

COPY

IN THE CIRCUIT COURT OF MILLER COUNTY, ARKANSAS

SERENA LINDSEY

VS.

No. 46 CV-14-329-3

KAITLYN RICHARDSON
LAYIN' LOW, INC. D/B/A HOPKINS
ICEHOUSE CLUB; HOPKINS ICEHOUSE
INC. D/B/A HOPKINS ICEHOUSE; DAVID
JONES: GEORGE DODSON; and
MIKE ROGERS

FILED
2014 DEC 16 P 2:18
MARY PANKNEY, CIRCUIT CLERK
BY [Signature] DEPUTY

PLAINTIFF'S ORIGINAL COMPLAINT

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW Plaintiff SERENA LINDSEY, hereafter referred to as Plaintiff, and for her Original Complaint against Defendants, KAITLYN RICHARDSON, hereafter referred to as "MINOR DEFENDANT" and LAYIN' LOW, INC. D/B/A HOPKINS ICEHOUSE CLUB; HOPKINS ICEHOUSE INC. D/B/A HOPKINS ICEHOUSE; DAVID JONES: GEORGE DODSON; and MIKE ROGERS, hereafter referred to as "ALCOHOL PROVIDER DEFENDANTS", and would show unto the Court as follows:

I.

1. Plaintiff SERENA LINDSEY is an individual residing in the State of Texas.
2. Defendant LAYIN' LOW, INC. D/B/A HOPKINS ICEHOUSE CLUB is an Arkansas non-profit corporation doing business in Texarkana, Miller County, Arkansas as HOPKINS ICEHOUSE CLUB. Said corporation may be served with summons through its registered agent, C. Wayne Dowd, at 12 Northern Hills Place, Texarkana, Arkansas 71854, or alternatively, through any other registered agent or officer such as its President, DAVID JONES, or pursuant to ARCP 4.

3. HOPKINS ICEHOUSE INC. D/B/A HOPKINS ICEHOUSE is an Arkansas for-profit corporation doing business in Texarkana, Miller County, Arkansas as HOPKINS ICEHOUSE. Said Defendant may be served with process through its registered agent, Steve Harrelson, 300 N. State Line Avenue, Texarkana, Arkansas 71854 or, alternatively, through any other registered agent or officers such as its President, DAVID JONES, or, pursuant to ARCP 4.

4. DAVID JONES is an individual who serves as an Incorporator/Organizer of LAYIN' LOW, INC. D/B/A HOPKINS ICEHOUSE CLUB and HOPKINS ICEHOUSE INC. D/B/A HOPKINS ICEHOUSE and also serves as President of HOPKINS ICEHOUSE INC. D/B/A HOPKINS ICEHOUSE and also serves as both President and Vice-President of LAYIN' LOW, INC. D/B/A HOPKINS ICEHOUSE CLUB. Said Defendant, individually, and in his corporate capacity as Incorporator/Organizer, President, Vice-President, and manager of said ALCOHOL PROVIDER DEFENDANTS has individually, and in his capacity as officer of each ALCOHOL PROVIDER DEFENDANT, engaged in business and has committed torts, acts and/or omissions as set forth in this Complaint which sufficiently avails him of the protection of the laws of the State of Arkansas and which provides sufficient minimum contacts with Arkansas and Miller County, Arkansas to such an extent that this court's exercise of jurisdiction is consistent with traditional notions of fair play and substantial justice. Said Defendant may be served with process in his individual capacity at 4215 Savannah Circle, Texarkana, Texas 75501, and in his capacity as Incorporator/Organizer, President, Vice-President, and manager of said ALCOHOL PROVIDER DEFENDANTS by serving the registered agent for service of LAYIN' LOW, INC. D/B/A HOPKINS ICEHOUSE CLUB, Wayne Dowd, at 12 Northern Hills Place, Texarkana, Arkansas 71854, or alternatively, serving DAVID JONES as President of LAYIN' LOW, INC. D/B/A HOPKINS ICEHOUSE CLUB and by serving the registered agent for service of

HOPKINS ICEHOUSE INC. D/B/A HOPKINS ICEHOUSE, Steve Harrelson, at 300 N. State Line Avenue, Texarkana, Arkansas 71854, or pursuant to ARCP 4, or by serving the Secretary of State of Arkansas as the designated agent of service for said Defendant. Said Defendant has committed torts, acts and/or omissions as set forth in this Complaint which sufficiently avails her of the protection of the laws of the State of Arkansas and which provides sufficient minimum contacts with Arkansas and Miller County, Arkansas, to such an extent that this court's exercise of jurisdiction is consistent with traditional notions of fair play and substantial justice.

