

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER

-----X
MARY DOE (a fictitious name) a/k/a ANONYMOUS
PARENT #6 Individually and on behalf of her son,
JOHN DOE (a fictitious name), an infant, a/k/a
ANONYMOUS STUDENT #6,

Petitioners,

PETITION

-against-

Index No.:

CHAPPAQUA CENTRAL SCHOOL DISTRICT and
CHRISTOPHER SCHRAUFNAGEL,

Respondents.

-----X
FRANCIS X. YOUNG, an attorney duly admitted to practice Law in the Courts of the
State of New York hereby affirms the following under penalties of perjury and pursuant to the
CPLR:

1. I am the attorney for the Petitioners, MARY DOE a/k/a ANONYMOUS
PARENT #6 Individually and on behalf of her son, JOHN DOE, an infant, a/k/a ANONYMOUS
STUDENT #6 in the above captioned matter and I am fully familiar with the facts and
circumstances surrounding this matter, and I submit this Petition for leave to file an Order to
Show Cause seeking leave to file a late Notice of Claim.

2. The infant, JOHN DOE claims to have been the victim of physical, sexual and
emotional assaults and threats committed by CHAPPAQUA CENTRAL SCHOOL DISTRICT,
hereinafter referred to as "CCSD" employee CHRISTOPHER SCHRAUFNAGEL from
September 2014 through June 2015 at Greeley High School in Chappaqua, New York. It is
claimed that "CCSD" permitted through acts and omissions a culture to exist at Greeley High
School which permitted CHRISTOPHER SCHRAUFNAGEL to assault and threaten students
including JOHN DOE.

3. Petitioners retained this office on July 30, 2016 after the 90 day time limit to serve a notice of claim had expired but still within the 1 year and 90 day Statute of Limitations to commence the action.

This office now seeks Court leave to serve a late Notice of Claim, nunc pro tunc. Annexed to this Petition is my Affirmation in Support as well as supporting exhibits.

Wherefore, it is respectfully requested that leave be granted to Petitioners to file a late Notice of Claim, nunc pro tunc, in the form annexed.

Affirmed this 16th day of August 2016.

LAW OFFICES OF
FRANCIS X. YOUNG, PLLC
by:



FRANCIS X. YOUNG
Attorney for Petitioners MARY DOE (a fictitious name) a/k/a ANONYMOUS PARENT #6
Individually and on behalf of her son,
JOHN DOE, an infant a/k/a ANONYOUS STUDENT #6

Office & P. O. Address
11 Martine Avenue, 12th Floor
White Plains, New York 10606
(914) 285-1500

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COUNTY OF WESTCHESTER

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MARY DOE (a fictitious name) a/k/a ANONYMOUS
PARENT #6 Individually and on behalf of her son,
JOHN DOE (a fictitious name), an infant, a/k/a
ANONYMOUS STUDENT #6,

Petitioners,

AFFIRMATION IN SUPPORT

-against-

Index No.:

CHAPPAQUA CENTRAL SCHOOL DISTRICT and
CHRISTOPHER SCHRAUFNAGEL,

Respondents.

-----X
FRANCIS X. YOUNG, an attorney duly admitted to practice Law in the Courts of the
State of New York hereby affirms the following under penalties of perjury and pursuant to the
CPLR:

I am the attorney for the Petitioners, MARY DOE a/k/a ANONYMOUS PARENT #6
Individually and on behalf of her son, JOHN DOE, an infant, a/k/a ANONYMOUS STUDENT
#6 in the above captioned matter and I am fully familiar with the facts and circumstances
surrounding this matter.

This Affirmation is submitted in support of Petitioners application seeking:

1. Authorizing Petitioners to proceed anonymously in the instant special proceeding and subsequent action regarding the acts complained of herein;
2. Granting Petitioners permission pursuant to General Municipal Law Section 50-e and Educational Law 3813. to file a late Notice of Claim, nunc pro tunc;
3. Sealing the entire Court file regarding the instant special proceeding as well as any subsequently generated pleadings or exhibits regarding the acts complained of herein.

