

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
CIVIL DIVISION

Plaintiff,

CASE NUMBER: _____

JUDGE: _____

vs.

Defendant.
_____ /

COMPLAINT

COMES NOW, Plaintiff, _____, and hereby sues Defendant, _____, and for her cause of action alleges as follows:

1. This is a civil action for negligence, along with damages which exceed \$15,000.00
2. At all times material hereto, _____ (hereinafter "Plaintiff") was and is a resident of Palm Beach County Florida.
3. At all times material hereto, Defendant, _____ (hereinafter "Defendant"), was a Florida corporation which conducted its business as _____, located at _____.
4. Venue for this action is properly laid in the Circuit Court of the Fifteenth Judicial Circuit, in and for Palm Beach County, as:
 - (a) The causes of action alleged in this Complaint accrued in Palm Beach County, Florida;
 - (b) Plaintiff is a resident of Palm Beach County, Florida;
 - (c) Defendant had a principal address in Palm Beach County, Florida;

5. That all conditions precedent to this action have been performed, have occurred, or have been waived.

NEGLIGENCE

Plaintiff realleges and readopts paragraphs 1 - 5 as if set forth herein and further alleges:

6. At all times material, Defendant owed a duty to the public, including Plaintiff, to exercise reasonable and ordinary care to keep and maintain its premises in a condition reasonably safe for the use of the public. In particular, Defendant had a duty to take such precautions as were reasonably necessary to protect its invitees and employees, including Plaintiff from criminal attacks which were reasonably foreseeable.
7. Defendant knew, or in the exercise of reasonable care should have known, that the premises of _____ and the area immediately surrounding its premises was a high crime area, that there had been numerous similar criminal acts and attacks perpetrated on the public in said areas, and that such criminal acts and attacks were reasonable likely to be perpetrated on business invitees of the Defendant unless Defendant took steps to provide proper security for such individuals.
8. The Defendant knew, or in the exercise of reasonable care should have known, that no individual, including the Plaintiff, had it within their own power to take the measures necessary to provide for their own security on the premises of _____.
9. The Defendant was negligent and breached its duty of reasonable care for the safety and protection of the public and the Plaintiff in all or more of the following ways:
 - (a) By using the Plaintiff as a "Human-Shield" when a security guard picked her up and carried her through a fight;

- (b) By exposing the Plaintiff to a “Zone of Danger” when a security guard picked her up and carried her through a fight;
- (c) By failing to provide adequate security for the customers and invitees of _____, including the Plaintiff;
- (d) By failing to have an adequate number of security guards to protect the customers and invitees of _____, including the Plaintiff;
- (e) By failing to have competent security guards to protect users, customers and invitees of _____, including the Plaintiff;
- (f) By failing to properly train security guards, so that they could protect the customers and invitees of _____, including the Plaintiff;
- (g) By failing to take additional security measures after being put on notice that security measures in force were inadequate;
- (h) By failing to warn, protect, guard, and secure the safety of the Plaintiff, or other similarly situated members or the public, when the Defendant knew or should have known of the existence of crime and the danger to those individuals entering _____;
- (i) By failing to implement adequate security policies, security measures, and security procedures necessary to protect the Plaintiff, and other patrons of _____; and
- (j) By failing to police, patrol, guard, deter, and otherwise provide adequate protection for patrons of _____, when Defendant knew or should have known of foreseeable criminal acts.

10. As a direct and proximate result of the above-described carelessness and negligence of Defendant, the Plaintiff, while in the arms of a security guard and while being carried through a fight on the premises of _____, was slashed across the knee by a broken beer bottle. As a result, she sustained severe physical injuries, mental pain and suffering, psychological injuries, scarring, disability, disfigurement, and the loss of the capacity for the enjoyment of life.

11. As a direct and proximate result of the above-described carelessness and negligence of the Defendant, the Plaintiff has also incurred significant past and future past medical expenses, and the loss of past income and future earning capacity.

12. All of the aforementioned damages are permanent and continuing in nature.

WHEREFORE, Plaintiff _____sues Defendant, _____ for damages exceeding \$15,000.00, and demands trial by jury.

DATED: _____

LAW OFFICE OF GRANT SKOLNICK
Attorney for Plaintiff
2728 SW 23rd Cranbrook Drive
Boynton Beach, FL 33436
Telephone: (561) 602-1776
Fax: (561) 420-0123

By:_____

Grant J. Skolnick, Esq.
Florida Bar Number: 0028482

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing complaint was served by hand delivery on:

DATED: _____

LAW OFFICE OF GRANT SKOLNICK

Attorney for Plaintiff
2728 SW 23rd Cranbrook Drive
Boynton Beach, FL 33436
Telephone: (561) 602-1776
Fax: (561) 420-0123

By: _____

Grant J. Skolnick, Esq.
Florida Bar Number: 0028482