

**LEGISTAR NO.**

**140944**

COPY

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

Brooke Rich

Plaintiff,

-vs-

Shawn Hardman and City of Gainesville, a municipal corporation

Defendant.

Case No.: 2015-CA-1557

Division: J

**SUMMONS**

**THE STATE OF FLORIDA**

**To Each Sheriff of the State:**

YOU ARE COMMANDED to serve this summons and a copy of the complaint or petition in this action on defendant

The City of Gainesville

c/o Mayor Ed Braddy

200 E. University Avenue

Gainesville, FL 32601

Each defendant is required to serve written defenses to the complaint or petition on plaintiff's attorney whose name and address is

Jacob A. Rush

Plaintiff/Plaintiff's Attorney

11 S.E. Second Avenue

Gainesville, FL 32601

(352) 373-7566

Address

A True Copy  
SADIE DARNELL, SHERIFF  
ALACHUA COUNTY, FLORIDA

Served at 11:50 AM on May 6 Day

of 2015  
BY [Signature]

AS DEPUTY SHERIFF

ALACHUA COUNTY SHERIFF'S OFFICE  
CIVIL BUREAU  
2015 APR 23 AM 6:49

within 20 days after service of this summons on that 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 a defendant fails to do so, a default will be entered against that defendant for the relief demanded in the complaint or petition.

WITNESS my hand and the seal of said Court on April 24, 2015



J.K. Irby, Clerk of Circuit Court

By Mary Kay Canas  
Deputy Clerk

Civil Division  
Alachua County Courthouse  
201 East University Avenue • Gainesville Florida 32601  
Phone (352) 374-3636 • Fax (352) 338-3207

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

BROOKE RICH

CASE NO.:

DIVISION:

Plaintiff,

vs.

SHAWN HARDMAN and  
THE CITY OF GAINESVILLE,  
a municipal corporation,

Defendants.

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COMPLAINT

COME NOW the Plaintiff, BROOKE RICH, and sues Defendants, SHAWN HARDMAN and CITY OF GAINESVILLE, and in support thereof alleges as follows:

COUNT I: AUTO NEGLIGENCE

1. This is an action for damages which exceed FIFTEEN THOUSAND DOLLARS (\$15,000.00), exclusive of costs and attorney's fees.
2. On or about 5:44 pm on December 11, 2012 Defendant, SHAWN HARDMAN, was driving a City of Gainesville Police Car, Dodge Charger, owned by the CITY OF GAINESVILLE ("CITY"). The car was operated with CITY'S consent by CITY'S employee, Defendant SHAWN HARDMAN, in the course and scope of her employment, on NE 39<sup>th</sup> Avenue in Alachua County, Florida.
3. At that time and place CITY'S vehicle was negligently operated or maintained such that it crashed into the Plaintiffs' motor vehicle by running in to the back of it, causing a rear-end collision.

4. As a result Plaintiff, BROOKE RICH, suffered bodily injury, including permanent injury to the body as a whole within a reasonable degree of medical probability, as well as aggravation of a preexisting condition, including pain and suffering of both a physical and mental nature, disability, physical impairment, disfigurement, mental anguish, inconvenience, loss of capacity for the enjoyment of life, expense of medical and nursing care and treatment, and loss of ability to lead and enjoy a normal life. These losses are either permanent or continuing and the Plaintiff will suffer these losses in the future.

5. Proper notice under F.S. 768.28 has been made as a condition precedent to the filing of this suit.

WHEREFORE, Plaintiff, BROOKE RICH, demands judgment against Defendants SHAWN HARDMAN and CITY OF GAINESVILLE, in excess of Fifteen Thousand Dollars (\$15,000.00), plus interest, costs and such other relief as this Court may deem just and proper under the circumstances, and a trial by jury of all issues so triable.

DATED this 16<sup>th</sup> day of April 2015.

ROBERT A. RUSH, P.A.

/s/ Jacob A. Rush  
JACOB A. RUSH, ESQUIRE  
Florida Bar # 0054078  
11 Southeast Second Avenue  
Gainesville, FL 32601  
352/373-7566  
352/376-7760 (facsimile)  
Attorney for Plaintiff