I have identified my clients as MARY DOE a/k/a ANONYMOUS PARENT #6 Individually and on behalf of her son, JOHN DOE, an infant, a/k/a ANONYMOUS STUDENT #6. JOHN DOE appears to be the 6th Greeley High School student to have come forward and initiate litigation against the CHAPPAQUA CENTRAL SCHOOL DISTRICT (hereinafter referred to as "CCSD") as well as drama program director and "CCSD" employee, CHRISTOPHER SCHRAUFNAGEL concerning allegations of physical, emotional and sexual abuse suffered due to actions of CHRISTOPHER SCHRAUFNAGEL and the "CCSD".

Attached to this application are the following:

EXHIBITS

1. Affidavit of Mary Doe (victim's mother).
2. Affidavit of Dr. Carolee E. Iltis (treating psychiatrist).
3. Proposed Notice of Claim.
4. Memorandum of Law of Francis X. Young.
5. Chappaqua Central School District (CCSD) letter of June 25, 2015.
6. Westchester Community Opportunity Program, Inc. (WESTCOP) treatment letter of July 27, 2015.
7. Chappaqua Central School District (CCSD) §504 Plan July 30, 2015.
8. Chappaqua Central School District (CCSD) §504 Plan August 13, 2015.
9. Copies of four Gallina Esq Notices of Claim.
10. Copies of Gallina Esq Summons and Complaints.
11. Copies of Sullivan Papain Esquire Notice of Claim proposed for J.L.

CLAIM

My client, JOHN DOE claims to have been the victim of physical, sexual and emotional assaults and threats committed by “CCSD” employee CHRISTOPHER SCHRAUFNAGEL from September 2014 through June 2015 at Greeley High School in Chappaqua, New York.

CHRISTOPHER SCHRAUFNAGEL was arrested regarding some of the students claims. He is represented by Stacey Richman, Esquire with offices at 2027 Williamsbridge Road, Bronx, New York 10461.

I have advised defense counsel, Brian Henderson the actual names of JOHN DOE and MARY DOE.

PRIOR COMPLAINTS AND LAWSUITS

Five students who filed before JOHN DOE have made very similar claims involving CHRISTOPHER SCHRAUFNAGEL. It seems that some of these assaults on other students date as far back as 2011.

Exhibit “9” contains a Complaint on behalf of 3 students who were identified as CV, JG and MR. That Complaint filed on or about May 18, 2016 by the Law Offices of William Gallina. Within the body of that Complaint, it is alleged a Notice of Claim for student CV was served on or about September 25, 2015 (Exh. “9” Para. 5).

Within the same Complaint at Paragraph 6, it is alleged that counsel for the “CCSD” conducted a 50H examination of CV on December 29, 2015 and January 14, 2016.

At Paragraph 39 of Exhibit “9”, it is alleged that a Notice of Claim was timely served on “CCSD” regarding the claims of JG on or about October 20, 2015.

At Paragraph 40 of Exhibit “9”, it is alleged that counsel for the “CCSD” conducted a 50H hearing of JG on or about December 3, 2015.

At Paragraph 75 of Exhibit "9", it is alleged that a timely Notice of Claim concerning the claim of MR was served on "CCSD" October 9, 2015. The Complaint continues at Paragraph 76 indicating that the "CCSD" attorneys conducted a 50H hearing of MR on December 30, 2015.

Mr. Gallina's office also filed a Petition to serve a late Notice of Claim for a student identified anonymous #4 on or about May 27, 2016.

Attached as Exhibit "10" are copies of an application to file a late Notice of Claim for a student identified as JL by his counsel Sullivan Papain...Esq. J.L. seems to be the fifth victim of CHRISTOPHER SCHRAUFNAGEL sexual assaults who initiated legal proceedings against CHRISTOPHER SCHRAUFNAGEL and "CCSD".

