

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

CIRCUIT CIVIL DIVISION (Div. ____)

CASE NO.:

JOHN SMITH

and

MARY SMITH,

Plaintiffs,

v.

JENNIFER WRONGDOER

Defendant.

_____ /

COMPLAINT AND DEMAND FOR JURY TRIAL

The Plaintiffs, JOHN SMITH and MARY SMITH, Individually and as Husband and Wife, hereby sue the Defendant, JENNIFER WRONGDOER, for damages arising from negligence and alleges the following:

PARTIES, VENUE, AND JURISDICTION

1. This is an action for past, present, and future damages sustained by the Plaintiffs in excess of \$30,000, exclusive of interest, costs, and attorneys' fees.

2. At all times material hereto, JOHN SMITH and MARY SMITH (hereinafter referred to as "JOHN" and "MARY"), were and are residents of Palm Beach County, Florida, and are otherwise *sui juris*.

3. At all times material hereto, JOHN AND MARY were and are lawfully married as husband and wife.

4. At all times material hereto, JENNIFER WRONGDOER (hereinafter referred to as "WRONGDOER"), was an individual who resides in Palm Beach County, Florida, and is otherwise *sui juris*.

5. As such, venue and jurisdiction are proper in the Circuit Court of the Fifteenth Judicial Circuit in and for Palm Beach County, Florida, as it is the location where the parties resided and the location where the collision giving rise to this cause of action occurred.

ALLEGATIONS COMMON TO ALL COUNTS

6. On March 16, 2018, at approximately 4:50pm, Plaintiff JOHN was the seat-belted driver of a 2008 Dodge Ram heading westbound on Woolbright Road in Boynton Beach, Florida.

7. At that time and place, Defendant WRONGDOER, driving a 2016 Honda Civic, negligently operated and maintained the aforesaid motor vehicle so that it rear-ended the motor vehicle being driven by JOHN, causing him bodily injury.

COUNT I- NEGLIGENCE

8. JOHN and MARY aver all of the allegations stated in Paragraphs 1 through 7 above and incorporate them by reference in this count as though they are fully stated herein and further alleges:

9. As a direct and proximate result of the above-referenced negligence of WRONGDOER, JOHN suffered bodily injury and resulting pain and suffering, mental

anguish, inconvenience, loss of capacity for the enjoyment of life, and the expense of medical care and treatment.

10. The losses are either permanent or continuing and the Plaintiff will suffer the losses in the future.

WHEREFORE, the Plaintiff, JOHN SMITH respectfully request this Honorable Court enter judgment for all damages allowable by law against the Defendant, JENNIFER WRONGDOER, plus costs, pre-judgment interest, and any other relief this Court deems just and proper.

COUNT II – LOSS OF CONSORTIUM CLAIM OF MARY

11. JOHN and MARY aver all of the allegations stated in Paragraphs 1 through 7 above and incorporate them by reference in this count as though they are fully stated herein and further alleges:

12. As a direct and proximate result of the above referenced negligence by the Defendant WRONGDOER, Plaintiff MARY, lost the care, comfort, support, society, services, companionship and affections of her husband JOHN, and such losses shall continue on into the future on a permanent basis.

WHEREFORE, the Plaintiffs, JOHN SMITH and MARY SMITH, Individually and as Husband and Wife, respectfully request this Honorable Court take jurisdiction of the above-styled matter, enter judgment for all damages allowable by law against the Defendant, JENNIFER WRONGDOER, plus costs, pre-judgment interest, and any other relief this Court deems just and proper.

DEMAND FOR JURY TRIAL

The Plaintiffs, JOHN SMITH and MARY SMITH demand a trial by jury on all issues so triable.

DESIGNATION OF EMAIL ADDRESSES FOR SERVICE

(Pursuant to Rule 2.516 Fla. R. Jud. Admin.)

The undersigned attorneys of Skolnick Injury Law hereby designate the following Email Addresses for service in the above styled matter. Service shall be complete upon emailing to the following email addresses in this Designation, provided that the provisions of Rule 2.516 are followed.

Lawyer@GrantSkolnick.com

SERVICE IS TO BE MADE TO EACH AND EVERY EMAIL ADDRESS LISTED IN THIS DESIGNATION AND TO NO OTHERS.

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished via the e-filing portal this 24th day of November, 2020, to JOHN DEFENDS, ESQUIRE, Attorney for Jennifer Wrongdoer, Defenders Law Firm, P.A., wpbcrtpleadings@defenderslawfirm.com.

SKOLNICK INJURY LAW

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/s/ Grant J. Skolnick

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