

IN THE CIRCUIT COURT OF Z

X,))		
))		
	Plaintiff,)	No: _____	
))		
vs.))		
))		
))		
Y,))		
))		
	Defendant.)		

COMPLAINT AT LAW

NOW COMES the Plaintiff, **X**, by his attorneys, **ATTORNEY’S OFFICE NAME**, and complaining of the Defendant, **Y**, (hereinafter referred to as “**Y**,”) states as follows:

1. On and prior to DATE, the Plaintiff, **X**, was a resident of the City of CITY, County of COUNTY, State of STATE.
2. On or about DATE, STREET A and STREET B were public roads in the City of CITY, County of COUNTY, State of STATE.
3. On or about DATE, at about TIME, being operated by the Defendant, **Y**, westbound on STREET A at or near its intersection with STREET B, in the City of CITY, County of COUNTY, State of STATE.
4. At the aforesaid time and place, the Plaintiff, **X**, was a pedestrian traveling southbound on STREET B at or near its intersection with STREET A, in the City of CITY, County of COUNTY, State of STATE.
5. At the aforesaid time and place, the Defendant, **Y**, owed the Plaintiff and others lawfully on the roads a duty to operate his motor vehicle safely and to exercise ordinary care so as to not negligently cause injury to those persons lawfully on the roadway to include the

Plaintiff herein, **X**.

6. At the aforesaid time there was in full force and effect the following STATE Compiled Statute, 2002, 5/11-1003.1: Drivers to exercise due care:

“...every driver of a vehicle shall exercise due care to avoid colliding with any pedestrian, or any person operating a bicycle or other device propelled by human power and shall give warning by sounding the horn when necessary and shall exercise proper precaution upon observing any child or any obviously confused, incapacitated or intoxicated person.”

7. At the aforesaid time and place, the Defendant, **Y**, drove his motor vehicle into and collided with the person of the Plaintiff, **X**.

8. In breach of a duty of care, the Defendant, **Y**, was guilty of one or more of the following negligent acts and/or omissions:

- (a) operated, maintained and controlled his motor vehicle without keeping a sufficient look-out ahead for vehicles and/or persons on the roadway;
- (b) operated, maintained and controlled his motor vehicle in violation of 2002 ILCS 5/11-1003.1;
- (c) failed to keep his motor vehicle under control at all times;
- (d) failed to slow or stop his motor vehicle to avoid colliding with the person of the Plaintiff, **X**; and
- (e) was otherwise careless and negligent.

9. As a direct and proximate result of one or more of the foregoing negligent acts or omissions of the Defendant, **Y**, the Plaintiff, **X**, sustained serious and permanent injuries; was required to seek extensive medical consultation and treatment; has expended, and will in the future expend, great sums of money to be healed and cured of maladies; suffered, and will in the future continue to suffer, great pain, anguish and physical and mental suffering; and was deprived of earnings to which might have otherwise been entitled.

WHEREFORE, the Plaintiff, **X**, prays for judgment against the Defendant, **Y**, in such an

amount in excess of this Court's jurisdictional requisite as will fairly and adequately compensate the Plaintiff for his injuries, losses and damages as herein above alleged, costs of suit, and any further relief which this Honorable Court finds fair and just.

Attorney for Plaintiff

Attorney #
Office Name, Address, Phone