The allegations of all six victims are similar. They all allege that while CHRISTOPHER SCHRAUFNAGEL was an employee of "CCSD" he sexually assaulted them and that "CCSD" knew or should have known of CHRISTOPHER SCHRAUFNAGEL's propensities to engage in such conduct.

It is thus clear that the School district had timely notice of the allegations of abuse committed by CHRISTOPHER SCHRAUFNAGEL within a short period of time the abuses were confirmed by "CCSD" in June 2015.

In fact by October 20, 2015 "CCSD" had already received Notices of Claim from three Greeley High School students claiming they were abused by CHRISTOPHER SCHRAUFNAGEL. This is within four months of the approximate date when the abuse of my client, JOHN DOE, ceased.

MOTHER'S AFFIDAVIT

Attached hereto as Exhibit "1" is an Affidavit of my client's mother, who is identified as MARY DOE. The Affidavit is extensive and compelling. MARY DOE relates to being notified

by "CCSD" on June 16, 2015 that as of that time "CCSD" was aware that her son had been abused by CHRISTOPHER SCHRAUFNAGEL.

SCHOOL LETTER ADVISING MOM OF ABUSE

Attached as Exhibit "4" is a letter from "CCSD" to MARY DOE, dated June 25, 2015 advising that her son had been abused by a "CCSD" employee. The June 25, 2015 letter was signed by Lyn McKay, Superintendent. The letter started out as follows:

"Dear Mr. and Mrs. _____:
As you are aware, it was reported to Tinuke Colpa that ---has been a victim of child abuse by an employee of the Chappaqua Central School District. Based upon a finding of reasonable suspicion that child abuse has occurred, I have forwarded a report to the Commissioner of Education and law enforcement authorities, as required by law..."

EARLY TREATMENT

Attached as Exhibit "5" is a treatment letter from Westchester Community Opportunity Program (WESTCOP) indicating that as of July 27, 2015 JOHN DOE had been in treatment and referred to "his recovery from a traumatic event".

SCHOOL DISTRICT EXTENSIVE EVALUATION OF JOHN DOE CLAIMS AND DAMAGES WITHIN SIXTY DAYS OF ADVISING JANE DOE THAT HER SON WAS SEXUALLY ABUSED BY A "CCSD" EMPLOYEE

Attached as Exhibit "6" is a "CCSD" §504 Plan, dated July 30, 2015, a little more than a month after the school advised MARY DOE that her son had been abused at Greeley High School.

The referral to §504 committee, dated July 15, 2015, authored by "CCSD" School Counselor, John Dunphy, stated the following regarding JOHN DOE:

"Traumatic events of past month has caused significant anxiety/stress/loss of focus/inability to concentrate for student".

The referral continued as follows:

“Onset of symptoms due to recent events documented by administration has caused student/parent to ask for accommodations..”

Mr. Dunphy ended his referral with the following language:

“Parent has expressed frustration w/lack of available mental health support to address student’s situation as provided by school...”

Attached as Exhibit “7” is a subsequent “CCSD” §504 Plan dated August 13, 2015.

Therein the following observations were made by “CCSD”:

“The Section 504 committee convened an initial eligibility meeting for this twelfth grade student who is suffering from major anxiety and panic attacks. The student is in an emotionally fragile state and can become nauseated and feel like he can’t breathe when he experiences extreme anxiety. The student is prone to being overwhelmed by stress. The school psychologist who was present at the meeting suggested that when the student is experiencing stress, he needs on-demand support...”

Attached as Exhibit “8” are 4 Notices of Claim, 3 of which were timely served by the William Gallina Law Offices.

ANONYMITY AND SEALING FILE

We request permission to proceed anonymously and that the entire file under this index number and any subsequent index number of my clients be sealed.

