

UNITED STATES DISTRICT COURT  
DISTRICT OF CONNECTICUT

RUSSELL L. PERILLO,	:	
Plaintiff,	:	
	:	<b>PRISONER</b>
v.	:	<b>CASE NO. 3:10-cv-263 (VLB)</b>
	:	<b>June 17, 2011</b>
BRIAN K. MURPHY, et al.,	:	
Defendants.	:	

**RULING ON PLAINTIFF’S MOTION FOR SUMMARY JUDGMENT**

The plaintiff moves for summary judgment on his claims that the defendants issued him a disciplinary report for escape at a time when he was not in the custody of the Department of Correction. For the reasons that follow, the plaintiff’s motion is denied.

Rule 56(a), D. Conn. L. Civ. R., requires that a motion for summary judgment be accompanied by “a document entitled ‘Local Rule 56(a)1 Statement,’ which sets forth in separately numbered paragraphs meeting the requirements of Local Rule 56(a)3 a concise statement of each material fact as to which the moving party contends there is no genuine issue to be tried.” Rule 56(a)3 requires that each statement in the Rule 56(a)1 Statement “must be followed by a specific citation to (1) the affidavit of a witness competent to testify as to the facts at trial and/or (2) evidence that would be admissible at trial. The affidavits, deposition testimony, responses to discovery requests, or other documents

