thereof.

To briefly summarize, the case involves Dr. Iurato's decision, as a mandated reporter, to notify the Department of Children and Families of her concern that a child was at imminent risk of serious harm under circumstances made known to her and which concerned the plaintiff, an unrelated adult male. The plaintiff is now suing Dr. Iurato based upon that report. He is also suing the child, two other children, the children's father, another clinician and an attorney.

The defendant wishes to file under seal, a Special Motion to Dismiss, Memorandum of Law in Support of Special Motion to Dismiss and exhibits, which include an Affidavit and a copy of the DCF report that the defendant prepared. In accordance with Practice Book Sections 7-4B, 7-4C and 11-20A, the Special Motion

to Dismiss and Memorandum of Law were lodged with the Court pending argument and adjudication of the Motion to File Documents Under Seal.

Court proceedings on the Special Motion to Dismiss will involve disclosure of sensitive information, including health information that is protected from disclosure by The Health Insurance Portability and Accountability Act (HIPAA). Court proceedings on the Motion to File Documents Under Deal are likely to involve disclosure of the same and/or related information.

The defendant respectfully submits that closure of the courtroom is necessary to preserve the privacy interests of the children, and to protect the defendant from unauthorized disclosure of protected health information, both of which override the public's interest in attending such proceedings, whether electronically or in person.

Wherefore, the defendant respectfully moves for an order that the courtroom be closed to the public during all proceedings that involve the Special Motion to Dismiss and Motion to File Documents Under Seal.

THE DEFENDANT,

By: /s/ Jonathan A. Kocienda

Jonathan A. Kocienda
Juris No. 414585
Laura E. Waltman
DANAHERLAGNESE, PC
Juris No. 101685
Her Attorneys

CERTIFICATION

I hereby certify that a copy of the foregoing document was or will immediately be mailed or delivered electronically or non-electronically on this the 4th date of January, 2022 to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys and self-represented parties of record who receive or will immediately be receiving electronic delivery.

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/s/ *Jonathan A. Kocienda*

Jonathan A. Kocienda
Commissioner of the Superior Court