

IN THE CIRCUIT COURT OF THE 17th
JUDICIAL CIRCUIT IN AND FOR BROWARD
COUNTY, FLORIDA

CASE NO.

12 10401

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SHEIKH HUSSEIN

Plaintiff,

vs.

DEN DAVIE, INC.

Defendant



COMPLAINT FOR DAMAGES

Plaintiff, Sheikh Hussein ("Hussein"), sues Defendant, Den Davie, Inc. ("Dennys") and states as follows:

Jurisdiction

1. This is an action for damages which exceeds \$15,000.00 exclusive of attorneys' fees, interest and costs.
2. Venue is proper in Broward County, Florida since the Defendant does business in Broward County.

The Parties/Participants

3. Hussein is an individual residing in Broward County, Florida and is *sui juris*. Hussein was an employee of Denny's since May 19, 2011.
4. Defendant, Denny's is a Florida corporation operating as Denny's store number 7898.

General Allegations

5. Hussein was an employee of Denny's with satisfactory job performance.
6. On or about December 3, 2011, Hussein injured himself on the job.
7. When Hussein was injured on the job and attempted to file or filed a workers compensation claim, he was terminated from his job on or about January 27, 2012.
8. Hussein has retained the undersigned law firm in this matter and has agreed to pay it a reasonable fee for its services.

Count I—Violations of Fla. Stat. §440.205

9. Plaintiff realleges and reavers the allegations contained in Paragraph 1 through 8 as if fully set forth herein.

10. Defendant has violated Fla. Stat. §440.205 in that it subjected Plaintiff to unfavorable treatment as a result of his attempts to make a valid claim for worker's compensation and pursuit of a worker's compensation claim under the Worker's Compensation Laws of Florida.

23. Due to Plaintiff's filing of a worker's compensation claim, he engaged in a statutorily protected activity. As a result of his engaging in a statutorily protected activity, Plaintiff suffered adverse employment actions including termination. The adverse actions suffered by Plaintiff were causally related to his valid worker's compensation claims and his intent to seek worker's compensation benefits

29. As a direct and proximate result of the actions of Defendant, Plaintiff has suffered pain and suffering, mental anguish, loss of capacity for the enjoyment of life, loss of earnings, loss of the ability to earn money and aggravation of an existing condition. The

losses are either permanent or continuing and Plaintiff will continue to suffer losses in the future.

WHEREFORE, Plaintiff, demands judgment for damages against Defendant, and for any other relief this Court deems just and proper.

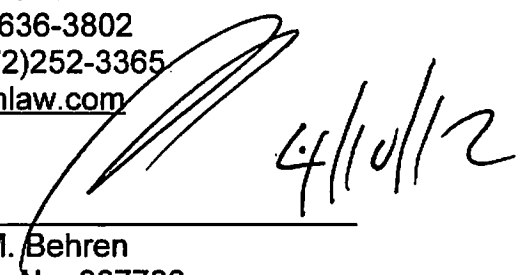
Demand for Jury Trial

Plaintiff demands trial by jury on all issues so triable.

Behren Law Firm
2893 Executive Park Drive, Suite 203
Weston, FL 33331
Phone: (954) 636-3802
Facsimile: (772)252-3365
Scott@behrenlaw.com

By _____

Scott M. Behren
Fla. Bar No. 987786

Handwritten signature of Scott M. Behren and the date 4/10/12.