

OCT 09 2020

PLD-PI-001

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Armando J. Berriz, SBN 172394 Berriz Law Group 30300 Agoura Rd., Suite 150 Agoura Hills, CA 91301 TELEPHONE NO. (818)889-1577 FAX NO. (Optional): (818)889-8260 E-MAIL ADDRESS (Optional): armando@berrizlawgroup.com ATTORNEY FOR (Name): Plaintiff, Jennifer Leff	AFTER 4:00 P.M. FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF <u>Ventura</u> STREET ADDRESS: 800 South Victoria Avenue MAILING ADDRESS: 800 South Victoria Avenue CITY AND ZIP CODE: Ventura, 93009 BRANCH NAME: Ventura Hall of Justice	
PLAINTIFF: Jennifer Leff DEFENDANT: Madeline Cooley; Jessica Cooley <input checked="" type="checkbox"/> DOES 1 TO <u>10</u>	
COMPLAINT—Personal Injury, Property Damage, Wrongful Death <input type="checkbox"/> AMENDED (Number): Type (check all that apply): <input checked="" type="checkbox"/> MOTOR VEHICLE <input type="checkbox"/> OTHER (specify): <input type="checkbox"/> Property Damage <input type="checkbox"/> Wrongful Death <input checked="" type="checkbox"/> Personal Injury <input type="checkbox"/> Other Damages (specify):	
Jurisdiction (check all that apply): <input type="checkbox"/> ACTION IS A LIMITED CIVIL CASE Amount demanded <input type="checkbox"/> does not exceed \$10,000 <input type="checkbox"/> exceeds \$10,000, but does not exceed \$25,000 <input checked="" type="checkbox"/> ACTION IS AN UNLIMITED CIVIL CASE (exceeds \$25,000) <input type="checkbox"/> ACTION IS RECLASSIFIED by this amended complaint <input type="checkbox"/> from limited to unlimited <input type="checkbox"/> from unlimited to limited	CASE NUMBER:

1. Plaintiff (name or names): **Jennifer Leff**
 alleges causes of action against defendant (name or names):
Madeline Cooley; Jessica Cooley, and Does 1 to 10
2. This pleading, including attachments and exhibits, consists of the following number of pages: **5**
3. Each plaintiff named above is a competent adult
 - a. except plaintiff (name):
 - (1) a corporation qualified to do business in California
 - (2) an unincorporated entity (describe):
 - (3) a public entity (describe):
 - (4) a minor an adult
 - (a) for whom a guardian or conservator of the estate or a guardian ad litem has been appointed
 - (b) other (specify):
 - (5) other (specify):
 - b. except plaintiff (name):
 - (1) a corporation qualified to do business in California
 - (2) an unincorporated entity (describe):
 - (3) a public entity (describe):
 - (4) a minor an adult
 - (a) for whom a guardian or conservator of the estate or a guardian ad litem has been appointed
 - (b) other (specify):
 - (5) other (specify):

Information about additional plaintiffs who are not competent adults is shown in Attachment 3.

7/20/2020 10:55 AM
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4. Plaintiff (*name*):
 is doing business under the fictitious name (*specify*):

 and has complied with the fictitious business name laws.
5. Each defendant named above is a natural person
- a. **except** defendant (*name*):

(1) a business organization, form unknown

(2) a corporation

(3) an unincorporated entity (*describe*):

(4) a public entity (*describe*):

(5) other (*specify*):

c. **except** defendant (*name*):

(1) a business organization, form unknown

(2) a corporation

(3) an unincorporated entity (*describe*):

(4) a public entity (*describe*):

(5) other (*specify*):
- b. **except** defendant (*name*):

(1) a business organization, form unknown

(2) a corporation

(3) an unincorporated entity (*describe*):

(4) a public entity (*describe*):

(5) other (*specify*):

d. **except** defendant (*name*):

(1) a business organization, form unknown

(2) a corporation

(3) an unincorporated entity (*describe*):

(4) a public entity (*describe*):

