

LEGISTAR NO.

121024

CITY OF GAINESVILLE
CITY COMMISSION
IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL CIRCUIT, IN AND FOR, ALACHUA
COUNTY, FLORIDA
13 APR -9 AM 11:29
CIVIL DIVISION

ELIZABETH TINLEY COLLINS,,

Plaintiffs,

vs.

Case No. 2013-CA-1326
Division: K

CITY OF GAINESVILLE,

Defendants.

SUMMONS

*4.9.13
11:15 AM*

THE STATE OF FLORIDA
TO EACH SHERIFF OF THE STATE:

YOU ARE COMMANDED to serve this summons, a copy of the Complaint, Request for Admissions, Interrogatories and Request for Production in this action on defendant, by serving the Mayor:

City of Gainesville
c/o Mayor Craig Lowe
200 East University Avenue
Gainesville, Florida 32601

Each defendant is required to serve written defenses to the complaint or petition on plaintiffs or their attorney, whose name and address is **Joseph C. Schulz, Esq., THE LAW OFFICES OF BERMAN & BERMAN, P.A., P.O. Box 272789, Boca Raton FL 33427, Phone (561) 826-5200**, within ~~20~~³⁰ days after service of this summons on the defendant, exclusive of the day of service, and to file the original of the defenses with the clerk of this court either before service on Plaintiff's attorney or immediately thereafter. If defendant fails to do so, a default will be entered against defendant for the relief demanded in the complaint or petition.

WITNESS my hand and Seal of said Court this 15 day of March, 2013

Clerk of the Court

(COURT SEAL)

BY B. Thomas
Deputy Clerk

IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL CIRCUIT,
IN AND FOR, ALACHUA COUNTY, FLORIDA

ELIZABETH TINLEY COLLINS,

Plaintiff,

vs.

Case No.

Division:

CITY OF GAINESVILLE,

Defendant.

COMPLAINT

COMES NOW the Plaintiff, ELIZABETH TINLEY COLLINS, by and through the undersigned counsel, and files this cause of action against the Defendant, CITY OF GAINESVILLE, and alleges as follows:

1. This is an action for damages that exceeds Fifteen Thousand (\$15,000.00) Dollars, exclusive of costs and interest.
2. At all times material to this Complaint, Plaintiff, ELIZABETH TINLEY COLLINS, was a resident of Hawthorne, Alachua County, Florida.
3. At all times material to this Complaint, Defendant, CITY OF GAINESVILLE, was the owner and operator of the automobile involved in this lawsuit.
4. The Plaintiff has complied with all conditions precedent required to file this lawsuit including but not limited to F.S. § 768.28.
5. On or about September 16, 2010 at 6:55 P.M., at or near the intersection of NE Waldo Road and NE 8th Avenue in Gainesville, Alachua County, Florida. Defendant, CITY OF GAINESVILLE through its employee Laronda Ivey did carelessly and negligently maintain and control the automobile, so as to cause it to collide into the vehicle Plaintiff, ELIZABETH

TINLEY COLLINS, thus causing her to sustain serious and permanent injury.

6. As a direct and proximate result of the negligent conduct of CITY OF GAINESVILLE through its employee Laronda Ivey, the Plaintiff, ELIZABETH TINLEY COLLINS, has sustained the following past and future damages:

- a. Bodily injury;
- b. Medical and related expenses, past and future, incurred in seeking a cure for her injuries;
- c. Pain and suffering;
- d. Loss of capacity to lead and enjoy a normal life;
- e. Mental anguish;
- f. Loss of income or diminution of earning or earning capacity;
- g. Physical impairment;
- h. Inconvenience;
- i. Permanent injury within a reasonable degree of medical probability;
- j. Disfigurement and scarring;
- k. Aggravation of an existing disease or physical defect.

WHEREFORE, Plaintiff, ELIZABETH TINLEY COLLINS, demands judgment against the Defendant, CITY OF GAINESVILLE, for an amount within the jurisdictional limits of this Court, to-wit: More than Fifteen Thousand Dollars (\$15,000.00), plus costs and for such other relief to which the Plaintiff may be justly entitled.

DEMAND FOR JURY TRIAL

The Plaintiff, ELIZABETH TINLEY COLLINS, hereby demands a trial by jury on all issues so triable.

**THE LAW OFFICES OF
BERMAN & BERMAN, P.A.**

Attorneys for the Plaintiff

Post Office Box 272789

Boca Raton, Florida 33427

Telephone (561) 826-5200

Facsimile (561) 826-5201

By: _____

Joseph C. Schulz, Esq.

Florida Bar No.: 0660620

service@thebermanlawgroup.com