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IN THE CIRCUIT COURT FOR THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA

CASE NO.:

JANA RODERMAN
Plaintiff,

vs

BROKEN SOUND CLUB, INC.
Defendant

_____ /

COMPLAINT

Plaintiff, JANA RODERMAN, by and through the undersigned attorney, sues Defendant, BROKEN SOUND CLUB, INC., and alleges as follows:

JURISDICTION & GENERAL FACTS

1. This is an action for damages which exceeds the sum of Thirty Thousand and 00/100 (\$30,000.00) Dollars, excluding interest and costs.
2. At all times material hereto, Defendant, BROKEN SOUND CLUB, INC., was a corporation duly authorized to do business in Florida.
3. At all times material hereto, Defendant, BROKEN SOUND CLUB, INC., owned, operated, controlled, and/or maintained the Broken Sound Club Pool Bistro located at or around 2401 Willow Springs Drive., Boca Raton, Palm Beach County Florida.
4. On or about July 26, 2018, Plaintiff was a visitor on Defendant's premises.
5. At all times material hereto, Plaintiff, JANA RODERMAN, was a resident of Broward County, Florida.
6. On the aforementioned date, Plaintiff, JANA RODERMAN, was walking leaving the Pool Bistro and slipped and fell on wet tile at the top of the stairs leading down toward the pool.

7. Jurisdiction is proper in Palm Beach County, as that is where the incident occurred.

COUNT I – NEGLIGENCE

Plaintiff readopts and realleges Paragraphs 1 through 7 as if fully set forth herein.

8. At all times material hereto, Defendant had a duty to maintain its premises in a reasonably safe condition by the use of ordinary care and to warn of perils known or that should have been known, for use by its customers, guests, and/or invitees including the Plaintiff, JANA RODERMAN..

9. In light of the above, Defendant, BROKEN SOUND CLUB, INC., by and through its employees, agents and/or servants breached its duties to the Plaintiff, JANA RODERMAN, by committing one or more of the following negligent acts and/or negligent acts of omission which were the direct and proximate cause of injuries to Plaintiff, JANA RODERMAN, as alleged more fully:

- a. The condition of having unsafe, glossy tiles in the pool bistro area where it is expected to be wet;
- b. The condition of an unsafe transition from the travertine pavers on the steps leading to the glossy tile on the bistro level;
- c. Failing to implement appropriate policies and procedures with reference to recognizing and addressing dangerous and/ or hazardous conditions;
- d. Failing to warn of the known hazard;
- e. Failure to inspect the premises for hazards;
- f. Failure to correct a hazard that appears to have been present for a sufficient amount of time in which a repair should and could have been performed,

g. The condition of not having safety/floor mats for people to wipe off expectantly wet feet at the transition from the pool travertine to the bistro tiles.

11. As a direct and proximate result of the Defendant's negligence and/or failure to warn of the dangerous and/or hazardous condition(s), which caused Plaintiff's injuries, Plaintiff, JANA RODERMAN, suffered serious bodily injury and resulting pain and suffering, disability, disfigurement, mental anguish, significant and permanent scarring, loss of capacity for the enjoyment of life, expenses of hospitalization, medical and nursing care and treatment, loss of earnings, and loss of ability to earn money.

WHEREFORE, Plaintiff JANA RODERMAN demands judgment from Defendant, BROKEN SOUND CLUB, INC., for damages and costs, pre-judgment interest where applicable, along with any further relief this Court deems just and proper.

DEMAND FOR JURY TRIAL

The Plaintiff, JANA RODERMAN, herein demands a trial by jury on all issues so triable by law.

Dated: September 14, 2021

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