Petitioners identity should be protected by our legal system. The public has no interest in learning of the identity of my clients. The only public interest here is to see that CHRISTOPHER SCHRAUFNAGEL is kept away from children in the future and that “CCSD” and other school districts put safeguards and programs in place to prevent sexual abuse of students by teachers. Period!

Already we know that the claims regarding the CHRISTOPHER SCHRAUFNAGEL sexual assaults have been in various newspapers (front page) and throughout the internet. The local Journal News alone has published many articles on these events.

Because of the growing expanse of the internet our Courts must be vigilant and protect these victims from suffering further emotional, psychological and social harm.

The harm that would be suffered by Petitioners if their identity is revealed far outweighs the public's right to know their identities.

As set forth in the Affidavit of MARY DOE (Exhibit "1") "CCSD" attorneys have asked the Court to divulge the full names of the victims/families who already initiated legal action while at the same time alleging that these victims (children) were in some way responsible for their own abuse.

A zealous defense is understood but the defense used by "CCSD" is troubling at best. Such a defense approach adds urgency and legitimacy to our request that our claims proceed as pleaded (JOHN DOE/MARY DOE) and that the file be sealed. Erring on the side of caution is clearly the prudent way to proceed especially since Petitioner is an infant.

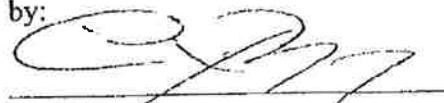
If we are permitted to proceed and a similar defense is invoked against my clients, I will subsequently allege that "CCSD" is intentionally inflicting emotional distress upon my clients.

Wherefore for all the above reasons stated, it is respectfully requested that this application be granted in its entirety and for such other and further relief as to the Court is deemed just, proper and equitable.

Affirmed this 11th day of
August 2016.

LAW OFFICES OF
FRANCIS X. YOUNG, PLLC

by:



FRANCIS X. YOUNG

Attorney for Petitioners MARY DOE (a fictitious
name) a/k/a ANONYMOUS PARENT #6

Individually and on behalf of her son,
JOHN DOE, an infant a/k/a ANONYMOUS
STUDENT #6

Office & P. O. Address

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EXHIBIT "1"

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER

-----X
JOHN DOE, an infant, a/k/a ANONYMOUS STUDENT #6
and MARY DOE, ANONYMOUS PARENT #6,

Petitioners,

AFFIDAVIT

-against-

Index No.:

CHAPPAQUA CENTRAL SCHOOL DISTRICT and
CHRISTOPHER SCHRAUFNAGEL,

Respondents.

-----X
STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

MARY DOE, ANONYMOUS PARENT #6, being duly sworn, deposes and states the following is true:

I am the mother of Petitioner, JOHN DOE, who is my infant son; and I submit this Affidavit in support of our application to file a late Notice of Claim, to proceed anonymously and to seal our Court files.

On June 16, 2015, I was called by Andrew Corsilia, one of the assistant principals at Horace Greeley High School, to come to the school. When I arrived, I was told by Mr. Corsilia that there were allegations of child molestations against the drama teacher, Christopher Schraufnagel. Mr. Corsilia also told me, the school believed my son was a victim of Mr. Schraufnagel's molestations. I had no prior knowledge of this.

Mr. Schraufnagel ran the Chappaqua Central School district/Greeley High School drama program. He was helped by his husband, "Troy", who helped out by serving as the hairdresser and makeup artist for the productions.

Often times practices would go very late, even until midnight.

I was also told by the school social worker Amy Valentin, who was in the meeting, that she believed my son, as a result of his interactions with Mr. Schraufnagel, was suicidal.

I was told that New Castle police were waiting outside and would like to speak to me and my son. I spoke to the police that day and several times afterwards. The devastating words spoken by the assistant principal and social worker changed our life forever. Nothing and no one could prepare any family for the challenges we would face and continue to face.

