

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA

Civil Division

SAM SUER)
123 X Street, N.W.)
Washington, D.C. 20109)

Plaintiff)

v.)

DONALD DRIVER)
321 A Street, S.E.)
Washington, D.C. 20222)

Defendant)

Case No. _____

COMPLAINT

1. This court has jurisdiction under D.C. Code § 11-901.

2. On January 18, 2011, at the intersection of Constitution Avenue and 13th Street, N.E., Washington, D.C., defendant operated his automobile negligently by running a red light and collided with plaintiff's automobile.

3. As a result of said collision plaintiff suffered physical injury, mental anguish, pain and distress, incurred medical expenses, missed time from work, and incurred property damage to his automobile.

WHEREFORE plaintiff demands judgment against defendant in the sum of \$65,000 plus costs of this suit.

DEWEY, CHEATAM & HOW
Attorneys for plaintiff
400 Third Street, N.W.
Suite 7000
Washington, D.C. 20001
Tel. 202-555-8778

By _____
HAROLD DEWEY #19223

TRIAL BY JURY IS DEMANDED
ON ALL ISSUES

By _____
JAMES K. HOW #28345



Superior Court of the District of Columbia
CIVIL DIVISION

500 Indiana Avenue, N.W., Suite 5000
Washington, D.C. 20001 Telephone: (202) 879-1133

Sam Suer _____
Plaintiff

vs.

Case Number _____

Donald Driver _____
Defendant

SUMMONS

To the above named Defendant:

You are hereby summoned and required to serve an Answer to the attached Complaint, either personally or through an attorney, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you are being sued as an officer or agency of the United States Government or the District of Columbia Government, you have sixty (60) days after service of this summons to serve your Answer. A copy of the Answer must be mailed to the attorney for the party plaintiff who is suing you. The attorney's name and address appear below. If plaintiff has no attorney, a copy of the Answer must be mailed to the plaintiff at the address stated on this Summons.

You are also required to file the original Answer with the Court in Suite 5000 at 500 Indiana Avenue, N.W., between 8:30 a.m. and 5:00 p.m., Mondays through Fridays or between 9:00 a.m. and 12:00 noon on Saturdays. You may file the original Answer with the Court either before you serve a copy of the Answer on the plaintiff or within five (5) days after you have served the plaintiff. If you fail to file an Answer, judgment by default may be entered against you for the relief demanded in the complaint.

Harold Dewey _____
Name of Plaintiff's Attorney

Clerk of the Court

400 Third St., N.W., Suite 7000 _____
Address

By _____
Deputy Clerk

Washington, D.C. 20001

202-555-8778 _____
Telephone

Date _____

如需翻译,请打电话 (202) 879-4828 Veuillez appeler au (202) 879-4828 pour une traduction Để có một bản dịch, hãy gọi (202) 879-4828
번역을 원하시면, (202) 879-4828 로 전화하십시오 የአማርኛ ትርጉም ለማግኘት (202) 879-4828 ይደውሉ

IMPORTANT: IF YOU FAIL TO FILE AN ANSWER WITHIN THE TIME STATED ABOVE, OR IF, AFTER YOU ANSWER, YOU FAIL TO APPEAR AT ANY TIME THE COURT NOTIFIES YOU TO DO SO, A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST YOU FOR THE MONEY DAMAGES OR OTHER RELIEF DEMANDED IN THE COMPLAINT. IF THIS OCCURS, YOUR WAGES MAY BE ATTACHED OR WITHHELD OR PERSONAL PROPERTY OR REAL ESTATE YOU OWN MAY BE TAKEN AND SOLD TO PAY THE JUDGMENT. IF YOU INTEND TO OPPOSE THIS ACTION, DO NOT FAIL TO ANSWER WITHIN THE REQUIRED TIME.

If you wish to talk to a lawyer and feel that you cannot afford to pay a fee to a lawyer, promptly contact one of the offices of the Legal Aid Society (202-628-1161) or the Neighborhood Legal Services (202-682-2700) for help or come to Suite 5000 at 500 Indiana Avenue, N.W., for more information concerning places where you may ask for such help.

See reverse side for Spanish translation
Vea al dorso la traducción al español

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA

Civil Division

SAM SUER

Plaintiff

v.

DONALD DRIVER

Defendant

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No. 2011 C.A. 5009

ANSWER

First Defense

The complaint fails to state a claim upon which relief can be granted.

Second Defense

The defendant was contributorily negligent in the operation of his own automobile.

Third Defense

Answering the complaint paragraph by paragraph, defendant avers:

1. The defendant admits the jurisdiction of this court.
2. The defendant admits that a collision occurred on January 18, 2011, at the intersection of Constitution Avenue and 13th Street, N.E., Washington, D.C., but denies the remaining allegations of said paragraph.
3. The defendant is without sufficient information to admit or deny the allegations of paragraph 3 of the complaint, demands strict proof thereof, and denies that any injuries alleged were proximately caused by said collision.

WHEREFORE defendant demands that the complaint be dismissed with prejudice and that this defendant be awarded his costs in this action.

COUNTERCLAIM

1. Defendant avers that it was the plaintiff's negligence in the operation of his own automobile that proximately caused the collision on January 18, 2011, at the intersection of Constitution Avenue and 13th Street, N.E., Washington, D.C.

2. As a result of said collision defendant suffered physical injury, mental anguish, pain and distress, incurred medical expenses, missed time from work, and incurred property damage to his automobile.

WHEREFORE defendant demands judgment against plaintiff in the sum of \$35,000 plus costs of this suit.

RONALD L. JONES #32345
17 Aspen Street
Rockville, Md. 28422
Tel. 301-555-5623

Counsel for defendant and
Counterclaimant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Answer and Counterclaim was mailed, postage prepaid, to Harold Dewey, Esq., counsel for plaintiff, at 400 Third Street, N.W., Suite 7000, Washington, D.C. 20001, this 19th day of August, 2011.

RONALD L. JONES

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA

Civil Division

SAM SUER)
)
 Plaintiff)
)
 v.) No. 2011 C.A. 5009
)
 DONALD DRIVER)
)
 Defendant)

ANSWER TO COUNTERCLAIM

1. Paragraph 1 of the counterclaim is denied.
2. The plaintiff is without sufficient information to admit or deny the allegations of paragraph 2 of the counterclaim, demands strict proof thereof, and denies that any injuries to defendant alleged were proximately caused by said collision.

WHEREFORE the plaintiff demands that the counterclaim be dismissed with prejudice and that the plaintiff be awarded his costs in this action.

HAROLD DEWEY #19223
Counsel for plaintiff
and counterdefendant
DEWEY, CHEATAM & HOW
400 Third Street, N.W.
Suite 7000
Washington, D.C. 20001
Tel. 202-555-8778

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Answer to Counterclaim was mailed, postage prepaid, to Ronald L. Jones, Esq., counsel for defendant and counterclaimant, at 17 Aspen Street, Rockville, Md. 28422, this 5th day of September, 2011.

HAROLD DEWEY