

Florida



LUKS, SANTANIELLO
— PETRILLO & COHEN —
OUR VERDICTS TELL THE STORY

Dismissal with Prejudice for Fraud on the Court



**Susan
Mazuchowski**

Tampa Attorney, Susan Mazuchowski, Esq. obtained a dismissal with prejudice when the Plaintiff committed fraud on the Court and perjured himself. Plaintiff claimed he tripped and fell at the store owned by Defendant, and claimed he sustained personal injuries, including shoulder injuries requiring surgery. In his deposition, Plaintiff denied prior shoulder complaints or issues, but during discovery, medical records revealed multiple prior shoulder complaints including an issue 1 week prior to the incident in Defendant's store. The Defense filed a Motion to Dismiss for Fraud on the Court, and the Court found, by clear and convincing evidence, that Plaintiff perjured himself and committed Fraud on the Court. Luks Santaniello successfully obtained an order dismissing Plaintiff's case and a judgment in favor of the Defendant.