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SUPERIOR COURT OF THE STATE OF WASHINGTON
FOR PIERCE COUNTY

RAY DUNN and JODI DUNN, individually
and on behalf of their marital community,

Plaintiff,

v.

FINISHERS CORPORATION, a Washington
Corporation,

Defendant.

NO. 02 2 11657 0

COMPLAINT

FILED
IN COUNTY CLERK'S OFFICE
A.M. SEP 30 2002 P.M.
PIERCE COUNTY WASHINGTON
BY BOB SAN SOUCIE, COUNTY CLERK
DEPUTY

Ray and Jodi Dunn ask for relief from this honorable Court and jury, and make this claim for damages, through their undersigned counsel.

1. PARTIES

1.1 Ray Dunn resides in Pierce County, Washington with his wife, Jodi Dunn. At all material times they formed a marital community.

1.2 Finishers Corporation has a principal place of business in or near Vancouver, Washington and does business generally in Washington including Clark, Cowlitz, Pierce, and King Counties.

COMPLAINT - 1 of 5

[1192774 v3]

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1 that have caused him physical impairment and mental and physical suffering in the past, and
2 that will be permanent.

3 2.7 The negligence of the Defendant caused Plaintiff Jodi Dunn to suffer a loss of
4 the services, assistance, love, companionship, and society in her husband, and she also
5 experienced mental and emotional distress associated with Ray's injuries, from the time of the
6 injury, and that will continue into the future.

8 III. LAW

9 3.1 Defendant Finishers Corporation, and its employees or agents, acted with
10 reckless or negligent disregard for the safety of Ray Dunn and other workers. The
11 Defendants' errors and omissions directly and proximately caused the injuries to Ray and Jodi
12 Dunn as set out here.

13 3.2 At the time of Ray Dunn's injuries on July 5, 2001, Finishers Corporation and
14 its employees were in the sole possession and control of a lift machine used to raise framing
15 materials to the mezzanine level within the welding shop at Green River Community College.

16 3.3 At the time of Ray Dunn's injuries on July 5, 2001, Finishers Corporation and
17 its employees were in the sole and exclusive control of the metal studs which hit Ray Dunn's
18 head.

19 3.4 The lift being used by Finishers Corporation on July 5, 2001 was in good
20 repair and mechanically and electrically sound.

21 3.5 In the absence of the negligence by the operators of the lift, it is not possible
22 that Ray Dunn could have been struck on the head by metal falling from the lift, and the
23 Defendant is liable for injuries caused in this case under principles of res ipsa loquitor.

24 COMPLAINT - 3 of 5

25 [1192774 v3]

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1 (1) All Plaintiffs' expenses of medical care, lost wages, lost household services,
2 and all other costs or expenses incurred because of injuries caused by recklessness,
3 negligence, and violations of law by Defendant Finishers Corporation;

4 (2) For general damages to Ray Dunn and to Jodi Dunn, for mental and/or
5 emotional and/or physical suffering in the past, in the present, and continuing into the future,
6 resulting from the Defendant's recklessness, negligence, and violations of law;

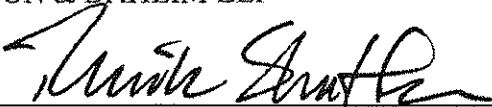
7 (3) For attorney fees, the cost of suit, the expense of being forced to obtain expert
8 analysis and testimony, pre-judgment interest on all sums awarded, and all other necessary
9 expenses of suit, as authorized by law;

10 (4) For such other relief as this court and jury find reasonable in the interests of
11 justice.
12

13 Dated this 27 day of September, 2002.

14
15 GORDON, THOMAS, HONEYWELL, MALANCA,
16 PETERSON & DAHEIM LLP

17 By


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26 COMPLAINT - 5 of 5

[1192774 v3]

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