My son and I chose not to file formal charges against Mr. Schraufnagel as neither one of us wanted to revisit the recent abuses. My son needed time and space away from all things connected to the abuse.

The information imparted to me on June 16, 2015 seemed to clear up some confusion I had endured with regard to my infant son. My son had been a phenomenal student at Horace Greeley High School with excellent grades and maintained excellent relationships with his peers.

For months leading up to the June 16, 2015 revelation, I witnessed my son become despondent, depressed and withdrawn. My son's grades plummeted to the point that in early 2015, I called his guidance counselor to arrange for a meeting to figure out if something was going on in the school that was affecting him. In that same week I also received a call from one of his teacher's, who wanted to find out if something had happened at home that would bring his grades down and questioned why my son had become so withdrawn in the classroom.

My son who was an outgoing, funny kid had become completely withdrawn, and was having trouble eating and sleeping, but I could not figure out why.

In hindsight, I feel very bad as during this time both my husband and myself accused our son of slacking off and giving up on his grades. The atmosphere at home was often tense.

I have now learned what had caused those great changes in my son. They were caused because of physical, sexual, emotional abuse my son endured at the hands of Mr. Schraufnagel.

Subsequently, I requested a meeting with his principal, Robert Rhodes. I asked Mr. Rhodes when the school learned of the allegations, and he told me that they first heard rumors of abuse on June 13th and didn't know the extent until June 16th when they called me.

Principal Rhodes also informed me that in 2011 there were accusations made about Mr. Schraufnagel similarly abusing a student at Greeley High School. I understand that rather than referring those allegations to the police department that the Chappaqua Central School District chose to keep it quiet and do their own investigation. We are not privy to the scope of that investigation or to the findings. However, we do know that no actions were taken against Mr. Schraufnagle between 2011 and 2015.

On June 24th, I met with Assistant Principal Andrew Corsila and Dr. Lyn McKay, Superintendent of Chappaqua Central Schools District. I had heard from multiple parents that the school knew about the molestation accusations on June 12th. I told Dr. McKay that I find it unconscionable that she and the Board of Education members knew about the allegations on June 12th yet they waited until June 16th to inform me of the abuse.

Dr. McKay told me that I should not believe any rumors and everything I read in the papers because that was not the case. According to Dr. McKay, Dr. Rhodes called her on June 13th when she was in the park with her grandchildren and told her about the rumors and nothing was confirmed until the 16th, when they informed me.

Last week, when I read the affidavit of the mother of victim #5, it became clear that Dr. McKay indeed knew about the molestation allegations on June 12th because she called the mother on that date and told her that they have to report student abuse complaints to the state.

While I grappled with the revelations of what had happened to my child, I reached out to the school Principal Robert Rhodes and Superintendent Dr. Lyn McKay to help us get counseling for him. Robert Rhodes' response was, "it's not like we can cut a voucher, you will have to pay for his therapy." Dr. McKay told me that she was working on something and will get back to me in few days. Dr. McKay did not get back to me.

Desperate to find help for my child, I called the president of the Board of Education, Mr. Warren Messner and pleaded with him to help us with therapy and I asked to meet with him. Mr. Messner told me that I should take my concerns to Dr. McKay and refused to meet with me. He further went on and shamed me by accusing me of violating my son's privacy.

Later I learned that while the school district refused to pay for my son's therapy, they hired a public relations firm and paid them \$45,000. I understand the company that was retained was Marathon Strategies and part of the communications from the public relations firm to the Chappaqua School District was as follows,

"School officials should consider implementing a plan for handling the inevitable media scrutiny that will emerge in the coming weeks and months. The school district will likely be evaluated by the media and parents based on its response to the allegations, adding urgency to developing a crisis management plan."

As soon as the story broke, my son became even more withdrawn and he started to have anxiety and panic attacks. He could not eat or sleep and when he would eventually fall asleep, he would wake up crying from the nightmares. In July of 2015, I found a therapist to treat my son and later that month he was diagnosed with PTSD.

