

DAVID S. ROCHMAN, ESQUIRE

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Adams Place

701 White Horse Road, Suite 5

Voorhees, NJ 08043

(856) 751-2345

Attorney for Plaintiff

NIAJEL JACKSON,

Plaintiff(s),

v.

**OFFICER FRANK GAGLIARDI and/or
JOHN DOE(s) (1-100)(a fictitious name for a
presently unknown and unidentified individual),
STRATFORD POLICE DEPARTMENT
and/or ABC CORPORATION (1-100)(a
fictitious name for a presently unknown and
unidentified corporation) BOROUGH OF
STRATFORD and/or DEF CORPORATION
(100)(a fictitious name for a presently unknown
and unidentified individual) COUNTY OF
CAMDEN and/or GHI CORPORATION
(1-100)(a fictitious name for a presently
unknown and unidentified corporation)
DEPARTMENT OF LAW and PUBLIC
SAFETY and/or JKL CORPORATION
(1-100)(a fictitious name for a presently
unknown and unidentified corporation)
OFFICE OF ATTORNEY GENERAL FOR
THE STATE OF NEW JERSEY and/or MNO
CORPORATION (1-100)(a fictitious name for
a presently unknown and unidentified
corporation) Individually, jointly, severally
and in the alternative**

Defendants.

**: SUPERIOR COURT OF NEW JERSEY
: LAW DIVISION
: CAMDEN COUNTY**

: DOCKET NO.: CAM-L-1247-18

: CIVIL ACTION

: SUMMONS

From The State of New Jersey, To The Defendant(s) Named Below:

BOROUGH OF STRATFORD

The Plaintiff, named above, has filed a lawsuit against you in the Superior Court of New Jersey. The complaint attached to this Summons states the basis for this lawsuit. If you dispute this complaint, you or your attorney must file a written answer or motion and proof of service with the deputy clerk of the Superior Court in the county listed above within 35 days from the date you received this summons, not counting the date you received it. (The address of each deputy clerk of the Superior

Court is provided.) A \$175.00 filing fee payable to the Clerk of the Superior Court and a completed Case Information Statement (available from the deputy clerk of the Superior Court) must accompany your answer or motion when it is filed. You must also send a copy of your answer or motion to plaintiff's attorney whose name and address appear above, or to the plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file and serve a written answer or motion (with fee and completed Case Information Statement) if you want the court to hear your defense.

If you do not file and serve a written answer or motion within 35 days, the Court may enter a judgment against you for the relief plaintiff demands, plus interest and costs of suit. If judgment is entered against you, the Sheriff may seize your money, wages or property to pay all or part of the judgment.

If you cannot afford an attorney, you may call the Legal Services office in the county where you live. A list of these offices is attached. If you do not have an attorney and are not eligible for free legal assistance, you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A list of these numbers is also attached.

DATED: April 13, 2018

Michelle Smith,

Name of Defendant to be served: **BOROUGH OF STRATFORD**
307 Union Avenue
Stratford, NJ 08084