5. GEORGE DODSON is an individual who serves as an Incorporator/Organizer of LAYIN' LOW, INC. D/B/A HOPKINS ICEHOUSE CLUB and HOPKINS ICEHOUSE INC. D/B/A HOPKINS ICEHOUSE and also serves as Vice-President of HOPKINS ICEHOUSE INC. D/B/A HOPKINS ICEHOUSE and serves as Secretary of LAYIN' LOW, INC. D/B/A HOPKINS ICEHOUSE CLUB. Said Defendant, individually, and in his corporate capacity as Incorporator/Organizer, Vice-President, Secretary, and manager of said ALCOHOL PROVIDER DEFENDANTS has individually, and in his capacity as officer of each ALCOHOL PROVIDER DEFENDANT, engaged in business and committed torts, acts and/or omissions as set forth in this Complaint which sufficiently avails him of the protection of the laws of the State of Arkansas and which provides sufficient minimum contacts with Arkansas and Miller County, Arkansas to such an extent that this court's exercise of jurisdiction is consistent with traditional notions of fair play and substantial justice. Said Defendant may be served with summons and Complaint in his individual capacity at 2423 Wood Street, Texarkana, Texas 75503 and in his capacity as Incorporator/Organizer, Vice-President, Secretary, and manager of said ALCOHOL PROVIDER DEFENDANTS by serving the registered agent for service of LAYIN' LOW, INC. D/B/A HOPKINS ICEHOUSE CLUB, Wayne Dowd, at 12 Northern Hills Place, Texarkana, Arkansas

71854, or alternatively, serving GEORGE DODSON as Secretary of LAYIN' LOW, INC. D/B/A HOPKINS ICEHOUSE CLUB and by serving the registered agent for service of HOPKINS ICEHOUSE INC. D/B/A HOPKINS ICEHOUSE, Steve Harrelson, at 300 N. State Line Avenue, Texarkana, Arkansas 71854, or pursuant to ARCP 4, or by serving the Secretary of State of Arkansas as the designated agent of service for said Defendant. Said Defendant has committed torts, acts and/or omissions as set forth in this Complaint which sufficiently avails her of the protection of the laws of the State of Arkansas and which provides sufficient minimum contacts with Arkansas and Miller County, Arkansas, to such an extent that this court's exercise of jurisdiction is consistent with traditional notions of fair play and substantial justice.

6. MIKE ROGERS is an individual who serves as the Permit Holder of LAYIN' LOW, INC. D/B/A HOPKINS ICEHOUSE CLUB and/or HOPKINS ICEHOUSE INC. D/B/A HOPKINS ICEHOUSE. Said Defendant, individually, and in his corporate capacity as Permit Holder and manager of said ALCOHOL PROVIDER DEFENDANTS has individually, and in his capacity as Permit Holder and manager of each ALCOHOL PROVIDER DEFENDANT, engaged in business and committed torts, acts and/or omissions as set forth in this Complaint which sufficiently avails him of the protection of the laws of the State of Arkansas and which provides sufficient minimum contacts with Arkansas and Miller County, Arkansas to such an extent that this court's exercise of jurisdiction is consistent with traditional notions of fair play and substantial justice. Said Defendant may be served with summons and Complaint in his individual capacity at 5310 Jack Cullen Drive, Texarkana, Arkansas 71854 and in his capacity as Permit Holder and manager of said ALCOHOL PROVIDER DEFENDANTS. Alternatively, said Defendant may be served in his capacity as Permit Holder and manager of said ALCOHOL PROVIDER DEFENDANTS by serving the registered agent for service of LAYIN' LOW, INC. D/B/A

HOPKINS ICEHOUSE CLUB, Wayne Dowd, at 12 Northern Hills Place, Texarkana, Arkansas 71854 and by serving the registered agent for service of HOPKINS ICEHOUSE INC. D/B/A HOPKINS ICEHOUSE, Steve Harrelson, at 300 N. State Line Avenue, Texarkana, Arkansas 71854, or pursuant to ARCP 4.