In September of 2015, my son returned to Greeley High School as a senior and I urged the school to put some kind of educational plan in place for him, but they did not comply. My son started to miss a lot of school because of the severe anxieties he was having. He was finding

it extremely difficult to return to the place where he was abused. He started to drop courses, including AP courses and started to fail courses. At one point it became a huge concern that he might not be able to graduate and attend college.

My son dropped out of the drama program.

Because of the precipitous drop in grades, the caliber of the college my son was able to be accepted to also dropped.

I constantly informed the school of his daily struggles but they were unsupportive. In Dec. of 2015, I called Assistant Principal Michael Taylor and poured my heart out to him and begged him to help my child succeed in his senior year, I also told him that the constant failing was feeding into his anxieties and trauma. Mr. Taylor told me that there wasn't much the school could do and asked me to start calling the colleges my son had applied to and inform them of the abuse my son suffered. Mr. Taylor stated that maybe the colleges would give my son some special of consideration. The example he gave me was, wouldn't you inform colleges if your son had cancer, so why can't you tell them about the abuse. After talking to Mr. Taylor I was so heart broken and I fully realized that school would not help my son at all.

At that point we had such feelings of helplessness we decided to pull my son out of the school. On Dec 3rd, 2015, I emailed the Principal Robert Rhodes that I was pulling my son out of the school and requested that school provide him with a tutor, who could come to the house. The School would not provide a home tutor and instead made some changes in place so my son could return to school. Even though he returned to the school, he could not make up the work he had missed and his grades barely went up.

My child, who was a happy and funny kid at school turned into a completely unfunctional human being. His senior year at school that should have been filled with happiness,

accomplishments and celebrations turned into a nightmare. My son could not bring himself to go to any senior events planned by the school, including any senior trips and his prom.

Our struggles since June 16, 2015 have been so numerous and deep, that we did not even consider suing the school until now.

After June 16th 2015, our focus solely remained on our child and his wellbeing. The stress, trauma and worries that we suffered as a family are more than I can put in words. After Amy Valentin told me my son was suicidal and I brought him home, I could not sleep or leave the house in the fear that he would hurt himself when I wasn't watching. Slowly I became insomniac and my blood pressure went up, I was prescribed anti-anxiety and sleep aids pills to get some rest. In Feb of 2016, my husband was rushed to the hospital and had an emergency heart procedure. The challenges that we face as a family continue.

I did not file a Notice of Claim prior to this time because the trauma that our family has suffered was beyond the comprehension of any parent and the effects of that were more than we could deal with.

It has recently come to my attention that it is possible to bring legal action against the School District and Mr. Schraufnagel without revealing my son's identity or our family identity. My son's journey from victim to survivor will be long and hard and his future filled with uncertainties.

I entrusted my son to Chappaqua Central School District and expected them to ensure the safety, security and wellbeing of my child and they failed, and the teacher who was supposed to teach and mentor him, abused him.

If we are permitted to proceed anonymously, we wish to do so. If we are denied the opportunity to proceed anonymously, we will forego our right to litigate this. Neither my family nor my son want our names in the public regarding what has happened.

We have also asked that the records be sealed because of a very unsettling development we recently learned about. Apparently the school district lawyers have filed a legal response blaming the Horace Greeley High School students for the physical and emotional assault brought upon them by Mr. Schraufnagel and the Chappaqua Central School District. Additionally the school's attorney is also asking the court to reveal the identities of the victims. When my son learned that other students were being personally attacked by the school district lawyers, he became extremely upset and decided that now is the time to file a lawsuit and defend both his innocence as well as the innocence of fellow students.

We also believe that Mr. Schraufnagel had a problem with alcohol and that this was also known to the school district.

We are asking that our file be sealed. The claim of "Schraufnagel abuses" have become a favorite topic of the local newspaper, "The Journal News". Many articles have been put into the newspapers printed edition as well as on line.

