

IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_ (County), \_\_\_\_\_ (State)

PLAINTIFF

\_\_\_\_\_  
(Name of Plaintiff)

V.

CAUSE NO. \_\_\_\_\_

DEFENDANT

\_\_\_\_\_  
(Name of Defendant)

COMES NOW \_\_\_\_\_ (Name of Plaintiff), Plaintiff in the above-styled and numbered cause, by and through his attorneys, and files this his Complaint against Defendant, \_\_\_\_\_ (Name of Defendant), and in support thereof would show unto the Court the following matters and facts:

1. Plaintiff is an adult resident citizen of \_\_\_\_\_  
(city, county, state).

2. Defendant is an adult resident citizen of \_\_\_\_\_  
(city, county, state).

3. On \_\_\_\_\_ (date), Defendant maliciously and falsely, and without probable cause, swore to an affidavit charging Plaintiff with (specify crime) \_\_\_\_\_.

Said affidavit was filed and became of record in the office of the Clerk of the Court of the City of \_\_\_\_\_ (name), State of \_\_\_\_\_ (name), Criminal Division, and by virtue of such affidavit a warrant was issued by the said clerk and Plaintiff was thereupon arrested by a police officer of said city, taken to the city jail and there incarcerated for hours until he was released on bond.

4. That thereafter on \_\_\_\_\_ (date), the said charge against the Plaintiff came on for preliminary hearing by said Court at which time the Defendant appeared and gave evidence, with the malicious intent and purpose of convicting the Plaintiff of said crime, without probable cause therefore, whereupon said Court found that there was a lack of probable cause for such charge and prosecution, and discharged the Plaintiff.

5. That before and at the time of his arrest as aforesaid, Plaintiff had a good reputation and name in his community and among his friends and acquaintances as a law-abiding citizen, but as the proximate result of Defendant's action as aforesaid, the Plaintiff was required to, and did expend the sum of \$\_\_\_\_\_ as attorney fees in defending such action. Plaintiff suffered humiliation, nervous shock, loss of sleep, mental anguish, and was placed in contempt and derision among his friends and acquaintances, and his reputation for honesty has been impaired. Plaintiff was transported in a police conveyance, under guard, to the City Jail of \_\_\_\_\_ (name of city and state). He was photographed so as to provide the police of this community and of the federal government with his photographs identifying him as a person accused of a crime. His fingerprints were taken and cataloged with those persons accused and convicted of crime in this community and similarly cataloged and classified by federal law enforcement agencies.

6. Plaintiff's employment has been one involving trust and high fiduciary responsibility toward his employers and those whom he has served as customers. He has in the past been bonded by fidelity and fiduciary bonding companies and is an experienced insurance and real estate salesman and dealer, both of which occupations require licensure by the state and the posting of fidelity and fiduciary bonds. Plaintiff's future capacity to obtain such bonds has been impaired and on account thereof, he has been damaged.

7. Plaintiff was required to remain in the City Jail of among such persons who were guilty of or charged with crime; that he lost about \$\_\_\_\_\_ in earnings on account of time spent in prison, and in preparing for and attending such trial, all to his great damage.

8. The fact of his said arrest and incarceration has become known amongst his friends and acquaintances and that the public knowledge of said fact will inescapably become known in the future on account of Defendant's said malicious and unjustified accusations.

9. Plaintiff has been damaged in the sum of \$\_\_\_\_\_.

Wherefore, Plaintiff prays that judgment be rendered in his favor against the Defendant for compensatory damages in the sum of \$\_\_\_\_\_, and punitive damages in the sum of \$\_\_\_\_\_, and for his attorney's fees herein and for his costs.

Respectfully submitted,

\_\_\_\_\_  
**(Name of Plaintiff)**

By: \_\_\_\_\_

**(Name of Plaintiff's Attorney)**

State Bar No. \_\_\_\_\_

One of His Attorneys

OF COUNSEL:

\_\_\_\_\_  
**(Name of Plaintiff's Attorney)**

Post Office Box \_\_\_\_\_ - \_\_\_\_\_

\_\_\_\_\_  
City, State, Zip Code

Telephone: \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_