

COUNTY OF Charleston

Vermesha Criffen, Jelenda Dunbar, Vermesha Criffen
as parent of A.P., Sherrica Dunbar **Plaintiff(s)**
Parent of J.O.

vs.

Ian J. Sypher
Defendant(s)

CIVIL ACTION COVERSHEET

2018 -CP-CP-18 4051

Submitted By: Bertrand Dore
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Buff SC 29901

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NOTE: The coversheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for the use of the Clerk of Court for the purpose of docketing cases that are NOT E-Filed. It must be filled out completely, signed, and dated. A copy of this coversheet must be served on the defendant(s) along with the Summons and Complaint. This form is NOT required to be filed in E-Filed Cases.

DOCKETING INFORMATION (Check all that apply)

*If Action is Judgment/Settlement do not complete

- JURY TRIAL demanded in complaint. NON-JURY TRIAL demanded in complaint.
- This case is subject to ARBITRATION pursuant to the Court Annexed Alternative Dispute Resolution Rules.
- This case is subject to MEDIATION pursuant to the Court Annexed Alternative Dispute Resolution Rules.
- This case is exempt from ADR. (Proof of ADR/Exemption Attached)

NATURE OF ACTION (Check One Box Below)

- | | | | |
|---|---|--|--|
| <p>Contracts</p> <ul style="list-style-type: none"> <input type="checkbox"/> Constructions (100) <input type="checkbox"/> Debt Collection (110) <input type="checkbox"/> General (130) <input type="checkbox"/> Breach of Contract (140) <input type="checkbox"/> Fraud/Bad Faith (150) <input type="checkbox"/> Failure to Deliver/Warranty (160) <input type="checkbox"/> Employment Discrim (170) <input type="checkbox"/> Employment (180) <input type="checkbox"/> Other (199) _____ <p>Inmate Petitions</p> <ul style="list-style-type: none"> <input type="checkbox"/> PCR (500) <input type="checkbox"/> Mandamus (520) <input type="checkbox"/> Habeas Corpus (530) <input type="checkbox"/> Other (599) _____ <p>Special/Complex /Other</p> <ul style="list-style-type: none"> <input type="checkbox"/> Environmental (600) <input type="checkbox"/> Automobile Arb. (610) <input type="checkbox"/> Medical (620) <input type="checkbox"/> Other (699) _____ <input type="checkbox"/> Sexual Predator (510) <input type="checkbox"/> Permanent Restraining Order (680) <input type="checkbox"/> Interpleader (690) | <p>Torts - Professional Malpractice</p> <ul style="list-style-type: none"> <input type="checkbox"/> Dental Malpractice (200) <input type="checkbox"/> Legal Malpractice (210) <input type="checkbox"/> Medical Malpractice (220) Previous Notice of Intent Case # <u>20 -NI- -</u> <input type="checkbox"/> Notice/ File Med Mal (230) <input type="checkbox"/> Other (299) _____ <p>Administrative Law/Relief</p> <ul style="list-style-type: none"> <input type="checkbox"/> Reinstate Drv. License (800) <input type="checkbox"/> Judicial Review (810) <input type="checkbox"/> Relief (820) <input type="checkbox"/> Permanent Injunction (830) <input type="checkbox"/> Forfeiture-Petition (840) <input type="checkbox"/> Forfeiture—Consent Order (850) <input type="checkbox"/> Other (899) _____ <p>Pharmaceuticals (630)</p> <ul style="list-style-type: none"> <input type="checkbox"/> Pharmaceuticals (630) <input type="checkbox"/> Unfair Trade Practices (640) <input type="checkbox"/> Out-of State Depositions (650) <input type="checkbox"/> Motion to Quash Subpoena in an Out-of-County Action (660) <input type="checkbox"/> Pre-Suit Discovery (670) | <p>Torts - Personal Injury</p> <ul style="list-style-type: none"> <input type="checkbox"/> Conversion (310) <input type="checkbox"/> Motor Vehicle Accident (320) <input type="checkbox"/> Premises Liability (330) <input type="checkbox"/> Products Liability (340) <input type="checkbox"/> Personal Injury (350) <input type="checkbox"/> Wrongful Death (360) <input type="checkbox"/> Assault/Battery (370) <input type="checkbox"/> Slander/Libel (380) <input type="checkbox"/> Other (399) _____ <p>Judgments/Settlements</p> <ul style="list-style-type: none"> <input type="checkbox"/> Death Settlement (700) <input type="checkbox"/> Foreign Judgment (710) <input type="checkbox"/> Magistrate's Judgment (720) <input type="checkbox"/> Minor Settlement (730) <input type="checkbox"/> Transcript Judgment (740) <input type="checkbox"/> Lis Pendens (750) <input type="checkbox"/> Transfer of Structured Settlement Payment Rights Application (760) <input type="checkbox"/> Confession of Judgment (770) <input type="checkbox"/> Petition for Workers Compensation Settlement Approval (780) <input type="checkbox"/> Incapacitated Adult Settlement (790) <input type="checkbox"/> Other (799) _____ | <p>Real Property</p> <ul style="list-style-type: none"> <input type="checkbox"/> Claim & Delivery (400) <input type="checkbox"/> Condemnation (410) <input type="checkbox"/> Foreclosure (420) <input type="checkbox"/> Mechanic's Lien (430) <input type="checkbox"/> Partition (440) <input type="checkbox"/> Possession (450) <input type="checkbox"/> Building Code Violation (460) <input type="checkbox"/> Other (499) _____ <p>Appeals</p> <ul style="list-style-type: none"> <input type="checkbox"/> Arbitration (900) <input type="checkbox"/> Magistrate-Civil (910) <input type="checkbox"/> Magistrate-Criminal (920) <input type="checkbox"/> Municipal (930) <input type="checkbox"/> Probate Court (940) <input type="checkbox"/> SCDOT (950) <input type="checkbox"/> Worker's Comp (960) <input type="checkbox"/> Zoning Board (970) <input type="checkbox"/> Public Service Comm. (990) <input type="checkbox"/> Employment Security Comm (991) <input type="checkbox"/> Other (999) _____ |
|---|---|--|--|

