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FILED
SUPERIOR COURT
THURSTON COUNTY, WA
2013 MAY 13 AM 9:47
BETTY J. GOULD, CLERK

- EXPEDITE
- No hearing is set
- Hearing is set for

Date/Time: _____

Judge/Calendar: _____

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF THURSTON

ERIC L. BLUE, a single man,

Plaintiff,

v.

McCoy's TAVERN, a business
organization operating in the State of
Washington County of Thurston and
Sam Miller,

Defendants.

Case No.:

13-2-01056-6

COMPLIANT FOR DAMAGES
FOR PERSONAL INJURY

COMES NOW the Plaintiffs ERIC L. BLUE, by and through his attorney of record, KEVIN L. JOHNSON, PS Attorney at Law, for a cause of action against the Defendant, McCOY's TAVERN, and Sam Miller complains and alleges as follows:

I.

1. Plaintiff, ERIC BLUE resides in Tenino, Washington, Thurston County.

II.

2. Defendant, McCoy's Tavern has its principle place of business in Olympia, Washington, Thurston County.

1 3. Defendant, Sam Miller was employed by McCoy's Tavern as a
2 bouncer and was acting in the furtherance of Defendant, McCoy's
3 Tavern' business when the following events occurred.
4

5 III.

6 4. On June 4, 2011 Plaintiff went to McCoy's Tavern, a place where
7 he has gone for years.
8

9 5. Plaintiff ordered one small picture of beer and consumed about a
10 quarter in the span of about one hour.
11

12 6. After an hour Plaintiff went outside to smoke and was sitting to the
13 right of the entrance to McCoy's Tavern.
14

15 7. Plaintiff was speaking with a friend who was in line to enter the
16 premises and had his wallet out to present his identification card.
17

18 8. Defendant, Sam Miller an employee of the Defendant McCoy's
19 Tavern as a bouncer stuck his head outside the door and said, to
20 Plaintiff "hey (talking to Plaintiff Mr. Blue) you better not be asking
21 people for their identification cards." "That's my job."
22

23 9. When Plaintiff tried to reenter McCoy's Tavern, Sam Miller
24 informed the Plaintiff that he had to go around to the front of the bar if
25 he wanted to come back inside McCoy's.
26

27 10. When Plaintiff arrived at the front of the bar to reenter, Sam Miller
28 shoved Plaintiff.
29

30 11. The shove was so hard that it caused Plaintiff to fall back and hit
his head on the pavement.

1 12. Plaintiff became unconscious and did not regain consciousness
2 until the paramedics arrived.

3
4 IV. DAMAGES

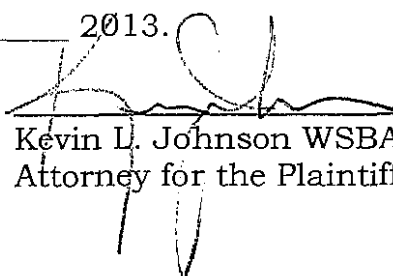
5 13. As a direct and proximate cause of Defendant Sam Miller pushing
6 Plaintiff to the ground, Plaintiff suffered a brain injury that is continuing.

7
8 14. As a direct and proximate cause of Defendant Sam Miller pushing
9 Plaintiff to the ground plaintiff has suffered other personal injury the
10 likes of which are continuing.

11
12 WHEREFORE, Plaintiffs pray for Judgment against Defendants McCoy's
13 Tavern and Sam Miller as follows:

- 14 1) For general damages in an amount to be determined at time of trial;
15 2) For special damages in and amount to be determined at trial;
16 3) For Plaintiff's costs and reasonable attorney fees;
17 4) For leave of court to amend this compliant as discovery proceeds;
18 5) For such other further relief as the court deems just and equitable.

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21 DATED this 5 day of April 2013.

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24 Kevin L. Johnson WSBA# 24784
25 Attorney for the Plaintiff
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VERIFICATION

I, **ERIC BLUE**, plaintiff above named, being duly sworn, say as follows:

I have read the foregoing complaint and know the contents thereof, and the same is true of my own knowledge.

DATED this 5th day of April, 2013, Washington.



ERIC BLUE