Appendix XII-B1

	CIVIL CASE INFORMATION STATEMENT (CIS) Use for initial Law Division Civil Part pleadings (not motions) under Rule 4:5-1 Pleading will be rejected for filing, under Rule 1:5-6(c), if information above the black bar is not completed or attorney's signature is not affixed		FOR USE BY CLERK'S OFFICE ONLY PAYMENT TYPE: ☐ CK ☐ CG ☐ CA CHG/CK NO.: _____ AMOUNT: _____ OVERPAYMENT: _____ BATCH NUMBER: _____	
	ATTORNEY/PRO SE NAME: DAVID S. ROCHMAN, ESQUIRE		TELEPHONE NUMBER: (856) 751-2345	COUNTY OF VENUE: Camden
	FIRM NAME (if applicable): LAW OFFICE OF DAVID S. ROCHMAN		DOCKET NUMBER (when available): _____	
	OFFICE ADDRESS: ADAMS PLACE 701 WHITE HORSE ROAD, SUITE 5 VOORHEES, NJ 08043		DOCUMENT TYPE: COMPLAINT JURY DEMAND ☒ Yes ☐ No	
NAME OF PARTY (e.g., John Doe, Plaintiff): NIAJEL JACKSON, Plaintiff		CAPTION: NIAJEL JACKSON vs. OFFICER FRANK GAGLIARDI and/or JOHN DOE(s)(1-100)(a fictitious name for a presently unknown and unidentified individual), et als. I.J.s.a		
CASE TYPE NUMBER (See reverse side for listing): 605	HURRICANE SANDY RELATED? ☐ YES ☒ NO	IS THIS A PROFESSIONAL MALPRACTICE CASE? ☐ YES ☒ NO IF YOU HAVE CHECKED "YES," SEE N.J.S.A. 2A:53A-27 AND APPLICABLE CASE LAW REGARDING YOUR OBLIGATION TO FILE AN AFFIDAVIT OF MERIT.		
RELATED CASES PENDING? ☐ Yes ☒ No		IF YES, LIST DOCKET NUMBERS: _____		
DO YOU ANTICIPATE ADDING ANY PARTIES (arising out of same transaction or occurrence)? ☒ Yes ☐ No		NAME OF DEFENDANT'S PRIMARY INSURANCE COMPANY (if known): NATIONWIDE ☐ NONE ☐ UNKNOWN		
THE INFORMATION PROVIDED ON THIS FORM CANNOT BE INTRODUCED INTO EVIDENCE.				
CASE CHARACTERISTICS FOR PURPOSES OF DETERMINING IF CASE IS APPROPRIATE FOR MEDIATION				
DO PARTIES HAVE A CURRENT, PAST OR RECURRENT RELATIONSHIP? ☐ Yes ☒ No		IF YES, IS THAT RELATIONSHIP: ☐ EMPLOYER/EMPLOYEE ☐ FRIEND/NEIGHBOR ☐ OTHER (specify): _____ ☐ FAMILIAL ☐ BUSINESS		
DOES THE STATUTE GOVERNING THIS CASE PROVIDE FOR PAYMENT OF FEES BY THE LOSING PARTY? ☐ Yes ☒ No				
USE THIS SPACE TO ALERT THE COURT TO ANY SPECIAL CASE CHARACTERISTICS THAT MAY WARRANT INDIVIDUAL MANAGEMENT OR ACCELERATED DISPOSITION				
DO YOU OR YOUR CLIENT NEED ANY DISABILITY ACCOMMODATIONS? ☒ Yes ☐ No		IF YES, PLEASE IDENTIFY THE REQUESTED ACCOMMODATION: _____		
WILL AN INTERPRETER BE NEEDED? ☐ Yes ☒ No		IF YES, FOR WHAT LANGUAGE? _____		
I certify that confidential personal identifiers have been redacted from documents now submitted to the court, and will be redacted from all documents submitted in the future in accordance with Rule 1:38-7(b).				
ATTORNEY SIGNATURE: _____				



CIVIL CASE INFORMATION STATEMENT (CIS)

Use for initial pleadings (not motions) under Rule 4:5-1

CASE TYPES (Choose one and enter number of case type in appropriate space on the reverse side.)

Track I - 150 days' discovery

- 161 NAME CHANGE
- 175 FORFEITURE
- 302 TENANCY
- 399 REAL PROPERTY (other than Tenancy, Contract, Condemnation, Complex Commercial or Construction)
- 502 BOOK ACCOUNT (debt collection matters only)
- 505 OTHER INSURANCE CLAIM (including declaratory judgment actions)
- 508 PIP COVERAGE
- 510 UM or UIM CLAIM (coverage issues only)
- 511 ACTION ON NEGOTIABLE INSTRUMENT
- 512 LEMON LAW
- 801 SUMMARY ACTION
- 802 OPEN PUBLIC RECORDS ACT (summary action)
- 999 OTHER (briefly describe nature of action)

Track II - 300 days' discovery

- 305 CONSTRUCTION
- 509 EMPLOYMENT (other than CEPA or LAD)
- 599 CONTRACT/COMMERCIAL TRANSACTION
- 603N AUTO NEGLIGENCE - PERSONAL INJURY (non-verbal threshold)
- 603Y AUTO NEGLIGENCE - PERSONAL INJURY (verbal threshold)
- 605 PERSONAL INJURY
- 610 AUTO NEGLIGENCE - PROPERTY DAMAGE
- 621 UM or UIM CLAIM (includes bodily injury)
- 699 TORT - OTHER

Track III - 450 days' discovery

- 005 CIVIL RIGHTS
- 301 CONDEMNATION
- 602 ASSAULT AND BATTERY
- 604 MEDICAL MALPRACTICE
- 606 PRODUCT LIABILITY
- 607 PROFESSIONAL MALPRACTICE
- 608 TOXIC TORT
- 609 DEFAMATION
- 616 WHISTLEBLOWER / CONSCIENTIOUS EMPLOYEE PROTECTION ACT (CEPA) CASES
- 617 INVERSE CONDEMNATION
- 618 LAW AGAINST DISCRIMINATION (LAD) CASES

Track IV - Active Case Management by Individual Judge / 450 days' discovery

- 166 ENVIRONMENTAL/ENVIRONMENTAL COVERAGE LITIGATION
- 303 MT. LAUREL
- 508 COMPLEX/COMMERCIAL
- 513 COMPLEX/CONSTRUCTION
- 514 INSURANCE FRAUD
- 620 FALSE CLAIMS ACT
- 701 ACTIONS IN LIEU OF PREROGATIVE WRITS

