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SUMMONS WITH NOTICE
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Elma Geraldine Nolan and Marcello de Peralta,
as Temporary Administrators of the Estate of
MARTHA NOLAN O'SLATARRA, Deceased,

Plaintiff,

-against-

Christopher Durnan,

Defendant.

YOU ARE HEREBY SUMMONED to appear in this action by serving a notice of appearance upon Plaintiff's undersigned attorney(s) within twenty (20) days after the service of this summons, exclusive of the day of service, or within thirty (30) days after service is complete if this summons is not personally delivered to you within the State of New York.

NOTICE

FIRST, to recover damages for the WRONGFUL DEATH of Martha Nolan O’Slatarra, deceased, pursuant to EPTL § 5-4.1, brought by the Temporary Administrators of her Estate on behalf of the Decedent’s distributees; and

SECOND, to recover damages for the personal injuries and conscious pain and suffering sustained by Martha Nolan O’Slatarra prior to her death, pursuant to EPTL § 11-3.2, brought on behalf of her Estate.

Both causes of action arise from the wrongful conduct of the Defendant, Christopher Durnan, on or about August 4 and 5, 2025, aboard a vessel at the Star Island Yacht Club, located at 32 Star Island Road, Montauk, New York, including: (a) ASSAULT, in that the Defendant intentionally and wrongfully assaulted the Decedent; and (b) GROSS NEGLIGENCE and RECKLESS AND WANTON CONDUCT by the Defendant toward the Decedent; each of which acts described in (a) and (b) above, individually and/or in combination, caused the Decedent's injury and death.

The relief sought is money damages, including: (a) damages for the pecuniary injuries sustained by the Decedent's distributees as a result of her wrongful death; (b) damages for the Decedent's conscious pain and suffering and personal injuries sustained prior to her death; and (c) punitive damages; together with interest, attorneys' fees, costs, and disbursements of this action. The amount of damages exceeds the jurisdictional limits of all lower courts which would otherwise have jurisdiction.

Should Defendant fail to appear herein, judgment will be entered by default in a sum of \$50,000,000, together with interest, plus attorney's fees, costs, and disbursements of this action, or an amount to be later determined at inquest.

Plaintiff designates New York County as the place of trial. The basis of venue is that the Temporary Administrators of the Estate were appointed in New York County, pursuant to an Order issued by the New York County Surrogates Court on July 30, 2026 (N.Y. County Surr. Ct. File No. 2026-2918), and, in accordance with CPLR § 503(b), are deemed residents of New York County.

Dated: August 4, 2026
New York, New York

BRITHEM LLP
Attorneys for Plaintiff

By: _____



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