

LEGISTAR NO.

110451

COPY

IN THE COUNTY COURT IN AND FOR ALACHUA COUNTY, FLORIDA

STATE FARM MUTUAL AUTOMOBILE INSURANCE
COMPANY a/s/o FRANKLIN NOLAN,

Plaintiff,

vs.

CASE NO. 2011CC 4174

THE CITY OF GAINESVILLE, FLORIDA,

Defendant.

RECEIVED
OCT 24 2011
BY:

SUMMONS: SERVICE ON A NATURAL PERSON

TO: THE CITY OF GAINESVILLE, FLORIDA
c/o Craig Lowe, Mayor
City Hall
200 East University Avenue
Gainesville, Florida 32601

Date 10/24/11 Time: 11:30 AM
Server: D. Meason
Court Order Appointed
Gainesville Process Service

IMPORTANT

A lawsuit has been filed against you. You have 20 calendar days after this Summons is served on you to file a written response to the attached Complaint with the Clerk of this Court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the Court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money, and property may thereafter be taken without further warning from the Court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).

If you choose to file a written response yourself, at the same time you file your written response to the Court, you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's attorney" named below.

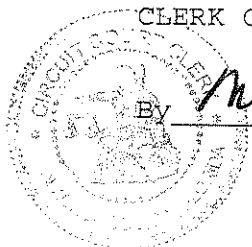
GARY S. RABIN, ESQUIRE
GrayRobinson, P.A.
Post Office Box 3
Lakeland, Florida 33802-0003
Florida Bar No. 261051
(Plaintiff's Attorney)

THE STATE OF FLORIDA

TO EACH SHERIFF OF THE STATE: You are commanded to serve this Summons and a copy of the Complaint in this lawsuit on the above named Defendant.

DATED this 13th day of October, 2011.

J.K. "BUDDY" IRBY
CLERK OF THE COURT



BY

Mary Kay Caruso
As Deputy Clerk

4192000.2648

Important: Spanish and French Versions on the Reverse Side of this Summons.

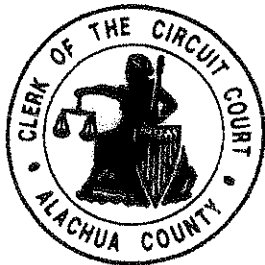
**In accordance with the Americans With Disabilities Act, persons with disabilities needing a special accommodation to participate in this proceeding should contact Court Administration at (352) 374-3639, not later than seven (7) days prior to the proceeding. If hearing impaired, (TDD) 1-800-955-8771 or Voice (V) 1-800-955-8770, via Florida Relay Service.

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NOTICE - CHANGE OF MAILING ADDRESS

All future mailings to the Alachua County Clerk's office should be mailed to:

J. K. "Buddy" Irby
Clerk of the Court
201 East University Avenue
Gainesville, FL 32601



The Post Office box previously used is no longer active.

IN THE COUNTY COURT IN AND FOR ALACHUA COUNTY, FLORIDA

STATE FARM MUTUAL AUTOMOBILE INSURANCE
COMPANY a/s/o FRANKLIN NOLAN,

Plaintiff,

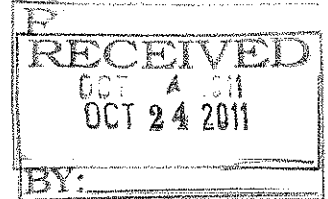
vs.

CASE NO. 2011004174

THE CITY OF GAINESVILLE, FLORIDA,

Defendant.

PROPERTY DAMAGE SUBROGATION COMPLAINT



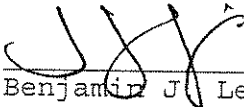
Plaintiff, STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY a/s/o FRANKLIN NOLAN, sues Defendant, THE CITY OF GAINESVILLE, FLORIDA, and alleges as follows:

1. This is an action for damages which exceeds \$5,000.00, but does not exceed \$15,000.00, exclusive of interest, costs and attorney's fees.
2. Plaintiff, STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, is a corporation authorized to transact business in the State of Florida.
3. On or about June 18, 2010, Defendant, THE CITY OF GAINESVILLE, FLORIDA, owned a motor vehicle that was operated with its consent by Emani Delaney on Southwest Archer Road (State Road 24) at or near its intersection with Southwest 37th Boulevard in Gainesville, Alachua County, Florida.
4. At that time and place, Emani Delaney so negligently operated and/or maintained the motor vehicle so as to cause a collision with a motor vehicle owned by FRANKLIN NOLAN and insured by Plaintiff, STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY.

5. Plaintiff has complied with all conditions precedent to bringing this suit pursuant to Florida Statute 768.28, including timely notice by certified mail.

6. As a result of this accident, Plaintiff, STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, pursuant to its applicable policy of insurance, was required to pay for the damages to the vehicle of its insured, which included a \$500.00 deductible paid directly by its insured, FRANKLIN NOLAN, and rental expense incurred while the damaged vehicle was being repaired.

WHEREFORE, Plaintiff demands judgment against the Defendant in the amount of \$7,036.95 in damages, plus the costs of bringing this action.



Benjamin J. LeFrancois, Esquire
Florida Bar No. 0579181
GrayRobinson, P.A.
Post Office Box 3
Lakeland, Florida 33802
(863) 284-2289
Attorneys for Plaintiff

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