Multicounty Litigation (Track IV)

- | | |
|--|---|
| 271 ACCUTANE/ISOTRETINOIN | 292 PELVIC MESH/BARD |
| 274 RISPERDAL/SEROQUEL/ZYPREXA | 293 DEPUY ASR HIP IMPLANT LITIGATION |
| 281 BRISTOL-MYERS SQUIBB ENVIRONMENTAL | 295 ALLODERM REGENERATIVE TISSUE MATRIX |
| 282 FOSAMAX | 296 STRYKER REJUVENATE/ABG II MODULAR HIP STEM COMPONENTS |
| 285 STRYKER TRIDENT HIP IMPLANTS | 297 MIRENA CONTRACEPTIVE DEVICE |
| 288 LEVAQUIN | 299 OLMESARTAN MEDOXOMIL MEDICATIONS/BENICAR |
| 287 YAZ/YASMIN/OCELLA | 300 TALC-BASED BODY POWDERS |
| 289 REGLAN | 601 ASBESTOS |
| 290 POMPTON LAKES ENVIRONMENTAL LITIGATION | 623 PROPECIA |
| 291 PELVIC MESH/GYNECARE | 624 STRYKER LIFT CoCr V40 FEMORAL HEADS |

If you believe this case requires a track other than that provided above, please indicate the reason on Side 1, in the space under "Case Characteristics."

Please check off each applicable category ☐ Putative Class Action ☐ Title 59

CAMDEN COUNTY
SUPERIOR COURT
HALL OF JUSTICE
CAMDEN

NJ 08103

TRACK ASSIGNMENT NOTICE

COURT TELEPHONE NO. (856) 379-2200
COURT HOURS 8:30 AM - 4:30 PM

DATE: APRIL 03, 2018
RE: JACKSON NIAJEL VS GAGLIARDI FRANK
DOCKET: CAM L -001247 18

THE ABOVE CASE HAS BEEN ASSIGNED TO: TRACK 2.

DISCOVERY IS 300 DAYS AND RUNS FROM THE FIRST ANSWER OR 90 DAYS
FROM SERVICE ON THE FIRST DEFENDANT, WHICHEVER COMES FIRST.

THE PRETRIAL JUDGE ASSIGNED IS: HON DANIEL A. BERNARDIN

IF YOU HAVE ANY QUESTIONS, CONTACT TEAM 201
AT: (856) 379-2200 EXT 3070.

IF YOU BELIEVE THAT THE TRACK IS INAPPROPRIATE YOU MUST FILE A
CERTIFICATION OF GOOD CAUSE WITHIN 30 DAYS OF THE FILING OF YOUR PLEADING.
PLAINTIFF MUST SERVE COPIES OF THIS FORM ON ALL OTHER PARTIES IN ACCORDANCE
WITH R.4:5A-2.

ATTENTION:

ATT: DAVID S. ROCHMAN
DAVID S. ROCHMAN
701 WHITE HORSE RD
STE 5
VOORHEES NJ 08043

ECOURTS

DAVID S. ROCHMAN, ESQUIRE

Attorney I.D. #037871990

Adams Place

701 White Horse Road, Suite 5

Voorhees, NJ 08043

(856)751-2345

Attorneys for Plaintiff,

NIAJEL JACKSON,

Plaintiff(s),

v.

OFFICER FRANK GAGLIARDI and/or
JOHN DOE(s) (1-100)(a fictitious name for a
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STRATFORD POLICE DEPARTMENT
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STRATFORD and/or DEF CORPORATION
(100)(a fictitious name for a presently unknown
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CAMDEN and/or GHI CORPORATION
(1-100)(a fictitious name for a presently
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DEPARTMENT OF LAW and PUBLIC
SAFETY and/or JKL CORPORATION
(1-100)(a fictitious name for a presently
unknown and unidentified corporation)
OFFICE OF ATTORNEY GENERAL FOR
THE STATE OF NEW JERSEY and/or MNO
CORPORATION (1-100)(a fictitious name for
a presently unknown and unidentified
corporation) Individually, jointly, severally
and in the alternative

Defendant(s).

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
CAMDEN COUNTY

DOCKET NO.:

CIVIL ACTION

COMPLAINT AND JURY DEMAND

The Plaintiff, Nijael Jackson, residing at 502 Carver Court, in the Borough of Lawnside,
County of Camden, State of New Jersey, by way of Complaint against the Defendants, says:

COUNT ONE

1. On or about April 17, 2016, plaintiff, NIAJEL JACKSON was the operator of a motor vehicle traveling westbound on US Route 30 at or near the intersection with Vassar Avenue when the defendant, OFFICER FRANK GAGLIARDI and/or JOHN DOE(S)(1-100)(a fictitious name for a presently unknown and unidentified individual), assaulted the plaintiff, in the Borough of Stratford, County of Camden, State of New Jersey.

