

SUPREME COURT OF VIRGINIA



SUPREME COURT BUILDING
100 NORTH NINTH STREET
RICHMOND, VIRGINIA 23219
(804) 786-2259

Granted Appeal Summary

Case

JOSEPH MICHAEL CASTIGLIA v. COMMONWEALTH OF VIRGINIA
(Record Number 250140)

From

The Court of Appeals of Virginia.

Counsel

James O. Broccoletti (Zoby & Broccoletti, P.C.) for appellant.

David A. Stock (Office of the Attorney General) for appellee.

Assignment of Error

1. The trial court erred in denying Mr. Castiglia's motion to strike and motion to set aside the verdict because the evidence was insufficient as a matter of law to support a conviction against Mr. Castiglia. Specifically, there was no evidence that Mr. Castiglia fell asleep or engaged in any other behavior that rises to level of negligence so gross, wanton, and culpable as to show a reckless disregard of human life.