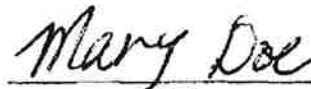
There can be no valid argument that the public has a legitimate interest in learning of our identity.

Even with anonymity status being granted by this Court, we are fearful of our anonymity somehow being compromised if the public and media has access to our file.

I understand that there is a balancing of interests and hope that this Court can understand our fears and concerns and grant our requests.

We have purposely not included in our proposed Notice of Claim some of the more salacious allegations made by others. While those allegations may be true, we are not looking to sensationalize our claims.

My attorney has told me that an affidavit from my son's psychologist dated August 9, 2016, together with school records confirming my son's psychological and emotional damages will be provided to the Court to substantiate my affidavit.



MARY DOE
ANONYMOUS PARENT #6

Sworn to before me this
10 day of August, 2016.



Notary Public

FRANCIS X. YOUNG
Notary Public, State of New York
No. 2YQ5012325
Qualified in Westchester County
Commission Expires 6/15/2019
2019

EXHIBIT "2"

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER

-----X
JOHN DOE, an infant, a/k/a ANONYMOUS STUDENT #6
and MARY DOE, ANONYMOUS PARENT #6,

Petitioners,

AFFIDAVIT

-against-

Index No.:

CHAPPAQUA CENTRAL SCHOOL DISTRICT and
CHRISTOPHER SCHRAUFNAGEL,

Respondents.

-----X
STATE OF NEW YORK)
) ss.:
COUNTY OF WESTCHESTER)

CAROLEE E. ILTIS, being duly sworn, deposes and says:

That I am a licensed psychologist in the State of New York.

An individual that is being identified for the purposes of this proceeding as John Doe, an infant, came under my care beginning in June 2016.

John Doe came under my care as a result of ^{repeatedly} being physically, sexually, emotionally and mentally abused by Christopher Schraufnagel at the Horace Greeley High School in Chappaqua, New York.

I understand that the abuse took place in the Spring semester of 2015. Commencing in January and ending in June of that year.

It is my understanding as early as June 2015 that his pediatrician had already diagnosed John Doe as having been abused by Mr. Schraufnagel and having suffered post-traumatic stress disorder.

John Doe continues to suffer post-traumatic stress disorder as a result of the aforesaid abuse. The emotional and psychological harm suffered by John Doe has been very significant.

I am submitting this affidavit in support of John Doe's mother's application to file a late Notice of Claim.

I can state that John Doe, was not in a mental state to entertain filing any type of legal action prior to now. Both John Doe and his mom remain very committed to keeping their identity out of the public realm.



CAROLEE E. ILTIS

Sworn to before me this
9 day of August, 2016.



Notary Public

FRANCIS X. YOUNG
Notary Public, State of New York
No. 2YO5012325
Qualified in Westchester County
Commission Expires 6/15/2019

2019

EXHIBIT "3"

In the matter of the claim of

NOTICE OF CLAIM

Proposed

MARY DOE (a fictitious name) a/k/a ANONYMOUS
PARENT #6 Individually and on behalf of her son,
JOHN DOE (a fictitious name), an infant, a/k/a
ANONYMOUS STUDENT #6

Claimants,

-against-

CHAPPAQUA CENTRAL SCHOOL DISTRICT and
CHRISTOPHER SCHRAUFNAGEL,

Respondents.

