

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK**

JEANNE BELLINO,

Plaintiff,

v.

STEVEN VICTOR TALLARICO a/k/a
STEVEN TYLER, an individual; and DOES 1 -
DOE 50, whose identities are unknown to
Plaintiff,

Defendants.

Index No. _____

SUMMONS

Date Index No. Purchased:
November 2, 2023

Plaintiff designates New York County
as the place of trial.

TO THE ABOVE NAMED DEFENDANTS:

PLEASE TAKE NOTICE THAT YOU ARE HEREBY SUMMONED to answer the Complaint, a copy of which is hereby served upon you, and to serve a copy of your Answer to the Complaint upon the undersigned attorneys listed below within twenty (20) days after the service of this Summons, exclusive of the day of service (or within thirty (30) days after the service is complete if this Summons is not personally delivered to you within the State of New York); and in the case of your failure to appear or answer, judgment by default will be taken against you for the relief demanded herein.

The basis of venue is the location where a substantial part of the events giving rise to the claim occurred.

Dated: November 2, 2023.
New York, New York



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**COMPLAINT
AND DEMAND FOR JURY TRIAL**

Plaintiff, by and through Plaintiff's attorneys, states and alleges as follows:

PARTIES

1. Plaintiff was sexually assaulted by Steven "Tyler" Tallarico (hereinafter "Defendant" or "Tyler") in approximately 1975 when she was approximately 17 years old.

2. This action is brought pursuant to the New York City Gender Motivated Violence Protection Law, New York City Administrative Code, Chapter 11 §§ 10-1101 – 10-1107. The conduct at issue constituted (a) crime of violence motivated by gender as defined by § 10-1103 and Defendant's enabling thereof and participation therein, and resulted in physical, psychological, and emotional injuries to the Plaintiff. As a civil cause of action was previously time-barred prior to March 1, 2023, § 10-1105, revives the claims set forth below.

3. At all times material, Plaintiff was a resident of New York.

4. At all times material, Defendant Tyler was a resident of California.

JURISDICTION AND VENUE

5. This Court has jurisdiction pursuant to CPLR § 302 as Defendant committed a tortious act within the state of New York.

6. Venue is proper pursuant to CPLR § 503 in that New York County is where a substantial part of the events giving rise to the claim occurred.

FACTUAL ALLEGATIONS

7. At all times material, Tyler was an adult and prominent musician.

8. Tyler is best known as the lead singer of Aerosmith, a world-famous Rock band who rose to fame in the 1970s.

9. By 1975, Tyler had acquired wealth, stature, and power as a result of his career and status as a rock star.

10. Tyler used his power, influence, and authority, as a well-known musician to sexually assault Plaintiff.

11. In approximately the summer of 1975, Plaintiff was a teenager who was signed by a children's modeling agency for fashion shows on weekends. Plaintiff travelled alone from her home in Queens to downtown Manhattan along with other teen models in the area.

12. In approximately 1975, Plaintiff was a teen model doing fashion shows in Manhattan, she would share ride costs from Queens, New York where she lived with her family. Plaintiff did a fashion show and made arrangements with a friend to share costs and planned to travel back to Queens, New York together.

13. Plaintiff learned that arrangements had been made after the fashion show to meet Aerosmith. Plaintiff's friend made arrangements for Plaintiff and herself to meet Aerosmith and go to the Warwick Hotel to meet Aerosmith, where it was believed Defendant was staying. Plaintiff

understood that there was going to be a party.

14. Plaintiff and her friend met Tyler and his entourage and together they walked down 6th Avenue in Manhattan with around a half a dozen people who appeared to be bandmates and other people affiliated with Aerosmith band. As they walked, Plaintiff commented about a song lyric to Tyler. Tyler became visibly irritated by Plaintiff's question, then suddenly Tyler grabbed Plaintiff by the hand and forced her into a phone booth.

15. While holding her captive, Tyler stuck his tongue down her throat, and put his hands upon her body, her breasts, her buttocks, and her genitals, moving and removing clothing and pinning her against the wall of the phone booth. As Tyler was mauling and groping Plaintiff, he was humping her pretending to have sex with Plaintiff. Others stood by outside the phone booth laughing and as passersby watched and witnessed, nobody in the entourage intervened.

16. Tyler forcefully inserted his tongue into Plaintiff's mouth, without her consent.

17. Tyler's penis was erect and it was evident to her as he rubbed it against her that he was not wearing underwear and wearing thin pants.

18. Plaintiff fought back and struggled to be free but Tyler restrained her. Plaintiff was a 17-year-old weighing 115 pounds and he was an adult much stronger than Plaintiff.

19. While he was committing the assault, Plaintiff dropped her portfolio, got her right arm free so she could grab the back of his head in an effort to free herself. Plaintiff pulled Tyler's long hair and raised her knee. Tyler suddenly stopped and exited the booth. Plaintiff put her clothes back together, picked up her portfolio and ran out of the phone booth in shock and fear.