7. Defendant KAITLYN RICHARDSON is an individual believed to be residing in the State of Texas. Said Defendant may be served with process at her last known address of 1203 Wood Street, Texarkana, Arkansas 71854, or at her current address, wherever she may be found, pursuant to ARCP 4, or by serving the Secretary of State of Arkansas as the designated agent of service for said Defendant. Said Defendant has committed torts, acts and/or omissions as set forth in this Complaint which sufficiently avails her of the protection of the laws of the State of Arkansas and which provides sufficient minimum contacts with Arkansas and Miller County, Arkansas, to such an extent that this court's exercise of jurisdiction is consistent with traditional notions of fair play and substantial justice.

8. Upon information and belief, there are a number of additional employees, bartenders, door persons, cashiers, waitress/waiters, agents, managers, vice-principals, representatives and/or officers of the ALCOHOL PROVIDER DEFENDANTS acting within the course and scope of their employment, agency or authorization for the ALCOHOL DEFENDANTS. Whenever any act, omission or conduct against the ALCOHOL DEFENDANTS is alleged it includes all employees, bartenders, door persons, cashiers, waitress/waiters, agents, managers, vice-principals, representatives and/or officers of the ALCOHOL PROVIDER DEFENDANTS acting within the course and scope of their employment, agency or authorization for the ALCOHOL DEFENDANTS. Whenever it is alleged that bartenders, door persons, cashiers, waitress/waiters, agents, managers, vice-principals, representatives and/or officer of the ALCOHOL PROVIDER

DEFENDANTS provided alcohol, or allowed alcohol to be provided to the MINOR DEFENDANT, it is further alleged that the ALCOHOL DEFENDANTS failed to supervise the person or persons mentioned above who provided alcohol, or allowed alcohol to be provided to the MINOR DEFENDANT; failed to comply with the policies or procedures and laws of the State of Arkansas with respect to serving alcohol to minors and intoxicated persons all of who may have liability and responsibility to Plaintiff based upon the allegations in this Complaint, or any amendments thereto.

9. Incorporating paragraphs 1-8, at all relevant times mentioned herein, the ALCOHOL PROVIDER DEFENDANTS owed duties to Plaintiff, directly, indirectly, or through the agency of each other. The actions of the ALCOHOL PROVIDER DEFENDANTS and JOHN and JANE DOES A through Z, and each of their agents, representatives, officers, employees, and vice-principals are imputed to each other, jointly and severally. The acts and omissions of the ALCOHOL PROVIDER DEFENDANTS and JOHN and JANE DOES A through Z proximately caused the damages and injuries suffered by Plaintiff and the ALCOHOL PROVIDER DEFENDANTS and JOHN and JANE DOES A through Z, have vicarious liability for the acts and omissions of all persons or entities under their control either directly, indirectly, or through the agency of each other causing or contributing to the injuries of Plaintiff.

10. Incorporating paragraphs 1-9, it is alleged that this Court has personal jurisdiction over Alcohol Provider Defendants in that they individually and by and through their corporate officers, employees, agents, representatives, and vice-principals conducted business in the State of Arkansas and committed torts in the State of Arkansas, and in particular Miller County, Arkansas. This Court has personal jurisdiction over Minor Defendant in that she committed acts, omissions and/or torts in the State of Arkansas, and in particular Miller County, Arkansas. This Court has subject matter jurisdiction over this controversy because it results from conduct, acts and/or

omissions of all Defendants, jointly and singularly, which occurred in Miller County, Arkansas.

11. Incorporating paragraphs 1-10, and based upon information and belief, it is alleged that on or about January 8, 2012, Plaintiff was a business invitee on the premises owned and operated by ALCOHOL PROVIDER DEFENDANTS for which one or more of the ALCOHOL PROVIDER DEFENDANTS held multiple alcohol permits. It is alleged that the primary purpose behind ALCOHOL PROVIDER DEFENDANTS' premises known as Hopkins Icehouse was to sell alcohol and to provide the Incorporators, Organizers, Owners, President, Vice-President and Secretary their own personal playground from which to run through personal expenses, and a place to provide alcohol free of charge to select friends with total disregard for the laws applicable to the operation of an establishment which serves alcohol to its invitees/patrons. It is further alleged that LAYIN' LOW, INC. D/B/A HOPKINS ICEHOUSE CLUB and HOPKINS ICEHOUSE INC. D/B/A HOPKINS ICEHOUSE was nothing more than the alter ego of Incorporators, Organizers, Owners, President, Vice-President, and Secretary DAVID JONES and GEORGE DODSON, and Permit Holder, MIKE ROGERS, and the corporate shells should be ignored and disregarded because the corporate entities have been used and have served as nothing more than a mere tool or business conduit by and for the Incorporators, Organizers, Owners, President, Vice-President, or Secretary DAVID JONES and GEORGE DODSON, Permit Holder, MIKE ROGERS, and ALCOHOL PROVIDER DEFENDANTS, jointly and individually, for their own personal financial gain. When ALCOHOL PROVIDER DEFENDANTS is referenced in this Complaint, or any amendment thereto, it not only includes all individuals and entities included in the term ALCOHOL PROVIDER DEFENDANTS, but it also includes DAVID JONES, GEORGE DODSON, Permit Holder, MIKE ROGERS, and any other alcohol permittee on behalf of the ALCOHOL PROVIDER DEFENDANTS and Hopkins Icehouse, each employee, bartender, door

