

STATE OF INDIANA) IN THE PORTER SUPERIOR COURT
) SS:
COUNTY OF PORTER) CAUSE NO.

JOHN DOE,)
)
Plaintiff,)
)
v.)
)
UNSAFE RETAIL STORE,)
)
Defendant.)

COMPLAINT FOR DAMAGES AND DEMAND FOR JURY TRIAL

Comes now Plaintiff, JOHN DOE, by counsel, Jeff JJ Shaw of SHAW LAW, and for his Complaint for Damages against the Defendant, UNSAFE RETAIL STORE, provides as follows:

1. At all times relevant herein Defendant, UNSAFE RETAIL STORE, was a privately-held business or corporation licensed to do business in the State of Indiana.
2. Defendant owned, controlled, managed or operated a “gas station,” located at XXXX Street, Any City, IN (hereinafter “The Property”) but withits principal corporate office located in Valparaiso, Porter County, Indiana.
3. Defendant invites guests, members of the public, customers and employees onto The Property for various purposes, including shopping.
4. Any act, omission, or failure of any employee, staff member, agent or member of the management, ownership and administration of the Defendant, UNSAFE RETAIL STORE, shall be deemed the act, omission, or failure of the Defendant.

5. Plaintiff, JOHN DOE, was an invitee of Defendant on or about April 20, 2020, when he entered upon The Property located at XXXX Street, Any City, IN.
6. Plaintiff, JOHN DOE's purpose for being there was to shop.
7. As a customer of the gas station, Plaintiff, JOHN DOE, was owed the highest duty of care by the Defendant, because he was an invitee.
8. Plaintiff, JOHN DOE, was being careful in a reasonable manner in walking on the Defendant's property when he tripped, slipped and fell as a result of debris on the floor of The Property, which was a walking path for visitors.
9. Plaintiff, JOHN DOE, was seriously injured as a result.
10. Defendant knew or by the exercise of reasonable care should have discovered the dangerous and unsafe condition of The Property and should have realized it involved an unreasonable risk of harm to Plaintiff, JOHN DOE, and other invitees; failed to exercise reasonable care by allowing the unsafe and dangerous condition to exist on The Property; failing to make reasonable inspections to discover this hazardous condition where invitees and guests would likely be; and failing to properly warn invitees and guests of the unsafe and dangerous condition of The Property. Furthermore, Defendant had sufficient time to discover this condition on The Property, but failed to remedy or remove the unsafe, dangerous condition such that it would have prevented the injury.
11. Furthermore, Defendant made a voluntary decision to violate numerous safety codes and guidelines regarding safety of the public by allowing such a dangerous

and hazardous condition on The Property and failing to properly warn of its danger.

12. Defendant's careless and negligent conduct was the direct and proximate cause of the Plaintiff's injuries.
13. Plaintiff's damages include permanent and temporary physical and mental injuries, medical expenses both past and future, lost wages and impairment of earning capacity, disfigurement and pain and/or suffering with mental anguish.

WHEREFORE, Plaintiff, JOHN DOE, prays for judgment against the Defendant in an amount commensurate with his injuries and damages, for costs of this action, and for all other just and proper relief in the premises.

Respectfully submitted,

SHAW LAW

/s/Jeff JJ Shaw

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Attorney for the Plaintiff

JURY DEMAND

Comes now Plaintiff, JOHN DOE, by counsel, and pursuant to Indiana Rule of Trial Procedure 38(b), respectfully requests a trial by jury in this matter.

Respectfully submitted,

SHAW LAW

/s/Jeff JJ Shaw

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