2. At the aforesaid time and place, the defendant, OFFICER FRANK GAGLIARDI and/or JOHN DOE(S)(1-100)(a fictitious name for a presently unknown and unidentified individual), did negligently while being placed under arrest and handcuffed injured the plaintiff, without warrant and/or justification, severely with enough force to injure plaintiff's left shoulder, left arm thereby negligently causing injury thereto. More particularly said defendant places undue extra and unnecessary/excessive force on the plaintiff's arm and wrist causing significant injury thereto.

3. The defendant, OFFICER FRANK GAGLIARDI and/or JOHN DOE(S)(1-100)(a fictitious name for a presently unknown and unidentified individual), is believed to work for Stratford Police Department, 307 Union Avenue, in the Borough of Stratford, County of Camden, State of New Jersey.

4. The accident was caused by the negligence and carelessness of the defendants, OFFICER FRANK GAGLIARDI and/or JOHN DOE(S)(1-100)(a fictitious name for a presently unknown and unidentified individual) individually, jointly, severally and in the alternative.

5. The liability of said defendant is a result of its individual acts and/or in the basis of Respondent Superior, and/or otherwise bears responsibility under the law.

6. As a result of the aforementioned negligent, careless and/or reckless act by the defendant, OFFICER FRANK GAGLIARDI and/or JOHN DOE(S)(1-100)(a fictitious name for a presently unknown and unidentified individual), the plaintiff has incurred, is incurring, and shall incur severe, consequential, significant and permanent personal injuries, medical bills, various costs and expenses, emotional distress, lost wages and/or pain and suffering.

7. In addition, the plaintiff, NIAJEL JACKSON, has and shall be restricted and/or prevented from pursuing his usual activities, occupations and employment.

8. The aforesaid incident was caused by the negligence of the defendant, OFFICER FRANK GAGLIARDI and/or JOHN DOE(S)(1-100)(a fictitious name for a presently unknown and unidentified individual), and was without justification and/or provocation on the part of plaintiff.

WHEREFORE, plaintiff, NIAJEL JACKSON demands judgment against defendants, OFFICER FRANK GAGLIARDI and/or JOHN DOE(S)(1-100)(a fictitious name for a presently unknown an unidentified individual) for damages, interest, costs of suit, and such other relief as is just and equitable.

COUNT TWO

9. The plaintiff, NIAJEL JACKSON repeats and incorporates all of the allegations contained within the First Count as if set forth herein at length.

10. At the time and place aforesaid, the Defendant, OFFICER FRANK GAGLIARDI and/or JOHN DOE(s)(1-100),(a fictitious name for a presently unknown and unidentified individual), did intentionally, willfully and wantonly cause injury to the plaintiff while being placed under arrest by and without right inflicting extreme torsious/pressure to plaintiff's left arm and wrist. Said event was excessive and designed at injuring the plaintiff.

11. Defendants, OFFICER FRANK GAGLIARDI and/or JOHN DOE(s)(1-100),(a fictitious name for a presently unknown and unidentified individual), acted in a grossly negligent and willfully wanton fashion when he struck the plaintiff.

12. As a result of the aforesaid Defendants, OFFICER FRANK GAGLIARDI and/or JOHN DOE (s)(1-100),(a fictitious name for a presently unknown and unidentified individual), as aforesaid, the Plaintiff, NIAJEL JACKSON, was caused to be assaulted and has incurred, is incurring and shall incur severe consequential and significant and/or permanent personal injuries, medical bills, various costs and expenses(s), emotional distress, other damages and/or pain and suffering.

13. In addition, the Plaintiff, NIAJEL JACKSON, has and shall be restricted and/or prevented from pursuing his usual activities, occupations and employment.

WHEREFORE, the Plaintiff, NIAJEL JACKSON, demands judgment against the Defendants OFFICER FRANK GAGLIARDI and/or JOHN DOE(s)(1-100)(a fictitious name for a presently unknown and unidentified individual) individually, jointly, severally and in the alternative for damages, interest, costs of suit, punitive damages and reasonable attorney's fees, and such other relief as the Court may deem equitable and just.

COUNT THREE

14. The plaintiff, NIAJEL JACKSON repeats and incorporates all of the allegations contained within the First and Second Counts as if set forth herein at length.

15. On or about April 17, 2016, plaintiff, NIAJEL JACKSON was the operator of a motor vehicle traveling westbound on US Route 30 at or near the intersection with Vassar Avenue, in the Borough of Stratford, County of Camden, State of New Jersey.