person, cashier, waitress/waiter, bouncer, agent, manager, vice-principal, representative and/or officer of the ALCOHOL PROVIDER DEFENDANTS acting jointly, in concert, and in aid or furtherance of the business known as Hopkins Icehouse. Furthermore, ALCOHOL PROVIDER DEFENDANTS have allowed other invitees/patrons, including but not limited to MINOR DEFENDANT, to consume excessive alcohol on ALCOHOL PROVIDER DEFENDANTS' premises which resulted in injury and/or death to other innocent victims before the night of, and/or after this incident of January 8, 2102. At the time of the occurrence in question MINOR DEFENDANT KAITLYN RICHARDSON was seventeen (17) years of age. ALCOHOL PROVIDER DEFENDANTS owned and operated a private club which served alcoholic beverages on the premises. All members and guests are required by law to be at least twenty-one (21) years of age. By serving a minor and allowing a minor to become intoxicated ALCOHOL PROVIDER DEFENDANTS not only violated the law but did so for the purpose of monetary gain all of which amounts to negligence per se and strict liability.

12. Incorporating paragraphs 1-11, it is alleged that despite the fact that MINOR DEFENDANT, KAITLYN RICHARDSON, was a minor, only 17 years of age, and hence well under the legal age to consume alcoholic beverages, ALCOHOL PROVIDER DEFENDANTS, by and through their agents, officers, employees, vice-principals, managers and other referenced in paragraphs 8-11, allowed MINOR DEFENDANT, KAITLYN RICHARDSON, to enter the premises, subsequently served her alcoholic beverages and allowed her to become intoxicated. Prior to the incident made the basis of this suit, it is believed that ALCOHOL PROVIDER DEFENDANTS, by and through their agents, officers, employees, vice-principals and managers were aware that (1) MINOR DEFENDANT, KAITLYN RICHARDSON, was being illegally served alcohol to an underage person; (2) MINOR DEFENDANT, KAITLYN RICHARDSON,

was disturbing the peace of other patrons; (3) MINOR DEFENDANT, KAITLYN RICHARDSON, was attempting to instigate a fight or altercation with another invitee/patron; (4) MINOR DEFENDANT, KAITLYN RICHARDSON, was intoxicated, (5) other business invites/patrons of ALCOHOL PROVIDER DEFENDANTS' premises were in danger of being harmed, (6) ALCOHOL PROVIDER DEFENDANTS, by and through their agents, officers, employees, and managers failed to follow the law; failed to implement policies and procedures for its employees to follow the law and protect its invitees/patrons; failed to protect other lawful patrons/invitees from a known dangerous condition; failed to remove MINOR DEFENDANT, KAITLYN RICHARDSON, from the premises owned or managed by ALCOHOL PROVIDER DEFENDANTS; failed to warn other patrons/invitees from a known dangerous condition, and (7) allowed an underage minor, and in particular, MINOR DEFENDANT, KAITLYN RICHARDSON, to consume alcohol and become intoxicated. At approximately 11:30 p.m. on January 8, 2012, Plaintiff was standing with friends when she heard loud yelling and loud voices from a nearby table. Plaintiff was then violently struck in the head with a beer bottle, thrown by MINOR DEFENDANT KAITLYN RICHARDSON, and Plaintiff was rendered unconscious causing her to fall to the floor and hitting her head on either a table or other hard surface on the way to the floor causing additional head injury thereby causing serious and permanent personal injuries and damages to Plaintiff. ALCOHOL PROVIDER DEFENDANTS, individually and by and through their agents, officers, employees, and managers knowingly, negligently and/or recklessly sold alcoholic beverages to MINOR DEFENDANT, KAITLYN RICHARDSON, a minor, under circumstances where all ALCOHOL PROVIDER DEFENDANTS, by and through their agents, officers, employees, vice-principals and managers knew or reasonably should have known that MINOR DEFENDANT, KAITLYN RICHARDSON, was underage and was illegally