20. None of Tyler's colleagues, bandmates, members, or Plaintiff's friend intervened or made any effort to stop the assault being committed in their presence by Steven Tyler. Rather, Tyler's bandmates and members of the entourage watched, laughed and did nothing to intercede.

Plaintiff was humiliated and in shock. This was her first sexual experience.

21. Because Plaintiff was relying upon her friend for transportation, she continued, dazed, confused, and shocked, with the entourage to the Warwick Hotel. Plaintiff felt helpless and panicked and wanted to get out of there but didn't have a means or manner of transportation or the money to go home.

22. At the hotel, they entered through a bar entrance and there, Steven Tyler again pinned Plaintiff against the wall, put his tongue down her throat and started humping Plaintiff, simulating sex. Tyler assaulted Plaintiff again as others stood by and watched. A doorman whose name Plaintiff did not know was in the vicinity and was able to see.

23. Plaintiff again resisted and pulled his hair, getting her right arm free and he whispered in her ear "I'm going in my room to do something quick."

24. Tyler abruptly left saying he was going to his room and that he would call for Plaintiff to come to his room.

25. After Tyler left, Plaintiff sat in the hotel lobby sobbing and afraid, attempting to compose herself. A call came into the hotel lobby and one of Steven Tyler's colleagues answered it and then came over to Plaintiff as she was slumped and shaking in the chair and said to her, "Okay, you can go up to his room."

26. Plaintiff couldn't talk and was paralyzed. She shook her head in defiance and looked for a way to escape or get assistance. After Tyler's colleague offered to take her to the room and Plaintiff resisted, Plaintiff bolted towards the door where the doorman assisted Plaintiff's escape. The doorman flung Plaintiff into a cab outside the hotel. He yelled to the driver, "go."

27. Once in the cab, Plaintiff realized she didn't have enough money for the cab to get

home to Queens and began crying hysterically. The cab driver sympathetically allowed her to give him the money that she had, which was not the full fare.

28. On her return home and still in shock, Plaintiff immediately shared the horror she suffered with her sister, still crying uncontrollably.

29. Tyler committed at least one misdemeanor or felony under New York State Law.

30. Tyler committed a crime by forcibly touching the then-minor Plaintiff, a Class A misdemeanor under New York State Law, in violation of NY Penal §130.52.

31. The crimes perpetrated by Tyler against Plaintiff were based on Plaintiff's gender and due, at least in part, to Tyler's animus towards Plaintiff's gender.

32. Tyler committed a crime of violence motivated by gender against Plaintiff.

33. Tyler has been accused of sexually assaulting at least one minor in 1973.

34. As a direct result of Tyler's conduct described herein, Plaintiff has suffered and will continue to suffer, great pain of mind and body, severe and permanent emotional distress, physical manifestations of emotional distress, embarrassment, humiliation, physical, personal & psychological injuries. Plaintiff was prevented and will continue to be prevented from performing normal daily activities and obtaining the full enjoyment of life; and/or has incurred and will continue to incur expenses for psychological treatment, therapy, and counselling, and, on information and belief has and/or will incur loss of income and/or loss of earning capacity.

35. As a result of the sexual assault, Plaintiff was hospitalized and medicated.

36. Plaintiff has continued to require medication to cope with the sexual assault and has suffered long term physical injury associated with the trauma.

COUNT I - GENDER MOTIVATED VIOLENCE
CAUSE OF ACTION PURSUANT TO §10-1104

37. Plaintiff incorporates all consistent paragraphs of this Complaint as if fully set forth

under this count.

38. Plaintiff is a member of the class of persons that Administrative Code §10-1104 is intended to protect.

39. Plaintiff is a survivor of a crime of violence motivated by her gender perpetrated against her by Tyler as alleged herein.

40. In approximately 1975, when Plaintiff was approximately 17 years old, Tyler engaged in unpermitted, harmful, and offensive bodily sexual contact upon the person of Plaintiff.

41. Plaintiff did not consent to the harmful bodily contact.

42. Plaintiff was injured as a result of Tyler's conduct in enabling and participating in the commission of a crime of violence motivated by gender as defined by Chapter 11 §10-1103 and, therefore, may bring this cause of action against Tyler.

43. As a direct and proximate result of the foregoing, Plaintiff sustained physical, emotional, and psychological injuries, along with pain and suffering.

PRAYER FOR RELIEF

WHEREFORE, based on the foregoing causes of action, Plaintiff prays for judgment against Defendant in an amount that will fully and fairly compensate Plaintiff for Plaintiff's injuries and damages and for any other relief the Court deems appropriate. The amount of damages sought in this Complaint exceeds the jurisdictional limits of all lower courts which would otherwise have jurisdiction.

JURY DEMAND

Plaintiff demands a trial by jury of all issues so triable.

Dated: November 2, 2023.
New York, New York



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