16. At the aforesaid time and place, the defendant, STRATFORD POLICE DEPARTMENT and/or ABC CORPORATION(S)(1-100)(a fictitious name for a presently unknown and unidentified corporation), did negligently allow the defendant, OFFICER FRANK GAGLIARDI, without warrant and/or justification, while being placed under arrest and handcuffed, thereby negligently causing severe injuries to the plaintiff.

17. The defendant, STRATFORD POLICE DEPARTMENT and/or ABC CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), individually, jointly, severally and in the alternative, is believed to be located at 307 Union Avenue, in the Borough of Stratford, County of Camden, State of New Jersey.

18. The defendants, STRATFORD POLICE DEPARTMENT and/or ABC CORPORATION (1-100),(a fictitious name for a presently unknown and unidentified corporation), were negligent in that they:

- (a) failed to exercise reasonable care to control their employees as to prevent anyone from harming others or from conducting itself as to create an unreasonable risk of bodily harm to others.
- (b) knew or should have known that they had a duty to control their employees therein;
- (c) knew or should have known of the necessity and opportunity for exercising such control over their employees.
- (d) knew or should have known, or in the exercise of due care should have known, of the potential harm in unsupervised habits, traits or propensities.
- (e) did not properly train/supervise its agents, servants and/or employees.

19. The accident was caused by the negligence and carelessness of the defendants, STRATFORD POLICE DEPARTMENT and/or ABC CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation) individually, jointly, severally and in the alternative as outlined above.

20. The liability of each defendant is a result of its individual acts and/or in the basis of Respondent Superior, and/or otherwise bears responsibility under the law.

21. As a result of the aforementioned negligent, careless and/or reckless act by the defendant, STRATFORD POLICE DEPARTMENT and/or ABC CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), the plaintiff has incurred, is incurring, and shall incur severe, consequential, significant and permanent personal injuries, medical bills, various costs and expenses, emotional distress, lost wages and/or pain and suffering.

22. In addition, the plaintiff, NIAJEL JACKSON, has and shall be restricted and/or prevented from pursuing his usual activities, occupations and employment.

23. The aforesaid incident was caused by the negligence of the defendant, STRATFORD POLICE DEPARTMENT and/or ABC CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), and was without justification and/or provocation on the part of plaintiff.

WHEREFORE, plaintiff, NIAJEL JACKSON demands judgment against defendants, STRATFORD POLICE DEPARTMENT and/or ABC CORPORATION (1-100)(a fictitious name for a presently unknown an unidentified corporation) for damages, interest, costs of suit, and such other relief as is just and equitable.

COUNT FOUR

24. The plaintiff, NIAJEL JACKSON repeats and incorporates all of the allegations contained within the First, Second and Third Counts as if set forth herein at length.

25. On or about April 17, 2016, plaintiff, NIAJEL JACKSON was the operator of a motor vehicle traveling westbound on US Route 30 at or near the intersection with Vassar Avenue, in the Borough of Stratford, County of Camden, State of New Jersey.

26. At the aforesaid time and place, the defendant, BOROUGH OF STRATFORD and/or DEF CORPORATION(1-100)(a fictitious name for a presently unknown and unidentified corporation), did negligently allow the defendant, OFFICER FRANK GAGLIARDI, without warrant and/or justification, while being placed under arrest and handcuffed, thereby negligently causing severe injuries.

27. The defendant, BOROUGH OF STRATFORD and/or ABC CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), individually, jointly, severally and in the alternative, is believed to be located at 307 Union Avenue, in the Borough of Stratford, County of Camden, State of New Jersey.

28. The defendants, BOROUGH OF STRATFORD and/or DEF CORPORATION (1-100),(a fictitious name for a presently unknown and unidentified corporation), were negligent in that they:

(a) failed to exercise reasonable care to control their employees as to prevent anyone from harming others or from conducting itself as to create an unreasonable risk of bodily harm to others.

(b) knew or should have known that they had a duty to control their employees therein;

(c) knew or should have known of the necessity and opportunity for exercising such control over their employees.

(d) knew or should have known, or in the exercise of due care should have known, of the potential harm in unsupervised habits, traits or propensities.

(e) did not properly train/supervise its agents, servants and/or employees.

29. The accident was caused by the negligence and carelessness of the defendants, BOROUGH OF STRATFORD and/or DEF CORPORATION(1-100)(a fictitious name for a presently unknown and unidentified corporation) individually, jointly, severally and in the alternative and in doing so the plaintiff was severely injured.

30. The liability of each defendant is a result of its individual acts and/or in the basis of Respondent Superior, and/or otherwise bears responsibility under the law.

