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

JAY M. COFF,

Plaintiff,

CASE NUMBER:

v.

GREATER BOCA RATON BEACH AND
PARK DISTRICT,

Defendant.

_____ /

COMPLAINT AND DEMAND FOR JURY TRIAL

COMES NOW, Plaintiff, JAY M. COFF, an individual (“Plaintiff”), by and through undersigned counsel, and hereby files this Complaint against Defendant, GREATER BOCA RATON BEACH AND PARK DISTRICT (“Defendant”), and alleges as follows:

General Allegations

1. This is an action for damages in excess of \$30,000.00, exclusive of interest, court costs, and attorneys’ fees, and is therefore within the jurisdictional limits of this Honorable Court.
2. The acts complained of and giving to this action occurred in Palm Beach County, Florida; therefore, venue is proper in this Court pursuant to Section 47.011, Florida Statutes.
3. At all times material hereto, Plaintiff, JAY M. COFF, was a resident of Palm Beach County, Florida and is otherwise *sui juris*.
4. At all times material hereto, and upon information and belief, Defendant, GREATER BOCA RATON BEACH AND PARK DISTRICT, has its principal address located at 21618 St. Andrews Boulevard, Boca Raton, FL 33433.

5. At all times material hereto, the incident location is the men's locker room of the Swim and Racquet Center, which is located at or about 21618 St. Andrews Boulevard, Boca Raton, FL 33433 ("Subject Premises").
6. On or about September 21, 2019, Defendant, GREATER BOCA RATON BEACH AND PARK DISTRICT, owned, operated, maintained, and/or controlled the Subject Premises.
7. On or about September 21, 2019, Plaintiff was on the Subject Premises when he fell due to a dangerous condition on the Subject Premises, which was in an area where someone lawfully on the Subject Premises could reasonably be expected to walk (hereinafter referred to as the "Subject Incident").
8. All conditions precedent to the maintenance of this cause of action have been met, have occurred, have been waived, or have been excused.

COUNT I – NEGLIGENCE
(GREATER BOCA RATON BEACH AND PARK DISTRICT)

9. Plaintiff reasserts and realleges the allegations contained in paragraphs 1 through 8 above, and incorporates the same as if fully set forth herein.
10. At all times material hereto, Defendant, GREATER BOCA RATON BEACH AND PARK DISTRICT, had a duty to exercise reasonable care to make and keep the Subject Premises safe for invitees, and visitors, including the Plaintiff.
11. On or about September 21, 2019, Plaintiff was lawfully on the Subject Premises as an invitee, when he was injured due to Defendant, GREATER BOCA RATON BEACH AND PARK DISTRICT's failure to adequately maintain the Subject Premises.
12. Specifically, Plaintiff fell due to a dangerous condition on the tile floor of the Subject Premises.

13. The Defendant, GREATER BOCA RATON BEACH AND PARK DISTRICT, knew of the dangerous condition, or the dangerous condition had existed for a sufficient length of time so that Defendant should have known of it.
14. Defendant, GREATER BOCA RATON BEACH AND PARK DISTRICT, knew or, in the exercise of reasonable care, should have known, that the unsafe conditions on the Subject Premises presented a safety hazard to those lawfully on the premises, including the Plaintiff, and such hazards could reasonably lead to serious personal injuries if adequate precautions were not taken to warn or protect those lawfully on the premises.
15. Defendant, GREATER BOCA RATON BEACH AND PARK DISTRICT, failed to use reasonable care to protect Plaintiff against dangerous conditions on the Subject Premises and as such breached its duty of care owed to Plaintiff and was negligent in one or more of the following ways:
 - a. Failing to adequately warn of potential hazards on or near the Subject Premises;
 - b. Failing to maintain the Subject Premises in conformity with Florida codes;
 - c. Failing to make reasonable inspections of the Subject Premises;
 - d. Failing to maintain and/or control the Subject Premises in a reasonably safe condition;
 - e. Failing to take precautions on behalf of invitees who might be injured due to defects and/or dangerous conditions on the Subject Premises;
 - f. Failing to provide safe ingress and egress from the Subject Premises;
 - g. Additional acts of negligence not yet discovered.
16. As a result, Plaintiff suffered bodily injury and resulting pain and suffering, disability, disfigurement, mental anguish, loss of capacity for the enjoyment of life, expense of hospitalization, medical and nursing care and treatment, loss of earnings, loss of ability to

earn money, and aggravation of previously existing conditions. The losses are either permanent or continuing and Plaintiff will suffer these losses and/or additional expenses in the future.

WHEREFORE Plaintiff, JAY M. COFF, demands judgment for damages against Defendant, GREATER BOCA RATON BEACH AND PARK DISTRICT, together with costs, interest, and any further relieve that this Honorable Court deems just and proper.

DEMAND FOR JURY TRIAL

Plaintiff demands a trial by jury of all issues so triable as a matter of right by law.

DATED this 3rd day of August, 2020.

Respectfully submitted,

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