

IN THE CIRCUIT COURT OF _____ COUNTY, _____

NAME OF PLAINTIFF)	
_____)	
)	
V.)	NO. _____
)	
)	
NAME OF DEFENDANT)	
_____)	
)	

COMPLAINT

NOW COMES _____, Plaintiff, ("_____") and files its Complaint against Defendants, _____, ("_____") and _____ ("_____") and for cause of action would show unto the Court the following, to-wit:

1. Plaintiff, _____, is a corporation organized and existing pursuant to the laws of the State of _____, and having its principal place of business in _____ County, _____.

2. The Defendants are:

(a) _____, a non-resident corporation organized and existing pursuant to the laws of the State of Delaware and authorized to do business in the State of _____, having its principal place of business in _____ County, _____, and which may be served with process by serving its registered agent, _____;

(b) _____, an adult resident citizen of the _____ Judicial District of _____ County, _____, who may be served with process at _____.

3. The cause of action hereinafter stated occurred and accrued in _____ County, _____.

4. _____ is engaged in the business of wholesale of industrial pipe, valves and supplies to end users of such consumer goods.

5. In _____, _____, _____, the President of _____, met with _____, a representative of _____, at _____ in _____, _____. The meeting was conducted in order to discuss a potential purchase of _____ business by _____.

6. In conjunction with the meeting, _____ left with _____ certain financial statements and other private sensitive documentation concerning condition and business of _____.

7. In _____, _____, _____ received a telephone call from _____, another representative of _____, informing _____ that _____ was not interested in entering the business of wholesale of industrial pipe, valves, and supplies, and would not offer to purchase _____.
8. Shortly thereafter, in _____, _____, _____ began attempting to recruit _____, a key employee of _____, to go to work for _____, in the business of sales of industrial pipe, valves and supplies in _____, _____. _____ continued to try to lure _____ from _____ for several months, continuing to offer _____ more money and benefits.
9. At all times material hereto, _____ was in a confidential relationship with _____ and owed _____ a fiduciary duty of good faith and fair dealing.
10. In early _____, _____ asked _____ if he intended to continue in his employ with _____ and was assured by _____ that he intended to continue as an employee.
11. In _____, _____, _____, resigned from his employment at _____ and went to work for _____, substantially performing the same duties he had performed at _____ for _____.
12. _____ and _____ have wrongfully misappropriated _____ trade secrets in the form of customer lists and bid computation procedures, all to the detriment of _____'s former employer, _____, to whom he owed a fiduciary duty, and in favor of _____'s new employer, _____, resulting in damage to _____.
13. At all times, _____'s misappropriation of trade secrets has been conducted while in the course and scope of his employment with _____ and is liable for the actions of _____ its employee, _____, upon the doctrine of respondent superior.
14. The customer list and bid computation methods of _____ constitute confidential information of _____ as an employee and/or former employee, _____ had a high duty not to disclose such information to others to the detriment of _____. _____, while in the course and scope of his employment with _____ disclosed and utilized this confidential information to the detriment of _____ and the benefit of _____, causing damage to _____.
15. Due to the wrongful conduct of _____ and _____, _____ has been damaged and will continue to suffer damage to its business, in the sum of \$00.00.
16. The actions of _____ in requiring the confidential financial information pertaining to the business of _____ under the pretext of purchasing the business of _____, and then hiring the key employee of _____ and inducing him to breach his fiduciary duties owed to _____ were committed with willful and wanton disregard for the rights of _____, and _____ is entitled to recover punitive damages from Defendant, _____, in such sum as to be established by the Court upon a trial hereof.

WHEREFORE, PREMISES CONSIDERED, _____, sues and demands judgment against _____ and _____, jointly and severally, in the sum of \$00.00, and punitive damages against Defendant, _____, in such sum as will be established by the Court upon a trial hereof, together with its costs.

Respectfully submitted,

BY: _____
_____, Its Attorney