

**IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT
IN AND FOR _____ COUNTY, FLORIDA
CIVIL DIVISION**

Plaintiff,

v.

Case Number:

_____, and

Defendants.

_____ /

COMPLAINT AND DEMAND FOR JURY TRIAL

COMES NOW Plaintiff, _____ (“PLAINTIFF”), by and through the undersigned attorney and hereby files this Complaint for damages against Defendants, _____, and _____, (collectively “DEFENDANTS”, individually “DEFENDANT”) and in support thereof states as follows:

PARTIES JURISDICTION VENUE

1. This is an action for damages which exceeds FIFTEEN THOUSAND DOLLARS (\$15,000.00).

2. At all times material to this action, Plaintiff, _____, was a resident of _____ County, Florida.

3. At all times material to this action, Defendant, _____, was a resident of _____ County, Florida.

4. At all times material to this action, Defendant, _____, was a resident of _____ County, Florida.

FACTUAL ALLEGATIONS

5. On or about October 08, 2010 at approximately 8:44 p.m., Plaintiff, _____ was at a stop eastbound on Carlton Street in Pinellas County, Florida at or near the intersection of Martin Luther King Blvd., in a 1991 Mercury, which he owned and maintained.

6. At that same time, Defendant _____ was attempting to make a westbound turn onto Carlton Street, from northbound Martin Luther King Blvd., in a 2003 Dodge, license number Y7LIB, which on information and belief, was owned and maintained by Defendant, _____. Defendant _____ carelessly and negligently operated her vehicle by, *inter alia*, traveling at an unsafe speed, and/or failing to maintain a single lane of travel and/or violating the PLAINTIFF's right of way by entering a lane already occupied by them, and subsequently causing a collision between the left side of her vehicle, with the left side of his vehicle.

7. Defendant _____ is liable for the harm complained of herein via the dangerous instrumentality doctrine, because the 2003 Dodge operated by Defendant KEISHA L. JAMES is a motor vehicle, which was owned by Defendant, and used by _____ with his permission.

8. That as a direct result of the negligence of Defendant, _____, Plaintiff, _____ suffered permanent bodily injuries within a reasonable degree of medical probability and resulting pain and suffering, disability, disfigurement, mental anguish, inconvenience, loss of capacity for the enjoyment of life, expense of hospitalization, medical and nursing care and treatment, loss of earnings, loss of ability to earn money and/or aggravation of a previously existing condition. These losses are either permanent or continuing and Plaintiff will suffer these losses in the future.

WHEREFORE, PLAINTIFF, demands judgment against DEFENDANTS, and each of them, for damages, taxable costs and any other such relief deemed just by this Honorable Court.

Plaintiff hereby demands trial by jury on all issues so triable.

Dated this ____ day of March, 2012.

George C. Andriotis, Esquire
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