

**STATE OF NEW YORK  
SUPREME COURT : COUNTY OF ERIE**

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CF 7 DOE,

Plaintiff,

**AFFIDAVIT OF PLAINTIFF**

v.

Index No.:

MARSHALL KRZOS,

Defendant.

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STATE OF NEW YORK     )  
COUNTY OF ERIE        ) ss:

**[REDACTED]** being duly sworn, deposes and states:

1. I am the Plaintiff herein and, am fully familiar with the facts and circumstances as well as the pleadings and proceedings in this matter.

2. I submit this Affidavit in further support of my application for an Order directing Plaintiff to proceed under and be referred to in all papers by the pseudonym "CF 7 DOE".

3. I was sexually abused as a resident of Western New York Children's Psychiatric Center from August to December 1983 by Marshall Krzos, and seek damages for physical and emotional injuries.

4. I do not desire to publicly disclose my identity as a victim of child sexual abuse because this matter is highly sensitive, and I have already experienced significant pain, shock, shame, and embarrassment due to the mental impact of the abuse, and I fear retaliation by others for my disclosure.

5. On a near daily basis, Marshall Krzos would sit me on his lap, put his hands down my pants and fondle and grope my genitals. He would have me put my hands down his pants as well.

6. I did not tell my parents or any other adult.

7. In December 1983 I was transferred to another facility and was saved from further abuse by Marshall Krzos.

7. Due to Marshall Krzos's actions, my trust in adults was ruined and I felt bitter and betrayed.

8. The first time I ever spoke to anyone about this since it occurred is when I told my attorney Dan Chiacchia. It was very difficult for me to come forward, but it has been eating at me for years.

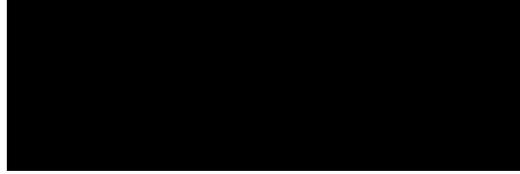
9. I made a decent life for myself in spite of the abuse I endured as a young boy. I was able to finish high school and join the Army. I attended college and learned a trade which has provided me a living. I do have a problem with alcohol and have had multiple DWIs in my life, which I partially attribute to the suppressing of this abuse. I don't think I am mentally strong enough to face any ridicule or harassment, even if not malicious in nature. I began a new high paying job about one year ago, and I am concerned how my co-workers may view me if they knew about the abuse. I am also concerned my supervisors may judge me somehow and deny me promotions.

10. This is a private and sensitive matter that I wish to keep that way.

11. I have thoroughly reviewed my attorney's affirmation in support of the relief requested and find same to be true and accurate. I hereby join on my attorney's requests for relief.

12. No previous application has been made for the relief requested herein.

**WHEREFORE**, for the foregoing reasons, it is respectfully requested that Plaintiff's Order to Show Case be granted in its entirety, together with such other and further relief as the Court deems just and proper.



Sworn to before me this  
26th day of February, 2020

  
Notary Public  
DANIEL J. CHIACCHIA  
Notary Public, State of New York  
Qualified in Erie County  
Commission Expires June 1, 20 22