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JULIE ARMSTRONG
CLERK OF COURT
FILED

Submitting Party Signature: _____ Date: 8-15-18

Note: Frivolous civil proceedings may be subject to sanctions pursuant to SCRCP, Rule 11, and the South Carolina Frivolous Civil Proceedings Sanctions Act, S.C. Code Ann. §15-36-10 et. seq.

Effective January 1, 2016, Alternative Dispute Resolution (ADR) is mandatory in all counties, pursuant to Supreme Court Order dated November 12, 2015.

SUPREME COURT RULES REQUIRE THE SUBMISSION OF ALL CIVIL CASES TO AN ALTERNATIVE DISPUTE RESOLUTION PROCESS, UNLESS OTHERWISE EXEMPT.

Pursuant to the ADR Rules, you are required to take the following action(s):

1. The parties shall select a neutral and file a "Proof of ADR" form on or by the 210th day of the filing of this action. If the parties have not selected a neutral within 210 days, the Clerk of Court shall then appoint a primary and secondary mediator from the current roster on a rotating basis from among those mediators agreeing to accept cases in the county in which the action has been filed.
2. The initial ADR conference must be held within 300 days after the filing of the action.
3. Pre-suit medical malpractice mediations required by S.C. Code §15-79-125 shall be held not later than 120 days after all defendants are served with the "Notice of Intent to File Suit" or as the court directs.
4. Cases are exempt from ADR only upon the following grounds:
 - a. Special proceeding, or actions seeking extraordinary relief such as mandamus, habeas corpus, or prohibition;
 - b. Requests for temporary relief;
 - c. Appeals
 - d. Post Conviction relief matters;
 - e. Contempt of Court proceedings;
 - f. Forfeiture proceedings brought by governmental entities;
 - g. Mortgage foreclosures; and
 - h. Cases that have been previously subjected to an ADR conference, unless otherwise required by Rule 3 or by statute.
5. In cases not subject to ADR, the Chief Judge for Administrative Purposes, upon the motion of the court or of any party, may order a case to mediation.
6. Motion of a party to be exempt from payment of neutral fees due to indigency should be filed with the Court within ten (10) days after the ADR conference has been concluded.

Please Note: You must comply with the Supreme Court Rules regarding ADR. Failure to do so may affect your case or may result in sanctions.

STATE OF SOUTH CAROLINA)
)
 COUNTY OF CHARLESTON)
)
 VERMEESHA GRIFFEN, JALONDA)
 DUNBAR , VERMEESHA GRIFFEN)
 AS PARENT OF A.P. A MINOR UNDER)
 14 YEARS OF AGE, SHERMICA)
 DUNBAR AS PARENT OF J.D.)
 A MINOR ,)
)
)
)
 Plaintiff,)
)
)
 -versus-)
)
 IAN J. SYPHER,)
)
)
 Defendant.)


IN THE COURT OF COMMON PLEAS
 CASE NO.: 2018-CP-10- 4051

FILED
 2018 AUG 15 PM 4:43
 JULIE J. ARMSTRONG
 CLERK OF COURT

SUMMONS
 (Jury Trial)

TO THE DEFENDANT ABOVE NAMED:

YOU ARE HEREBY SUMMONED and required to answer the Complaint in this action, of which a copy is herewith served upon you, and to serve a copy of your Answer upon the subscribed at his office, Post Office Box 2478, Beaufort, South Carolina 29901, within thirty (30) days from the service hereof, exclusive of the day of such service; and if you fail to answer the Complaint within the time aforesaid, judgment by default will be rendered against you, and the Plaintiff will apply to the Court for the relief demanded.

