

LEGISTAR NO.

150485

**IN THE EIGHTH JUDICIAL CIRCUIT IN AND FOR ALACHUA
COUNTY, FLORIDA**

MEAGAN LAMOTHE,

Plaintiff,

-vs-

CASE NO. 2015-CA-003399

**GAINESVILLE REGIONAL TRANSIT
SYSTEM,**

Defendant.

COMPLAINT

**COMES NOW Plaintiff, MEAGAN LAMOTHE, and sues Defendant, GAINESVILLE
REGIONAL TRANSIT SYSTEM, and says:**

1. This is an action for damages that exceed the sum of FIFTEEN THOUSAND (\$15,000.00) DOLLARS.

2. At all times material hereto, Plaintiff, MEAGAN LAMOTHE, was residing in Gainesville, Alachua County, Florida.

3. At all times material hereto, Defendant, GAINESVILLE REGIONAL TRANSIT SYSTEM, was and is a governmental entity conducting business in Alachua County, Florida, which included the operation of public bus transit in and around the University of Florida.

4. On or about June 17, 2014, Aquila James Alford was an employee and/or agent of Defendant, GAINESVILLE REGIONAL TRANSIT SYSTEM.

5. On or about June 17, 2014 at approximately 8:54 AM, Defendant, GAINESVILLE REGIONAL TRANSIT SYSTEM, owned and/or controlled a vehicle that upon information and belief is a 2007 GILLIG TRANSIT bus with Florida tag XA7575, VIN #15GCD291471112810 that was negligently and carelessly maintained, operated with consent and controlled by Aquila James Alford so that it collided with a bicycle being ridden by Plaintiff, MEAGAN LAMOTHE,

thereby causing Plaintiff serious and grievous personal injuries and damages as hereinafter alleged.

6. At the time of the referenced accident, Aquila James Alford was in the course and scope of his employment with Defendant, GAINESVILLE REGIONAL TRANSIT SYSTEM, and operated the bus with the knowledge, permission and consent of Defendant, GAINESVILLE REGIONAL TRANSIT SYSTEM.

7. The accident referenced above occurred on or about Fraternity Row Area in Gainesville, Alachua County, Florida.

8. Plaintiff has complied with all conditions precedent to maintain this action.

9. That at all times material hereto, Aquila James Alford had a duty to use reasonable care in the operation and control of the aforesaid motor vehicle owned by his employer, Defendant, GAINESVILLE REGIONAL TRANSIT SYSTEM.

10. That at the above time and place, Aquila James Alford negligently breached his duty of reasonable care in that he negligently and carelessly operated and controlled the aforementioned bus owned by Defendant, GAINESVILLE REGIONAL TRANSIT SYSTEM, causing it to collide with the bicycle being ridden by Plaintiff, MEAGAN LAMOTHE.

11. That as a direct and proximate result of the foregoing negligence of Aquila James Alford, Defendant, GAINESVILLE REGIONAL TRANSIT SYSTEM, is vicariously liable for the negligence of its employee, agent and or apparent agent, Aquila James Alford, for Plaintiff's suffering, bodily injury and resulting pain and suffering, disability, disfigurement, mental anguish, 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 aggravation of a previously existing condition. The losses are either permanent or continuing and Plaintiff will suffer the losses in the future.

WHEREFORE, Plaintiff, MEAGAN LAMOTHE, succ Defendant, GAINESVILLE REGIONAL TRANSIT SYSTEM, for damages, together with costs, interest and such other and further relief as this Court deems just and proper and demands a trial by jury on all issues so triable.

Dated this 15th day of September 2015.

**DELLECKER WILSON KING McKENNA
RUFFIER & SOS
A Limited Liability Partnership**

BY: 

Samuel P. King
Florida Bar No. 510785
719 Vassar Street
Orlando, Florida 32804
407/244-3000
Attorney for Plaintiff
SPKservice@dwklaw.com