31. As a result of the aforementioned negligent, careless and/or reckless act by the defendant, BOROUGH OF STRATFORD and/or DEF CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), the plaintiff has incurred, is incurring, and shall incur severe, consequential, significant and permanent personal injuries, medical bills, various costs and expenses, emotional distress, lost wages and/or pain and suffering.

32. In addition, the plaintiff, NIAJEL JACKSON, has and shall be restricted and/or prevented from pursuing his usual activities, occupations and employment.

33. The aforesaid incident was caused by the negligence of the defendant, BOROUGH OF STRATFORD and/or DEF CORPORATION (1-100) (a fictitious name for a presently unknown and unidentified corporation), and was without justification and/or provocation on the part of plaintiff.

WHEREFORE, plaintiff, NIAJEL JACKSON demands judgment against defendants, BOROUGH OF STRATFORD and/or DEF CORPORATION (1-100)(a fictitious name for a presently unknown an unidentified individual) for damages, interest, costs of suit, and such other relief as is just and equitable.

COUNT FIVE

34. The plaintiff, RICHARD MCBURNETT repeats and incorporates all of the allegations contained within the First, Second, Third and Fourth Counts as if set forth herein at length.

35. On or about April 17, 2016, plaintiff, NIAJEL JACKSON was the operator of a motor vehicle traveling westbound on US Route 30 at or near the intersection with Vassar Avenue, in the Borough of Stratford, County of Camden, State of New Jersey.

36. At the aforesaid time and place, the defendant, COUNTY OF CAMDEN and/or GHI CORPORATION(1-100)(a fictitious name for a presently unknown and unidentified corporation), did negligently allow the defendant, OFFICER FRANK GAGLIARDI, without warrant and/or justification, while being placed under arrest and handcuffed, thereby negligently causing severe injuries to the plaintiff. Most particularly his left shoulder/arm/wrist and hand.

37. The defendant, COUNTY OF CAMDEN and/or GHI CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), individually, jointly, severally and in the alternative, is believed to be located at 520 Market Street, Room 102, in the City of Camden, County of Camden, State of New Jersey.

38. The defendants, COUNTY OF CAMDEN and/or GHI CORPORATION (1-100),(a fictitious name for a presently unknown and unidentified corporation), were negligent in that they:

(a) failed to exercise reasonable care to control their employees as to prevent anyone from harming others or from conducting itself as to create an unreasonable risk of bodily harm to others.

(b) knew or should have known that they had a duty to control their employees therein;

(c) knew or should have known of the necessity and opportunity for exercising such control over their employees.

(d) knew or should have known, or in the exercise of due care should have known, of the potential harm in unsupervised habits, traits or propensities.

(e) did not properly train/supervise its agents, servants and/or employees.

39. The accident was caused by the negligence and carelessness of the defendants, COUNTY OF CAMDEN and/or GHI CORPORATION(1-100)(a fictitious name for a presently unknown and unidentified corporation) individually, jointly, severally and in the alternative.

40. The liability of each defendant is a result of its individual acts and/or in the basis of Respondent Superior, and/or otherwise bears responsibility under the law.

41. As a result of the aforementioned negligent, careless and/or reckless act by the defendant, COUNTY OF CAMDEN and/or GHI CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), the plaintiff has incurred, is incurring, and shall incur severe, consequential, significant and permanent personal injuries, medical bills, various costs and expenses, emotional distress, lost wages and/or pain and suffering.

42. In addition, the plaintiff, NIAJEL JACKSON, has and shall be restricted and/or prevented from pursuing his usual activities, occupations and employment.

43. The aforesaid incident was caused by the negligence of the defendant, COUNTY OF CAMDEN and/or GHI CORPORATION (1-100) (a fictitious name for a presently unknown and unidentified corporation), and was without justification and/or provocation on the part of plaintiff.

WHEREFORE, plaintiff, NIAJEL JACKSON demands judgment against defendants, COUNTY OF CAMDEN and/or GHI CORPORATION (1-100)(a fictitious name for a presently unknown an unidentified individual) for damages, interest, costs of suit, and such other relief as is just and equitable.

COUNT SIX

44. The plaintiff, NIAJEL JACKSON repeats and incorporates all of the allegations contained within the First, Second, Third, Fourth and Fifth Counts as if set forth herein at length.

45. On or about April 17, 2016, plaintiff, NIAJEL JACKSON was the operator of a motor vehicle traveling westbound on US Route 30 at or near the intersection with Vassar Avenue, in the Borough of Stratford, County of Camden, State of New Jersey.

46. At the aforesaid time and place, the defendant, DEPARTMENT OF LAW AND PUBLIC SAFETY and/or JKL CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), did negligently allow the defendant, OFFICER FRANK GAGLIARDI, without warrant and/or justification, while being placed under arrest and handcuffed, thereby negligently causing severe injuries to the plaintiff. Most particularly his left shoulder/arm/wrist and hand.