DORE LAW FIRM, P.A.

 s/Bertrand O. Dore
 S.C. Bar No. 70684
 Attorney for the Plaintiff
 Post Office Box 2478
 Beaufort, South Carolina 29901
 (843) 522-9112

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)
)
VERMEESHA GRIFFEN, JALONDA)
DUNBAR VERMEESHA GRIFFEN)
AS PARENT OF A.P. A MINOR UNDER)
14 YEARS OF AGE, SHERMICA)
DUNBAR AS PARENT OF J.D.)
A minor)
Plaintiff,)
)
-versus-)
)
IAN J. SYPHER,)
)
Defendant.)

IN THE COURT OF COMMON PLEAS
CASE NO.: 2018-CP-10- 4051

COMPLAINT
(Jury Trial)

FILED
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The Plaintiff, complaining of the Defendant, alleges and says:

I

The Plaintiffs are residents of Richland, South Carolina.

II

The Defendant is a resident of North Charleston, South Carolina.

III

That on August 15, 2015, Plaintiffs were in a vehicle traveling on Brookdale Blvd, North Charleston, South Carolina, when the Defendant, driving in a careless, reckless and wanton manner and fashion failed to yield right of way and struck Plaintiff's vehicle, thereby causing a serious collision and serious injuries and damages as are hereinafter more particularly set forth.

IV

That the injuries and damages sustained by the Plaintiffs were due to and caused by and were the direct and proximate result of the careless, reckless, wanton and heedless acts and conduct of the Defendant in one or more of the following particulars, to-wit:

- a) In failing to stop at a stop sign;
- b) In following too close;
- c) In failing to yield right of way;
- d) In failing to keep a proper look out;
- e) In driving too fast for conditions;
- f) In failing to maintain proper brakes, or if proper brakes were maintained, in failing to use the same;
- g) In failing to stop, slow or turn his vehicle in such a manner as to avoid colliding with the Plaintiff's vehicle;
- h) In *negligently per se* failing to obey laws and statutes made and provided by the State of South Carolina for the safe operation of motor vehicles upon the highways of this State;
- i) In failing to act as a reasonable, prudent driver would have under the same or similar circumstances;
- j) In such other and further particulars as the evidence at trial may prove.

V

That as a direct and proximate result of the careless, heedless, reckless and wanton acts and conduct as above set forth, the Plaintiffs were injured and damaged in the following particulars, to-wit:

As to Plaintiff VERMEESHA GRIFFEN, she sustained cerebral concussion with post-concussion syndrome, neck pain, shoulder pain, back pain, and that she was forced to seek emergency medical attention and care as a result of her injuries, that she incurred medical bills and expenses as a result of her injuries, that she lost wages as a result of her injuries, all to her great detriment and damage both actually and punitively in the amount of TWO MILLION AND NO/100 (\$2,000,000.00) DOLLARS.

As to Plaintiff JALONDA DUNBAR she sustained neck pain and back pain and was forced to seek emergency medical attention and care as a result of her injuries, that she incurred medical bills and expenses as a result of her injuries, all to her great detriment and damage both actually and punitively in the amount of TWO MILLION AND NO/100 (\$2,000,000.00) DOLLARS.

As to Plaintiff A.P. she sustained neck pain and back pain and was forced to seek emergency medical attention and care as a result of her injuries, that she incurred medical bills and expenses as a result of her injuries, all to her great detriment and damage both actually and punitively in the amount of TWO MILLION AND NO/100 (\$2,000,000.00) DOLLARS.

As to plaintiff J.D. she sustained severe neck pain and back pain and was forced to seek emergency attention and care as a result of her injuries, that she incurred medical bills and expenses as a result of her injuries, all to her great detriment and damage both actually and punitively in the amount of TWO MILLION AND NO/100 (\$2,000,000.00).

WHEREFORE, Plaintiffs pray for judgment against the Defendant in the amount of TWO MILLION AND NO/100 (\$2,000,000.00) DOLLARS both actual and punitive damages.

DORE LAW FIRM, P.A.

A handwritten signature in black ink, appearing to read 'B. O. Dore', with a long horizontal flourish extending to the right.

s/Bertrand O. Dore
S.C. Bar No. 70684
Attorney for the Plaintiff
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Beaufort, South Carolina 29901
(843) 522-9112

Beaufort, South Carolina