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IN THE CIRCUIT COURT OF THE 15TH
JUDICIAL CIRCUIT IN AND FOR
PALM BEACH COUNTY, FLORIDA

REDMON RAMSARAN,

CASE NO.:

Plaintiff,

vs.

JETBLUE AIRWAYS CORPORATION,

Defendant.

COMPLAINT

Plaintiff, REDMON RAMSARAN (hereinafter, "Plaintiff"), by and through the undersigned counsel, sues the Defendant, JETBLUE AIRWAYS CORPORATION (hereinafter, "Defendant"), and in support thereof, alleges as follows:

INTRODUCTION

1. This is an action by Plaintiff for retaliatory discharge to seek unpaid wages, and recover all damages against Defendant pursuant to Florida Statutes §440.205 ("Coercion Statute").

JURISDICTION AND VENUE

2. The amount in controversy in this matter exceeds the jurisdictional minimum of this Court.

3. All such acts alleged herein were committed within this judicial circuit and therefore venue is appropriate.

4. Plaintiff has satisfied all conditions precedent to the maintenance of this action.

PARTIES

5. At all times material hereto, Plaintiff is over the age of eighteen (18) years, a citizen of the United States, sui juris and a former employee of Defendant.

6. At all times material hereto, Defendant was conducting business in this judicial district, was the former employer of the Plaintiff, and is otherwise an employer under the Coercion Statute.

ALLEGATIONS

7. Plaintiff was an employee of the Defendant since October 2012, in Airport Operations and during his employment was a satisfactory employee.

8. In fact, Plaintiff was part of the Value Committee since 2013.

9. Unfortunately, a day before his vacation, on April 10, 2018, Plaintiff had injured his shoulder while lifting a bag at work.

10. Rather than taking his vacation to travel, he wound up staying home to treat this injury.

11. Plaintiff then applied for Workers Compensation benefits and, on April 20, 2018, returned to work on light duty.

12. After working the entire day, Plaintiff was called into the office and told that he was suspended pending an investigation.

13. Plaintiff was made aware that his suspension was based on a situation his first day back when a customer had requested to check ammunition, which was secured in a box as required by Defendant's policy.

14. However, there was no one around for Plaintiff to ask about checking in ammunition only, without a firearm, and Plaintiff even attempted to call TSA but was unable to receive any information.

15. Since there was no policy or training on how to handle ammunition only, Plaintiff had tagged the bag on the outside.

16. This was in compliance with Defendant's policy since there was no firearm with ammunition.

17. Nevertheless, Plaintiff was disciplined and on May 1, 2018, the Defendant informed Plaintiff that he was terminated based on their investigation.

18. Plaintiff also learned from his co-workers that three weeks after his termination, Defendant conducted training and had a briefing on the process for checking in ammunition only; the same conduct that the Plaintiff was terminated for.

COUNT I
COERCION OF EMPLOYEES-FLA. STAT. §440.205

The Plaintiff incorporates by reference paragraphs 1 through 18 herein, and states as follows:

19. The Plaintiff engaged in protected activity under the Coercion Statute by proceeding with a valid claim for under Worker's Compensation Law.

20. The Defendant discharged the Plaintiff, in violation of the Coercion Statute, because of Plaintiff's protected activity under Workers' Compensation Law.

21. As a direct and proximate result of the Defendant's unlawful conduct, Plaintiff has and will continue to suffer damages.

WHEREFORE, the Plaintiff requests that the Court order the following:

- a. Declaring that the acts and practices complained of herein by the Defendant are in violation of the Coercion Statute;
- b. Awarding back pay, prejudgment interest, post judgment interest and damages for all employment compensation and benefits the Plaintiff would have received but for the unlawful acts of the Defendant;
- c. Awarding the Plaintiff compensatory, consequential, and emotional damages;
- d. Awarding the Plaintiff all other sums of money, medical benefits and other employment benefits with interest thereon to which Plaintiff is entitled; and
- e. Ordering any other and further relief pursuant to the Act or any other authority that this Court deems to be just and proper in this matter.

DEMAND FOR JURY TRIAL

The Plaintiff demands a trial by jury as to all counts.

Dated: November 3, 2018.

Respectfully submitted,

Law Offices of Levy & Levy, P.A.
1000 Sawgrass Corporate Parkway
Suite 588
Sunrise, Florida 33323
Telephone: (954) 763-5722
Facsimile: (954) 763-5723
Email: chad@levylevylaw.com
Service Email: assistant@levylevylaw.com
Counsel for Plaintiff

/s/ David Cozad
DAVID M. COZAD, ESQ.
F.B.N.: 333920