(5) other (*specify*):
- Information about additional defendants who are not natural persons is contained in Attachment 5.
6. The true names of defendants sued as Does are unknown to plaintiff.
- a. Doe defendants (*specify Doe numbers*): 1 to 10 were the agents or employees of other named defendants and acted within the scope of that agency or employment.
- b. Doe defendants (*specify Doe numbers*): 1 to 10 are persons whose capacities are unknown to plaintiff.
7. Defendants who are joined under Code of Civil Procedure section 382 are (*names*):
8. This court is the proper court because
- a. at least one defendant now resides in its jurisdictional area.
- b. the principal place of business of a defendant corporation or unincorporated association is in its jurisdictional area.
- c. injury to person or damage to personal property occurred in its jurisdictional area.
- d. other (*specify*):
9. Plaintiff is required to comply with a claims statute, and
- a. has complied with applicable claims statutes, or
- b. is excused from complying because (*specify*):

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10. The following causes of action are attached and the statements above apply to each (*each complaint must have one or more causes of action attached*):

- a. Motor Vehicle
- b. General Negligence
- c. Intentional Tort
- d. Products Liability
- e. Premises Liability
- f. Other (*specify*):

11. Plaintiff has suffered

- a. wage loss
- b. loss of use of property
- c. hospital and medical expenses
- d. general damage
- e. property damage
- f. loss of earning capacity
- g. other damage (*specify*):

12. The damages claimed for wrongful death and the relationships of plaintiff to the deceased are

- a. listed in Attachment 12.
- b. as follows:

13. The relief sought in this complaint is within the jurisdiction of this court.

14. Plaintiff prays for judgment for costs of suit; for such relief as is fair, just, and equitable; and for

- a. (1) compensatory damages
- (2) punitive damages

The amount of damages is (*in cases for personal injury or wrongful death, you must check (1)*):

- (1) according to proof prejudgment interest according to proof
- (2) in the amount of: \$

15. The paragraphs of this complaint alleged on information and belief are as follows (*specify paragraph numbers*):

Date: October 8, 2020

Armando J. Berriz

(TYPE OR PRINT NAME)



(SIGNATURE OF PLAINTIFF OR ATTORNEY)

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First _____

(number)

CAUSE OF ACTION—Motor Vehicle

ATTACHMENT TO Complaint Cross - Complaint

(Use a separate cause of action form for each cause of action.)

Plaintiff (name): Jennifer Leff

MV- 1. Plaintiff alleges the acts of defendants were negligent; the acts were the legal (proximate) cause of injuries and damages to plaintiff; the acts occurred on **(date):** October 25, 2018 at **(place):** Westlake Boulevard & Cascade Way, Thousand Oaks

MV- 2. DEFENDANTS

- a. The defendants who operated a motor vehicle are *(names)*:
 Madeline Cooley

 Does 1 _____ to 10 _____
- b. The defendants who employed the persons who operated a motor vehicle in the course of their employment are *(names)*:

 Does 1 _____ to 10 _____
- c. The defendants who owned the motor vehicle which was operated with their permission are *(names)*:
 Jessica Cooley

 Does 1 _____ to 10 _____
- d. The defendants who entrusted the motor vehicle are *(names)*:
 Jessica Cooley

 Does 1 _____ to 10 _____
- e. The defendants who were the agents and employees of the other defendants and acted within the scope of the agency were *(names)*:

 Does 1 _____ to 10 _____
- f. The defendants who are liable to plaintiffs for other reasons and the reasons for the liability are
 listed in Attachment MV-2f as follows:

Does 1 _____ to 10 _____

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Second _____ CAUSE OF ACTION—General Negligence Page 5
 (number)

ATTACHMENT TO Complaint Cross - Complaint

(Use a separate cause of action form for each cause of action.)

GN-1. Plaintiff (name): Jennifer Leff

alleges that defendant (name): Madeline Cooley; Jessica Cooley

Does 1 _____ to 10 _____

was the legal (proximate) cause of damages to plaintiff. By the following acts or omissions to act, defendant negligently caused the damage to plaintiff

on (date): October 25, 2018

at (place): Westlake Boulevard & Cascade Way, Thousand Oaks

(description of reasons for liability):

Defendants, and each of them, so negligently managed, entrusted, maintained, owned and operated their vehicle so the same was caused to, and did, then and there, hit, strike and collide with the vehicle being occupied by plaintiff herein, proximately causing plaintiff's injuries and damages.