47. The defendant, DEPARTMENT OF LAW AND PUBLIC SAFETY and/or JKL CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), individually, jointly, severally and in the alternative, is believed to be located at Hughes Justice Complex, 25 W. Market Street, CN 116, in the City of Trenton, County of Mercer, State of New Jersey.

48. The defendants, DEPARTMENT OF LAW AND PUBLIC SAFETY and/or JKL CORPORATION (1-100),(a fictitious name for a presently unknown and unidentified corporation), were negligent in that they:

(a) failed to exercise reasonable care to control their employees as to prevent anyone from harming others or from conducting itself as to create an unreasonable risk of bodily harm to others.

(b) knew or should have known that they had a duty to control their employees therein;

(c) knew or should have known of the necessity and opportunity for exercising such control over their employees.

(d) knew or should have known, or in the exercise of due care should have known, of the potential harm in unsupervised habits, traits or propensities.

(e) did not properly train/supervise its agents, servants and/or employees.

49. The accident was caused by the negligence and carelessness of the defendants, DEPARTMENT OF LAW AND PUBLIC SAFETY and/or JKL CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation) individually, jointly, severally and in the alternative.

50. The liability of each defendant is a result of its individual acts and/or in the basis of Respondent Superior, and/or otherwise bears responsibility under the law.

51. As a result of the aforementioned negligent, careless and/or reckless act by the defendant, DEPARTMENT OF LAW AND PUBLIC SAFETY and/or JKL CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), the plaintiff has incurred, is incurring, and shall incur severe, consequential, significant and permanent personal injuries, medical bills, various costs and expenses, emotional distress, lost wages and/or pain and suffering.

52. In addition, the plaintiff, NIAJEL JACKSON, has and shall be restricted and/or prevented from pursuing his usual activities, occupations and employment.

53. The aforesaid incident was caused by the negligence of the defendant, DEPARTMENT OF LAW AND PUBLIC SAFETY and/or JKL CORPORATION (1-100) (a fictitious name for a presently unknown and unidentified corporation), and was without justification and/or provocation on the part of plaintiff.

WHEREFORE, plaintiff, NIAJEL JACKSON demands judgment against defendants, DEPARTMENT OF LAW AND PUBLIC SAFETY and/or JKL CORPORATION (1-100)(a fictitious name for a presently unknown an unidentified individual) for damages, interest, costs of suit, and such other relief as is just and equitable.

COUNT SEVEN

54. The plaintiff, NIAJEL JACKSON repeats and incorporates all of the allegations contained within the First, Second, Third, Fourth, Fifth and Sixth Counts as if set forth herein at length.

55. On or about April 17, 2016, plaintiff, NIAJEL JACKSON was the operator of a motor vehicle traveling westbound on US Route 30 at or near the intersection with Vassar Avenue, in the Borough of Stratford, County of Camden, State of New Jersey.

56. At the aforesaid time and place, the defendant, OFFICE OF ATTORNEY GENERAL FOR THE STATE OF NEW JERSEY and/or MNO CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), did negligently allow the defendant, OFFICER FRANK GAGLIARDI, without warrant and/or justification, while being placed under arrest and handcuffed, thereby negligently causing severe injuries to the plaintiff. Most particularly his left shoulder/arm/wrist and hand.

57. The defendant, OFFICE OF ATTORNEY GENERAL FOR THE STATE OF NEW JERSEY and/or MNO CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), individually, jointly, severally and in the alternative, is believed to be located at Hughes Justice Complex, 25 W. Market Street, P.O. Box 080, in the City of Trenton, County of Mercer, State of New Jersey.

58. The defendants, OFFICE OF ATTORNEY GENERAL FOR THE STATE OF NEW JERSEY and/or MNO CORPORATION (1-100),(a fictitious name for a presently unknown and unidentified corporation), were negligent in that they:

(a) failed to exercise reasonable care to control their employees as to prevent anyone from harming others or from conducting itself as to create an unreasonable risk of bodily harm to others.

(b) knew or should have known that they had a duty to control their employees therein;

© knew or should have known of the necessity and opportunity for exercising such control over their employees.

(d) knew or should have known, or in the exercise of due care should have known, of the potential harm in unsupervised habits, traits or propensities.

(e) did not properly train/supervise its agents, servants and/or employees.

59. The accident was caused by the negligence and carelessness of the defendants, OFFICE OF ATTORNEY GENERAL FOR THE STATE OF NEW JERSEY and/or MNO CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation) individually, jointly, severally and in the alternative.

