

1 [INSERT CAPTION]

2 COMPLAINT

3 (NEGLIGENCE-BUSINESS OWNER LIABILITY-SLIP & FALL)

4 COMES NOW the Plaintiff(s), _____, by counsel, and for his/her
5
6 Complaint against the Defendant(s), _____, alleges and states:

7 I. THE PARTIES

8 1. The Plaintiff(s), _____, (hereinafter referred to as Plaintiff), is
9 an adult citizen of _____ County, State of _____, and resides at 123 Main Street,
10 in the City of Small Town.

11 2. The Defendant, _____, (hereinafter referred to as Defendant
12 One), is a corporation incorporated under the laws of the State of _____, whose principal
13 place of business is at 321 Elm Street, in the City of Small Town, and is subject to service of
14 process by and through its registered agent: [insert registered agent's name and address].

15 II. THE FACTS

16 3. On _____, 20__, at approximately _____ o'clock __.m., the
17 Plaintiff was a business invitee at Defendant's grocery store. While shopping in the produce
18 section of defendant's store, Plaintiff slipped and fell near the lettuce display in a clear liquid
19 substance believed to be water standing on the all-white tile floor. Plaintiff was immobilized by
20 the fall on the floor and other shoppers and the store's assistant manager came to Plaintiff's
21 assistance. While on the floor, the water-misting system on the nearby lettuce display began
22 operating and spraying water on the Plaintiff and the floor in area where she fell.

23 4. The Defendant had actual or constructive notice that the said water-misting
24 system sprayed water on the floor creating a hazardous and dangerous condition.

25 a. The Defendant did not take any steps reasonably calculated to remove the
26 aforesaid dangerous and hazardous condition.
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b. The Defendant did not post any signs or other devices warning persons of the dangerous and hazardous condition.

III. THE CLAIMS

5. Defendant a duty to maintain its business premises in a reasonably safe condition, a duty to take steps reasonably calculated to remove the aforesaid hazardous and dangerous condition, and a duty to warn its business invitees of the aforesaid dangerous and hazardous condition.

6. The Defendant breached its duties delineated hereinabove proximately causing Plaintiff to suffer the following damages: [insert types of damages, *e.g.*, severe and permanent personal injuries; past, present and future pain and suffering; past, present and future mental anguish; temporary and/or permanent disability; disfigurement; past, present and future medical expenses and costs; past and present lost wages; lost wage earning capacity; etc.].

IV. DEMAND FOR RELIEF

7. The Plaintiff prays for the following relief:

- (1) Trial by jury;
- (2) Judgment for Plaintiff and against the Defendant;
- (3) An award of damages which will fully and fairly compensate Plaintiff for [insert types of damages, *e.g.*, severe and permanent personal injuries; past, present and future pain and suffering; past, present and future mental anguish; temporary and/or permanent disability; disfigurement; past, present and future medical expenses and costs; past and present lost wages; lost wage earning capacity; property damage; etc.].
- (4) Such other and further relief deemed just and proper in the premises.