Tross v. Ritz-Carlton Hotel Company LLC, et al Doc. 83

UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT

JONATHAN TROSS, Plaintiff,	:	CIVIL CASE NO. 3:11-cv-1326 (JCH)
v.	:	
RITZ CARLTON HOTEL COMPANY, LLC, ET AL., Defendants.	:	FEBRUARY 13, 2013

RULING RE: DEFENDANTS' MOTION TO COMPEL (DOC. NO. 75)

Defendants' Motion to Compel (Doc. No. 75), which seeks to compel the records of plaintiff's wife's counselor, Dawn Recinos, is **DENIED**. The plaintiff's wife seeks damages for loss of consortium and does not assert a claim for mental or emotional distress. At most, "garden variety damages" would be recoverable. See Sims v. Blot (In re Sims), 534 F.3d 117, 141 (2d Cir. 2008); Safeco Ins. Co. v. Vecsey, 259 F.R.D. 23, 30 (D. Conn. 2009).

SO ORDERED.

Dated at New Haven, Connecticut this 13th day of February, 2013.

/s/ Janet C. Hall
Janet C. Hall
United States District Judge

Dockets.Justia.com