

SUPREME COURT OF THE STATE OF NEW YORK

COUNTY OF ORANGE

DANIEL G. CASTRICONE, ESQ.

vs

Summons

Index No.

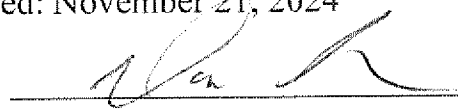
MARY VAUGHT

To the Person(s) Named as Defendant(s) Above:

PLEASE TAKE NOTICE THAT YOU ARE HEREBY SUMMONED to answer the complaint of the plaintiff herein and to serve a copy of your answer on the plaintiff at the address indicated below within 20 days after the service of this Summons (not counting the day of service itself), or within 30 days after service is complete if the Summons is not delivered personally to you within the State of New York.

YOU ARE HEREBY NOTIFIED THAT should you fail to answer, a judgment will be entered against you by default for the relief demanded in the complaint.

Dated: November 21, 2024

By:  _____

Daniel G. Castricone, Esq.
Pro Se
191 Maple Brook Rd
Tuxedo Park, NY 10987
845-351-8777

MARY VAUGHT DEFENDANT
17 RIDGE ROAD
TUXEDO PARK NY 10987

Venue: Plaintiff designates ORANGE County as the place of trial. The basis of this designation is: ORANGE County is Plaintiff's Residence in County.

SUPREME COURT OF THE STATE OF NEW YORK

COUNTY OF ORANGE

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Daniel G. Castricone, Esq.

Plaintiff,

Index No.

- against -

COMPLAINT

MARY VAUGHT

Defendant.

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TO THE SUPREME COURT OF THE STATE OF NEW YORK

The Complaint of the Plaintiff, Daniel Castricone, Esq., a Pro Se Litigant, respectfully shows and alleges as follows:

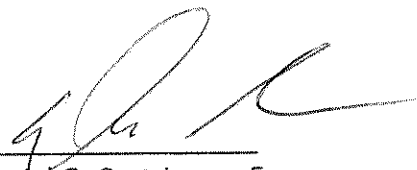
- 1) The Plaintiff, Daniel G. Castricone, Esq. is a resident of the state of New York. Mr. Castricone resides at 191 Maple Brook Road, Tuxedo NY 10987
- 2) The Defendant, Mrs. MARY VAUGHT is a resident of the state of New York. Mrs. Vaught resides at 17 Ridge Road Tuxedo Park NY 10987
- 3) A Facebook post was made by Mary Vaught on November 20, 2024. The published post was widely circulated throughout the town and surrounding area where the plaintiff resides and practices law.
- 4) Mr. Castricone is now and has been since July of 2024 the President of the Tuxedo Union Free School District Board of Education.
- 5) Mr. Castricone is now and has been since 2001 a member of the NY Bar in good standing practicing law from offices at 191 Maple Brook Rd in Tuxedo NY
- 6) In the post by Mary Vaught, she accuses Mr. Castricone of lying to the public about the payroll status of an employee of the district, Mr. Jeffrey White, who was placed by the board on unpaid FMLA leave in accordance with applicable law.
- 7) Based on information and belief, in the past, Mrs. Vaught has published similar defamatory allegations on social media.

- 8) The allegations made by Mary Vaught constitute allegations of Public Corruption, Misuse of Public Funds, Conspiracy, abrogation of oath of office and unethical behavior.
- 9) Defamation of the ethics of an attorney is a slander per se claim category of defamatory statements that are presumed to be damaging to the Plaintiff.
- 10) Mrs. Vaught had no evidence that the statements were true and knew or should have known that the statements were false
- 11) Mrs. Vaught acted negligently in failing to do any investigation into the veracity of her accusations before publishing them.
- 12) Mrs. Vaught acted intentionally in attempting to cause harm to the reputation of the Plaintiff Mr. Castricone.
- 13) Based on information and belief, Mrs. Vaught has conducted a campaign on social media of attacking the character of Mr. Castricone.
- 14) Based on information and belief, Mrs. Vaught has verbally used these false allegations to attack the character of Mr. Castricone.
- 15) The allegations made by Mrs. Vaught are false.
- 16) The Plaintiff, Mr. Castricone has at all times conducted himself and the business of the School Board, within the parameters of the law, ethically and responsibly.
- 17) Mr. Castricone denies all of Mrs. Vaught's allegations.
- 18) The Statements caused damage to the ethical reputation of the Plaintiff who is a practicing attorney and member in good standing of the NY Bar.
- 19) That Defendant, Mrs. Vaught was negligent, wanton, reckless, careless, willful and violated common-sense rules in allowing, causing, and/or permitting the social media posts to be published defaming and slandering the reputation, public perception and reputation among the school community of the Plaintiff and has done serious harm to the reputation, business prospects and employment prospects of the Plaintiff, Mr. Castricone. Through her actions Mrs. Vaught has caused emotional distress, upset and worry to Mr. Castricone and his family.
- 20) By her actions, Mrs. Mary Vaught has committed the torts of Slander, Liable, Defamation of Character and the intentional infliction of emotional distress upon Plaintiff Daniel Castricone.
- 21) A copy of the social media post is attached as appendix "A".
- 22) A link to a recording of the board meeting is attached as appendix "B"

WHEREFORE, Plaintiff prays for a judgement awarding damages as follows:

1. Damages by virtue of Defendant MARY VAUGHT's negligence, slander and defamation
the amount of \$1,000,000.00; and
2. For such other and further relief as the Court may deem just and proper.

Dated: Tuxedo New York
November 21, 2024



Daniel G. Castricone, Esq.
Pro Se Litigant
191 Maple Brook Rd
Tuxedo Park, NY 10987
(845) 351-8777

VERIFICATION

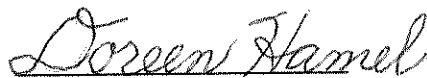
Daniel Castricone, being duly sworn, deposes and says:

I am the plaintiff in the above-entitled action. I have read the foregoing complaint and know the contents thereof. The same are true to my knowledge, except as to matters therein stated to be alleged on information and belief and as to those matters, I believe them to be true.



Daniel G. Castricone, Esq.

Sworn to before me this 21ST day of November 2024



Notary Public

DOREEN HAMEL
NOTARY PUBLIC-STATE OF NEW YORK
No. 01HA6175975
Qualified in Orange County
My Commission Expires October 22, 2027

APPENDIX “B”

Link to official meeting recording referenced:

<https://www.youtube.com/watch?v=CgJcgh6s598>

Pertinent time frame is from 7:25 until 9:54



Meg Vaught

5m * 22

The Board of Education meets tonight at 7pm. The meeting can be viewed live on the District's YouTube channel however virtual attendees are not permitted to make any comment.

As usual, they have scheduled an executive session for the middle of the meeting. These sessions often go on for hours and typically serve as a successful deterrent to public involvement and participation.

Ahead of the meeting I wanted to share the following information:

At the September meeting of the BOE, not long after they put Nancy Teed in place at a rate of \$1k per day....BOE President Dan Castricone publicly stated that the District was NOT paying two Superintendents at once...because Jeff White was on medical leave and as such not collecting a pay check

I FOILED the pay records and...was not surprised to discover that the information provided to the public by Mr. Castricone was blatantly false

See below the record of payment to Mr White
Guys...if we do nothing to hold these folks accountable...
this stuff is going to keep happening

Our money is being misused and we are being lied to about it....

Appendix A

[illegible]