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4 IN THE SUPERIOR COURT OF THE STATE OF MAJOR
5 IN AND FOR THE COUNTY OF JAMNER
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7 WILLIAM S. BAILEY, as Personal
8 Representative of the Estate of
9 KELLY O'BRIEN,

10 Plaintiff,

11 v.

12 JAMNER COUNTY,

13 Defendant.
14

Cause No. 20XX-2-88345

COMPLAINT FOR DAMAGES

15 COMES NOW the plaintiff, by and through his attorney and claims
16 damages against defendant in the following particulars:

17 **I. PARTIES**

18 1.1 William S. Bailey was appointed personal representative of the
19 Estate of Kelly O'Brien, qualified to bring this action on behalf of decedent's
20 estate. A copy of the order granting the Estate's letters of administration is
21 attached hereto.

22 1.2 Kelly O'Brien died intestate in Jamner County, Major on June 16,
23 20XX-2 as a result of injuries sustained on that date on Pioneer Road, Jamner
24 County, Major. This estate was filed for probate in the Superior Court of
25 Major for Jamner County.
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1 complained of occurred. Defendant had a duty to warn of hazardous
2 conditions created by the said repairs or construction.

3 4.3 Defendant failed to warn of hazardous conditions on Pioneer
4 Road; failed to place signs as required by law; failed to prepare the road for
5 safe travel by motor vehicles; failed to have a shoulder of appropriate paving
6 material; failed to place safety cones at the abrupt lane edge; failed to place
7 safety barrels at the abrupt lane edge; failed to place concrete barriers at the
8 abrupt lane edge; and committed other acts and omissions that will be
9 revealed during discovery.

10 **V. INJURIES AND DEATH**

11 5.1 As a direct and proximate result of the negligence of defendant
12 Jamner County, Kelly O'Brien suffered severe injuries, dying at the scene on
13 June 16, 20XX-2, as a result of the injuries caused by defendant's negligence.
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15 **VI. DAMAGES**

16 6.1 As a direct and proximate result of the negligence of defendant
17 Jamner County, the Estate of Kelly O'Brien incurred medical expenses,
18 funeral expenses, lost wages and loss of earning capacity.

19 6.2 As a further result of said defendant's negligence, the Estate of
20 Kelly O'Brien is entitled to compensation for the pain, anguish, disability and
21 loss of enjoyment of life suffered by Kelly O'Brien.

22 **VII. PRAYER FOR RELIEF**

23 WHEREFORE, plaintiff prays for judgment against defendants, and
24 each of them, for damages in a reasonable sum to be proved at trial, taxable
25 costs of this action, attorney's fees, and further relief as seems just and
26 proper.
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1 DATED this _9th_ day of __November____, 20XX-2.

2 MOTON LAW FIRM

3 **GC Conway**

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5 GERALD CONWAY MOTON
6 Attorney for Plaintiff

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