consuming alcohol and becoming intoxicated on ALCOHOL PROVIDER DEFENDANTS' premises. Alternatively, Plaintiff would show that ALCOHOL PROVIDER DEFENDANTS, individually, and by and through their agents, officers, employees, vice-principals and managers sold alcoholic beverages to MINOR DEFENDANT, KAITLYN RICHARDSON, when she was clearly intoxicated at the time of such sale and under circumstances where said ALCOHOL PROVIDER DEFENDANTS, individually, and by and through their agents, officers, employees, vice-principals and managers knew or reasonably should have known that MINOR DEFENDANT, KAITLYN RICHARDSON, was not only a minor, but also clearly intoxicated. Alternatively, Plaintiff would show that said ALCOHOL PROVIDER DEFENDANTS, individually, and by and through their agents, officers, employees, vice-principals and managers failed to use ordinary care by allowing MINOR DEFENDANT, KAITLYN RICHARDSON, into Hopkins Icehouse and by serving her alcoholic beverages. Based upon information and belief, it is alleged that ALCOHOL PROVIDER DEFENDANTS, individually, and by and through their agents, officers, employees, vice-principals and managers had previously permitted MINOR DEFENDANT, KAITLYN RICHARDSON, along with other minors, to consume alcoholic beverages on ALCOHOL PROVIDER DEFENDANTS' premises prior to January 8, 2012, and have continued to allow underage invitees/patrons, and intoxicated invitee/patrons to consume alcoholic beverages on the premises since January 8, 2012.

13. Incorporating paragraphs 1-12, it is alleged that ALCOHOL PROVIDER DEFENDANTS, individually, and by and through their agents, officers, employees, vice-principals and managers, and MINOR DEFENDANT, KAITLYN RICHARDSON, committed certain acts and/or omissions of negligence which were a proximate cause of the accident and injuries in question, and Plaintiff's resulting damages. Specifically, ALCOHOL

PROVIDER DEFENDANTS, individually, and by and through their agents, officers, vice-principals and employees, failed to use ordinary care, at a minimum, in the following particulars:

- a. allowing underage persons to illegally consume alcoholic beverages on the premises
- b. allowing an underage person to illegally consume alcoholic beverages on the premises and become intoxicated
- c. failing to educate and train its employees, agents or representatives with respect to enforcing the alcohol beverage laws with respect to serving underage minors
- d. failing to educate and train its employees, agents or representatives with respect to intervening when patrons on the premises begin to cause disturbances or altercations
- e. failing to implement and/or enforce policies or procedures regarding the sale of alcohol to underage minors
- f. failing to implement and/or enforce policies or procedures regarding the sale of alcohol to intoxicated invitee/patrons
- g. encouraging MINOR DEFENDANT, KAITLYN RICHARDSON, and others similarly situated, to consume excessive amounts of alcohol to such an extent that they become a danger to other invitees/patrons.
- h. Placing monetary greed over the safety of invitees/ patrons of ALCOHOL PROVIDER DEFENDANTS' establishment.
- i. By allowing MINOR DEFENDANT, KAITLYN RICHARDSON, to negligently throw a bottle of beer intended for another invitee/patron and carelessly and negligently hit Plaintiff with the beer bottle proximately causing Plaintiff's injuries and damages
- j. MINOR DEFENDANT, KAITLYN RICHARDSON, negligently threw a bottle of beer intended for another invitee/patron and carelessly and negligently hit Plaintiff proximately causing Plaintiff's injuries and damages

14. Incorporating paragraphs 1-13, it is alleged that ALCOHOL PROVIDER DEFENDANTS, individually, and by and through their agents, officers, employees, vice-principals and managers knew or should have known, in light of the surrounding

circumstances, that their conduct would naturally and probably result in injury to Plaintiff and/or others. Nevertheless, the ALCOHOL PROVIDER DEFENDANTS, individually and by and through their agents, officers, employees, vice-principals and managers acted wantonly and with conscious indifference to the rights and safety of others from which malice can be inferred.