To: CHAPPAQUA CENTRAL SCHOOL DISTRICT
66 Roaring Brook Road
Chappaqua, New York 10514

CHRISTOPHER SCHRAUFNAGEL
c/o Chappaqua Central School District
66 Roaring Brook Road
Chappaqua, New York 10514

Please take notice that the undersigned Claimant hereby make claim and demand against you as follows:

1. The name and post office address of each claimant and the Claimant's attorney is:

Claimant

Attorney

MARY DOE a/k/a ANONYMOUS
PARENT #6 Individually and on
behalf of her son, JOHN DOE, an
infant, a/k/a ANONYMOUS STUDENT #6

Law Offices of Francis X. Young, PLLC
11 Martine Avenue, 12th Floor
White Plains, New York 10606

2. The nature of the claim: To recover for severe personal, mental and emotional injuries, anguish, shame, humiliation, psychological trauma, past pain and suffering, medical expenses, future pain and suffering, future medical expenses and loss of enjoyment of life sustained by the infant Claimant, JOHN DOE, as a result of the negligence, carelessness, wantonness, and recklessness of Respondent, CHRISTOPHER SCHRAUFNAGEL and that of Respondent, CHAPPAQUA CENTRAL SCHOOL DISTRICT (hereinafter referred to as "CCSD"), its agents,

servants and employees, in the hiring, retention and supervision of Respondent, CHRISTOPHER SCHRAUFNAGEL, its employee, who upon information and belief emotionally, mentally and sexually abused and threatened the infant Claimant, JOHN DOE; in violating all applicable Rules and Regulations and Laws by failing to report prior incidents of abusive behavior regarding CHRISTOPHER SCHRAUFNAGEL; in failing to investigate the prior claim(s) of improper, illegal and immoral behavior of CHRISTOPHER SCHRAUFNAGEL; in failing to refer prior complaint(s) of untoward incidents and behavior that came to their attention; in failing to stop and/or take other reasonable action in response to reports of improper and untoward behavior of its employee, Respondent, CHRISTOPHER SCHRAUFNAGEL; in failing to timely report the improper conduct to the New York State Central register for Child Abuse.

"CCSD" failed to take all necessary and reasonable steps to prevent sexual abuse of students by teachers or employees of "CCSD". The omissions of "CCSD" created and fostered an unhealthy atmosphere and culture where deviant adults could abuse students.

3. The time when, the place where and the manner in which the claim arose: Upon information and belief the occurrences took place from the School year commencing in September 2014 and continuing through June 2015.

4. The place claim arose: Upon information and belief, the acts complained of occurred at Horace Greeley High School located at 70 Roaring Brook Road, Chappaqua, New York 10154.

5. The manner in which the claim arose: Upon information and belief, while the infant Claimant, JOHN DOE, was enrolled at Horace Greeley High School from September 2014-June 2015 and the drama program, operated Respondent, CHRISTOPHER SCHRAUFNAGEL. Respondent, CHRISTOPHER SCHRAUFNAGEL utilized his position(s) to gain the trust of the infant Claimant, JOHN DOE, and other students and then abused their trust by inflicting upon them, including infant Claimant, JOHN DOE, abusive, immoral, illegal and improper acts, such conduct was permitted and caused by the negligence, carelessness, wantonness and recklessness of Respondent, CHAPPAQUA CENTRAL SCHOOL DISTRICT, its agents, servants and employees, in the negligent hiring, retention and supervision of its employee, CHRISTOPHER SCHRAUFNAGEL who upon information and belief solicited and mentally and sexually abused the infant Claimant, JOHN DOE, exposed him to harassment, illegal and improper acts, multiple sexual encounters, inappropriate touching, inappropriate advances and threats. Respondent, CHAPPAQUA CENTRAL SCHOOL DISTRICT failed to stop the aforesaid behavior, violated its own Departmental, City and State Rules and Regulations by failing to report the prior incidents of improper behavior, solicitation and abuse of the students, including infant Claimant, JOHN DOE; in failing to investigate the prior incidents or improper behavior by its agent, servant and employee, CHRISTOPHER SCHRAUFNAGEL; in failing to refer the prior incidents and complaints that came to their attention; in failing to report the illegal, immoral and improper conduct of Respondent, CHRISTOPHER SCHRAUFNAGEL and in failing to take appropriate steps required to protect and supervise its students, including infant Claimant JOHN DOE placed under their charge and care.