60. The liability of each defendant is a result of its individual acts and/or in the basis of Respondent Superior, and/or otherwise bears responsibility under the law.

61. As a result of the aforementioned negligent, careless and/or reckless act by the defendant, OFFICE OF ATTORNEY GENERAL FOR THE STATE OF NEW JERSEY and/or MNO CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), the plaintiff has incurred, is incurring, and shall incur severe, consequential, significant and permanent personal injuries, medical bills, various costs and expenses, emotional distress, lost wages and/or pain and suffering.

62. In addition, the plaintiff, NIAJEL JACKSON, has and shall be restricted and/or prevented from pursuing his usual activities, occupations and employment.

63. The aforesaid incident was caused by the negligence of the defendant, OFFICE OF ATTORNEY GENERAL FOR THE STATE OF NEW JERSEY and/or MNO CORPORATION (1-100) (a fictitious name for a presently unknown and unidentified corporation), and was without justification and/or provocation on the part of plaintiff.

WHEREFORE, plaintiff, NIAJEL JACKSON demands judgment against defendants, OFFICE OF ATTORNEY GENERAL FOR THE STATE OF NEW JERSEY and/or MNO CORPORATION (1-100)(a fictitious name for a presently unknown an unidentified individual) for damages, interest, costs of suit, and such other relief as is just and equitable.

COUNT EIGHT

64. The plaintiff, NIAJEL JACKSON repeats and incorporates all of the allegations contained within the First, Second, Third, Fourth, Fifth, Sixth and Seventh Counts as if set forth herein at length.

WHEREFORE, the plaintiff, NIAJEL JACKSON, hereby demands judgment against all named Defendants, OFFICER FRANK GAGLIARDI and/or JOHN DOE(S)(1-100), (a fictitious name for a presently unknown and unidentified individual), STRATFORD POLICE DEPARTMENT and/or ABC CORPORATION(1-100)(a fictitious name for a presently unknown and unidentified corporation) BOROUGH OF STRATFORD and/or DEF CORPORATION (1-100)(a fictitious name for a presently unknown an unidentified corporation) COUNTY OF CAMDEN and/or GHI CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation) DEPARTMENT OF LAW and PUBLIC SAFETY, STATE OF NEW JERSEY and/or JKL CORPORATION(1-100)(a fictitious name for a presently unknown and unidentified corporation), OFFICE OF ATTORNEY GENERAL FOR THE STATE OF NEW JERSEY and/or MNO CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation) Individually , jointly, severally and in the alternative for damages, interest, costs of suit and reasonable attorney's fees.

DATED: APRIL 2, 2018


DAVID S. ROCHMAN, ESQ.
Attorney for Plaintiff

JURY DEMAND

The plaintiff hereby demands a trial by jury.

DATED: APRIL 2, 2018



DAVID S. ROCHMAN, ESQ.
Attorney for Plaintiff

DESIGNATION OF TRIAL COUNSEL

PLEASE TAKE NOTICE that pursuant to Rule 4:25-4, DAVID S. ROCHMAN, ESQUIRE, is hereby designated as trial counsel on behalf of the plaintiff, RICHARD MCBURNETT.

DATED: APRIL 2, 2018

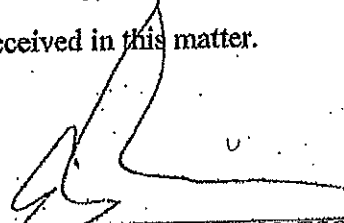


DAVID S. ROCHMAN, ESQUIRE
Attorney for Plaintiff

DEMAND FOR DISCOVERY

Pursuant to Rule 4:17-4(c), demand is hereby made for copies of all interrogatory answers, documents and other discovery served or received in this matter.

DATED: APRIL 2, 2018



DAVID S. ROCHMAN, ESQ.
Attorney for Plaintiff

DEMAND FOR ANSWERS TO FORM "C and FORM "C(1)" UNIFORM INTERROGATORIES

Demand is hereby made that all Defendants provide certified Answers to Uniform Interrogatories within the time and in the manner prescribed by law, as follows:

FORM "C" and FORM "C(1)" UNIFORM INTERROGATORIES, as set forth in Appendix II of the New Jersey Court Rules.

DATED: APRIL 2, 2018


DAVID S. ROCHMAN, ESQ.

Attorney for Plaintiff

CERTIFICATION

Pursuant to New Jersey Rule of Court 4:5-1, it is hereby certified that, to the best of my knowledge, there are no other pending actions or proceedings in any court, nor are there any arbitration actions proceeding currently, nor is one contemplated and I do not presently know the entity of any other party who should be joined.

DATED: APRIL 2, 2018


DAVID S. ROCHMAN, ESQUIRE
Attorney for Plaintiff