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RETURN DATE: AUGUST 31, 2010

UNIVERSITY OF CONNECTICUT
HEALTH CENTER,
Plaintiff

v.

ERIC SILVERSTEIN,
Defendant

SUPERIOR COURT

JUDICIAL DISTRICT OF
HARTFORD

August 11, 2010

COMPLAINT

1. Richard Blumenthal, Attorney General of the State of Connecticut, brings this action in the Superior Court at the request and upon the information and complaint of the plaintiff, University of Connecticut Health Center, a constituent unit of the University of Connecticut ("Health Center").

2. The Health Center provides clinical care and health services, and it is located at 263 Farmington Avenue, Farmington, Connecticut.

3. Eric Silverstein, the defendant, is a physician who is licensed to practice medicine and surgery in Connecticut.

4. Defendant lives in the State of Connecticut.

5. On March 20, 2006, Dr. Silverstein signed an employment contract (the "Agreement") with the Health Center, and his responsibilities primarily involved clinical care of patients as a member of UConn Medical Group, the faculty practice of the School of Medicine within the Health Center.

6. The term of the Agreement was from August 11, 2006 until December 31, 2009.

7. The Agreement contained a Covenant Not to Compete provision that prohibited Dr. Silverstein from establishing an office and/or hospital practice within a ten (10) mile radius of his Health Center practice location for a period of twelve months after leaving employment at the Health Center.

8. Under the terms of the Agreement, the damages for a violation of the Covenant Not to Compete were set at a sum equal to Dr. Silverstein's W2 compensation paid by the Health Center for the twelve calendar months prior to the date of termination.

9. Dr. Silverstein's last day of employment was on December 31, 2009.

10. Dr. Silverstein's wages for the twelve months prior to December 31, 2009 were \$375,000.00.

11. In January of 2010, Dr. Silverstein violated the Covenant Not To Compete provision in the Agreement by beginning employment at St. Francis Hospital and Medical Center.

12. St. Francis Hospital and Medical Center, located at 114 Woodland Street, Hartford, Connecticut, is less than ten miles from the Health Center.

13. Defendant violated the Covenant Not to Compete provision of the Agreement in January of 2010, and he continues to violate the Covenant Not to Compete provision of the Agreement.

WHEREFORE, the plaintiff prays for:

1. damages in the amount of \$375,000.00;
2. costs and expenses incurred by the plaintiff including court fees and attorney fees; and/or,
3. such other and further relief in equity as is deemed appropriate by the Court.

PLAINTIFF

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