



MEMORANDUM

Office of the City Attorney

991444
Phone: 334-5081/Fax: 334-2229
Box 46

TO: Mayor and City Commissioners

DATE: May 22, 2000

FROM: City Attorney


CONSENT

SUBJECT: Norma Jean Johnson v. Billy Billings
Alachua County Circuit Court; Case No.: 01-00-CA-1138


Recommendation: The City Commission authorize the City Attorney, and/or special counsel if insurance coverage is available, to represent William Billings in the case styled Norma Jean Johnson v. Billy Billings, Case No.: 01-00-CA-1138.

On April 27, 2000, William Billings, an officer with the Gainesville Police Department, was served with a summons and complaint. Ms. Norma Jean Johnson filed a statement of claim in the circuit court for "emotional damage of a nervous breakdown state of mind" and claims damages in the amount of \$2,500.00.

Prepared by:


Elizabeth A. Waratuke,
Litigation Attorney

Approved and
submitted by:


Marion J. Radson,
City Attorney

Case No.: 01-DOCA-113

Division: K

Norma Johnson

-VS- PLAINTIFF

Billy Billings
DEFENDANT

A TRUE COPY
STEPHEN M. DELFON, SHERIFF
ALACHUA COUNTY, FLORIDA

Served at 10:33 AM, on the 27 day

of April, 2000
By Sgt Debra Hill
As Deputy Sheriff

SUMMONS / PERSONAL SERVICE OF AN INDIVIDUAL

THE STATE OF FLORIDA:

TO EACH SHERIFF OF THE STATE: You are hereby commanded to serve this Summons and a copy of the Complaint or Petition in this lawsuit on the below-named Defendant:

Billy Billings 721-
721-65T-NW
Gainesville, FL

WITNESS my hand and seal of this Court this 12 day of April, 2000.

J.K. "Buddy" Irby
Clerk of the Circuit Court



BY: [Signature]

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 your 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.

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the Alachua County Court Administrator at (352) 374-3648, within 2 working days of your receipt of this summons. If you are hearing or voice impaired, call 1-800-955-8771.

Norma Jean Johnson
PLAINTIFF/PLAINTIFF'S ATTORNEY
3250 35 Place SW Apt. D
Gainesville, FL 32608

ADDRESS _____

FLORIDA BAR NUMBER _____

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

201 East University Avenue — Post Office Box 600
Gainesville, Florida 32602
(352) 374-3618

4/2/00
Norma Jean Johnson

PLAINTIFF

*10:53P
April
sit down till*

3250 Johnson SW apt 5

Gainesville FL 32602

Address

No phone

Phone

vs Billy Bittner

DEFENDANT

DEFENDANT

(721)
18 NW 65T

Gainesville FL

Address

334 - 4000

Phone

Address

Phone

STATEMENT OF CLAIM
(General)

Plaintiff(s), Norma Jean Johnson

sue(s) Defendant(s), Billy Bittner, and alleges:

1. This is an action for damages which do not exceed the sum of \$5,000.00, exclusive of costs, interest and attorney's fees.

*10/2 emotional damage of a NERVE Break down
state of mind*

If a Defendant is to be served with process outside the State of Florida, see Exhibit "A", attached.

WHEREFORE, Plaintiff(s) demands Judgment for damages against Defendant(s) in the amount of
\$ 25,000.00, plus \$ na interest, plus \$ _____ court costs.

Norma Jean Johnson
PLAINTIFF(S)

Gainesville Police Department

Inter-Office Communication
Chief Norman B. Botsford

To: Chief Botsford

Date: 4/26/2000

From: Ofc. Billings *DBB*

Subject: Notification of Civil Summons

This is to inform you that Norma Jean Johnson has filed a civil law suit against me for "Emotional damage of a nervous breakdown state of mind." Johnson filed a complaint on me with Lt. Dennis on 12-11-97. An investigation was conducted by Sgt. Bishop, reference #IA-97/100E. The conclusion was not sustained. I am attaching a copy of the investigation as my response to Johnson's allegation.

*VKD #014
4/27/00*

