

IN THE CIRCUIT COURT OF COUNTY, MISSISSIPPI

PLAINTIFFS

V. CIVIL ACTION NO.

DEFENDANTS

COMPLAINT

COME NOW plaintiffs and by and through counsel, and file this Complaint against and and in support thereof set forth the following:

1. is an adult resident citizen of County, Mississippi, residing at .
2. is an adult resident citizen of County Mississippi, residing at .
3. Defendant is a Mississippi Corporation, licensed and doing business in the State of Mississippi, who may be served with process through its agent, , , , Mississippi.
4. Defendant was the agent, servant and employee of defendant .
5. During all the times herein mentioned defendant was the owner of an , which at the time of the accident hereinafter described was being driven by , an employee of defendant , during the course and scope of his/her employment for with the express permission and consent and for the benefit of .
6. As a result, defendant is responsible both for actions and conduct pursuant to the doctrine of respondent superior and for any negligence of its own.
7. On , , at about A.M./P.M., the plaintiff was operating an automobile owned by him/her in a direction on in unincorporated County, Mississippi, approaching the on ramp for .
8. At said intersection is a traffic control signal. As plaintiff approached, it turned red and he/she brought his/her car to a stop.
9. Defendant approached the plaintiff's car from behind and failed to stop, suddenly and violently striking the plaintiff's car from the rear.
10. Said collision was the proximate cause of property damage to plaintiff 's car, temporary injuries to plaintiff and serious and permanent injuries to plaintiff

11. Plaintiff _____ at all times during the occurrence hereinbefore set forth used due care and caution and was completely free from any and all negligence in any manner contributing to her injuries and damages as herein complained of _____ .

12. Said collision was due to defendant _____ 's negligence in that he/she was not keeping a reasonable lookout did not have his/her _____ under proper control and was otherwise guilty of carelessness and negligence in the operation of that motor vehicle.

13. Plaintiffs allege that the proximate cause of the aforementioned collision was the negligence of defendant _____ for which negligence he/she must stand during the course and scope of his/her employment for _____ , with the express permission and consent and for the benefit of _____ .

14. Plaintiffs allege that the proximate cause of the aforementioned collision was the negligence of defendant _____ for which negligence he/she must stand responsible together with his/her employer and its liability carrier, jointly and severally, said negligence including, but not limited to, the following acts and omissions:

- a. Failure to keep a proper lookout;
- b. Failure to maintain a safe speed;
- c. Any and all other negligent acts and/or omissions which may be shown during the course of these proceedings.

15. Plaintiffs allege that the proximate cause of the aforesaid collision was the negligence of defendant _____ and for which negligence it must stand responsible together with its liability carrier, jointly and severally, said negligence including, but not limited to, the following acts and omissions:

- a. Negligent entrustment of an oversized motor vehicle; and
- b. Any and all other negligent acts and/or omissions which may be shown during the course of these proceedings.

16. As a result of the aforesaid collision, plaintiff _____ suffered _____ , and plaintiff suffered _____ and _____ .

17. As a result of the aforesaid collision, plaintiff _____ suffered emotional trauma and distress and incurred expenses and lost income.

18. As a result of the aforesaid collision, plaintiff _____ will continue to suffer the aforesaid damages and, further, will continue to incur medical expenses in the future.

19. Because of the injuries suffered in the collision by his/her husband/wife, plaintiff _____ has lost and been deprived of the services of his/her husband/wife, including loss of society, companionship, consortium, and he/she will continue to be permanently so deprived of as a result of the injuries suffered by plaintiff _____ .

WHEREFORE, PREMISES CONSIDERED, plaintiffs pray that defendants, _____ and each be served with process of this Court, to appear and answer same, and that after due proceedings be had there be judgment herein in favor of plaintiffs and against defendants, jointly and severally, in the amount of _____ (\$ _____) with interest from the date of judicial demand until paid, for all costs of these proceedings and for any and all other legal and equitable relief to which they may be entitled.

And, plaintiffs pray for general relief

Respectfully submitted,

PLAINTIFFS

By: _____
Attorney for Plaintiffs