

**IN THE CIRCUIT COURT OF Z**

<b>X,</b>	)		)	
	)		)	
	)	<b>Plaintiff,</b>	)	<b>No:</b> _____
	)		)	
<b>vs.</b>	)		)	
	)		)	
	)		)	
<b>Y,</b>	)		)	
	)		)	
	)	<b>Defendant.</b>	)	

**COMPLAINT AT LAW**

NOW COMES the Plaintiff, **X**, by attorneys, **ATTORNEY’S OFFICE NAME**, and complaining of the Defendant, **Y**, states as follows:

1. On and prior to DATE, STREET B and STREET A were public roadways in the City of CITY, County of COUNTY, State of STATE.

2. On or about DATE, at approximately TIME, the Plaintiff, **X**, was operating a YEAR/MAKE/MODEL DIRECTION on STREET A at or near its intersection with STREET B, in the City of CITY, County of COUNTY, State of STATE.

3. At the aforesaid time and place, the Defendant, **Y**, was operating a YEAR/MAKE/MODEL DIRECTION on STREET B at or near its intersection with STREET A, in the City of CITY, County of COUNTY, State of STATE.

4. 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**.

5. At the aforesaid time and place, the Defendant, **Y**, failed to obey a solid red traffic

signal and drove his automobile into and collided with the automobile being driven by the Plaintiff, **X**.

6. At the aforesaid time there was in full force and effect the following Illinois Compiled Statute, 2002, 5/11-305

“The driver of any vehicle shall obey the instructions of any official traffic-control device applicable thereto placed or held in accordance with the provisions of this Act, unless otherwise directed by a police officer, subject to the exceptions granted the driver of an authorized emergency vehicle in this Act.

7. 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 persons on the roadway;
- (b) operated, maintained and controlled his motor vehicle in violation of 2002 ILCS 5/11 – 305;
- (c) failed to keep his automobile under control at all times;
- (d) disobeyed a solid red traffic-control device;
- (e) failed to slow or stop his automobile to avoid colliding with the automobile being driven by the Plaintiff, **X**; and
- (f) was otherwise careless and negligent.

8. 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 he 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.

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 damage to his vehicle; has expended,

and will in the future expend, great sums of money to fix vehicle.

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.

X, Plaintiff

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Attorney for Plaintiff

**Attorney #**  
**Office Name, Address, Phone**

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	)	
	)	<b>Plaintiff,</b>
	)	
<b>vs.</b>	)	<b>No:</b> _____
	)	
	)	
<b>Y,</b>	)	
	)	
	)	<b>Defendant.</b>

**RULE 222(B) AFFIDAVIT**

I, ATTORNEY NAME, being first duly sworn on oath, depose and state that the amount of damages sought in the above-captioned cause of action does not exceed \$ for the Plaintiff.

By: \_\_\_\_\_  
Attorney for Plaintiff

SUBSCRIBED AND SWORN to me before  
this \_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
NOTARY PUBLIC

**Attorney #**  
**Office Name, Address, Phone**