15. Incorporating paragraphs 1-14, it is alleged that as a direct and proximate result of the conduct of ALCOHOL PROVIDER DEFENDANTS, individually, and by and through their agents, officers, employees, vice-principals and managers as set forth above, Plaintiff SERENA LINDSEY was seriously and permanently injured when MINOR DEFENDANT, KAITLYN RICHARDSON, a minor, was allowed to throw and did throw a beer bottle and hit Serena Lindsey in the head. Plaintiff sustained severe and permanent injuries to her body and she has incurred medical expenses to date and will incur medical expenses in the future. Additionally, Plaintiff has sustained lost wages and/or loss of earning capacity, as well as physical pain, mental anguish and suffering and impairment. Plaintiff will continue to suffer physical pain and mental anguish and impairment in connection with her injuries in the future. Plaintiff seeks an award of actual damages in an amount in excess of that required for federal court jurisdiction in diversity of citizenship cases. More particularly, Plaintiff sustained injuries and damages, which include, but are not limited to, the following:

- i) Reasonable medical care and expenses in the past. These expenses were incurred for the necessary care and treatment of the injuries, resulting from the collision complained of herein, and such charges are reasonable and were usual and customary charges for such services in or near Miller County, Arkansas, or Bowie County, Texas;
- ii) Reasonable and necessary medical and expenses, which will, in all reasonable probability, be incurred in the future;
- iii) Physical pain and suffering in the past;
- iv) Physical pain and suffering in the future;

- v) Mental anguish in the past;
- vi) Mental anguish in the future;
- vii) Loss of earnings or profits in the past;
- viii) Loss of earnings or profits in the future;
- ix) Loss of earning capacity, which will, in all probability, be permanently incurred in the future;
- x) Scars, disfigurement, and/or visible results of her injuries which may result in the future if surgery becomes necessary, if any, including, but not limited to physical impairment suffered in the past, and which will, in all probability, be suffered in the future.

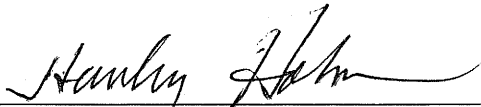
16. Incorporating paragraphs 1-15, Plaintiff further seeks an award of punitive damages against ALCOHOL PROVIDER DEFENDANTS, individually and by and through their agents, officers, vice-principals, managers and employees, in light of the aforementioned conduct from which malice can be inferred. The wrongful conduct specifically alleged in Paragraphs 1-16 and incorporated herein, constitutes malice and willful and wanton conduct. Plaintiff would further show that the ALCOHOL PROVIDER DEFENDANTS, individually, and acting by and through their employees, officers, managers, agents, and vice-principals, knew or ought to have known, in the light of the surrounding circumstances, that their conduct would naturally and probably result in injury and damages and they continued such conduct with malice and/or willful and wanton conduct and in reckless disregard of the consequences from which malice may be inferred. Alternatively, Plaintiff would further show that the ALCOHOL PROVIDER DEFENDANTS, individually, and acting by and through their officers, managers, agents, employees, or vice-principals, intentionally pursued a course of conduct- i.e. serving and allowing to be served not only minors but also allowing their intoxicated invitees/patrons to continue to be served, for the purpose of causing injury and damages in order to reap monetary gain. By reason of

such conduct, Plaintiff is entitled to, and therefore asserts a claim for, punitive damages in an amount sufficient to punish and deter ALCOHOL PROVIDER DEFENDANTS' and others like them from such conduct in the future. Plaintiff further alleges that ALCOHOL PROVIDER DEFENDANTS' conduct, individually and acting by and through their officers, managers, agents, employees, or vice-principals, allows uncapped exemplary damages against ALCOHOL PROVIDER DEFENDANTS. The amount of damages prayed for herein far exceeds the minimum jurisdiction of this Court.

Plaintiff hereby demands a trial by jury.

WHEREFORE, PREMISES CONSIDERED, Plaintiff prays that ALCOHOL PROVIDER DEFENDANTS and MINOR DEFENDANT be summoned to appear and answer herein, and that upon final hearing Plaintiff have judgment against PROVIDER DEFENDANTS and MINOR DEFENDANT, jointly and severally, in an amount in excess of the minimum jurisdictional limits of this Court; uncapped punitive damages in an amount to be determined by the trier of fact; costs herein expended; and for any and all other relief to which Plaintiff may be entitled.

Respectfully submitted,

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