IN THE CIRCUIT COURT OF THE 9TH JUDICIAL CIRCUIT IN AND FOR ORANGE COUNTY, FLORIDA

SARALYN WALKER as Personal Representative of the Estate of CALEB WALKER, CASE NO.:

CIRCUIT CIVIL DIVISION

Plaintiff,

v.

CRYSTAL LAKE SUPPORTIVE ENVIRONMENTS, INC., d/b/a ATTAIN, INC., a/k/a OCONEE GROUP HOME; CRAIG COOK; DEREK LONG; and LARRY CHERRY,

Defendants.

COMPLAINT AND DEMAND FOR JURY TRIAL

Plaintiff, SARALYN WALKER as Personal Representative of the Estate of CALEB WALKER, by and through the undersigned counsel, hereby sues Defendants, CRYSTAL LAKE SUPPORTIVE ENVIRONMENTS, INC., d/b/a ATTAIN, INC., a/k/a OCONEE GROUP HOME, CRAIG COOK, DERRICK LONG and LARRY CHERRY; and, as grounds therefore, alleges as follows:

JURISDICTION, VENUE AND PARTIES

- 1. This is an action for damages in excess of thirty thousand dollars (\$30,000.00), exclusive of interest, costs, attorneys' fees, and declaratory relief.
- At all times material hereto, SARALYN WALKER was the mother of Caleb Walker ("CALEB"). She is also the personal representative of the Estate of CALEB WALKER, deceased (hereinafter the "ESTATE"). SARALYN WALKER resides in Orange County, Florida, is over eighteen (18) years of age, and is otherwise *sui juris*.
- 3. Prior to his death at twenty-seven (27) years old, CALEB lived with severe Autism Spectrum Disorder amongst other intellectual and cognitive disabilities, and was a resident at and under the

care of the Defendant, CRYSTAL LAKE SUPPORTIVE ENVIRONMENTS, INC., d/b/a ATTAIN, INC., a/k/a OCONEE GROUP HOME. CALEB lived with severe disabilities under all legal definitions of disability.

- 4. At all times material hereto, Defendant CRYSTAL LAKE SUPPORTIVE ENVIRONMENTS, INC. (hereinafter "CRYSTAL LAKE") was and is a not-for-profit corporation, located and doing business in Orange County, Florida, and registered as such under section 501(c)(3) of the internal revenue code, with its headquarters at 2710 Staten Avenue, Orlando, Florida 32804.
- At all times material hereto, Defendant CRYSTAL LAKE did and does business as ATTAIN, INC. (hereinafter "ATTAIN"), as well as under OCONEE GROUP HOME (hereinafter "OCONEE HOME").
- 6. At all times material hereto, Defendant ATTAIN operated a group home licensed by the Florida Agency for Persons with Disabilities located at 36718 Oconee Avenue, Eustis in Lake County, Florida, referred to as OCONEE HOME.
- 7. At all times material hereto, Defendant CRAIG COOK was and is the Executive Director and President of CRYSTAL LAKE, resides in Seminole County, Florida, and is otherwise *sui juris*.
- 8. At all times material hereto, Defendant DEREK LONG resides in Lake County, Florida, is over eighteen (18) years of age and is otherwise *sui juris*.
- 9. At all times material hereto, Defendant LARRY CHERRY resides in Lake County, Florida, is over eighteen (18) years of age and is otherwise *sui juris*.

COMMON BACKGROUND FACTUAL ALLEGATIONS

- 10. For at least the past twenty (20) years, ATTAIN has maintained residential group homes for community members who live with developmental disabilities.
- 11. ATTAIN's stated goals include "ensur[ing] people are safe, healthy, and free of harm," and "overcom[ing] problem behavior." ATTAIN's values include "Treating people with dignity," and

"Ensuring individuals are not abused or neglected."

- 12. ATTAIN received more than \$100,000.00 per year from the Agency for Persons with Disabilities (APD) for the care of CALEB.
- 13. ATTAIN holds itself out as a facility that can safely care for the behavioral needs of residents with disabilities who exhibit challenging, aggressive, and potentially dangerous behaviors because of their disabilities. This includes self-injurious behaviors, as well as behaviors that may injure others. In doing so, ATTAIN is expected to have adequate staff and training to ensure that such residents are safe.
- 14. CALEB, as part of his disability, suffered from severely limited speech and required significant and continuous behavioral therapy to control aggressive behaviors and to assist with everyday life needs.
- 15. ATTAIN staff receive Professional Crisis Management ("PCM") training, which includes "safety procedures for the occurrence of continuous aggression, self-injury, and/or high magnitude property destruction in order to ensure the safety of the individual." PCM procedures for CALEB were chosen by ATTAIN's "extensive review and analysis" and "consultation with the individual's physician to rule out any medical contraindications."
- 16. Restraint procedures, if done incorrectly, are known by the Defendants to occasionally lead to death or serious injury caused by positional asphyxiation.
- 17. If CALEB demonstrated behaviors such as continuous aggression, property destruction or selfinjury, ATTAIN staff was authorized to implement PCM procedures by way of a two to three person (Brief Assisted Required Relaxation) BARR procedure.
- 18. Restraint procedures, such as a BARR, require implementers to monitor the individual's circulation, respiration, and state of consciousness closely.
- 19. When PCM personal safety techniques and redirection are ineffective, and when it is not safe to implement PCM, staff are directed to call 911. PCM is not safe to implement in cases where the

optimal number of staff for a safe implementation of PCM is not available.

- 20. ATTAIN staff were prohibited from using "any physical crisis management technique that might restrict or obstruct a client's airway or impair breathing, including techniques whereby staff persons use their hands or body to place pressure on the client's head, neck, back, chest, abdomen, or joints."
- 21. From September 26, 2018, until the time of death, CALEB lived at ATTAIN'S OCONEE HOME.
- 22. CALEB's Behavioral Support Plan during that time required an aggressive level of supervision because CALEB had tendencies to engage in self-injury and property destruction when left alone. Staff were instructed in CALEB's Behavioral Support Plan to supervise CALEB in the home during waking hours, and, if in his bedroom without peers or visitors around, staff were required to be in the same room and within line of sight of CALEB. At nighttime, staff were to remain in CALEB's bedroom with him until he fell asleep, then perform thirty (30) minute visual checks.
- 23. Notwithstanding knowledge of the required level of supervision during the day and night, staff frequently failed to adequately monitor and supervise CALEB.
- 24. Inadequate staffing remained a constant problem at the OCONEE HOME, and due to this problem, Attain was unable to comply with the behavioral support plans of the residents of the OCONEE HOME.

DEATH OF CALEB WALKER BY ASPHYXIATION

- 25. On the morning of November 25, 2020, OCONEE HOME was staffed by ATTAIN employees, Defendants LONG and CHERRY.
- 26. According to reports, at approximately 4:51 A.M., CALEB woke up from his sleep and aggressed toward Defendant LONG, who was sitting in the doorway to CALEB's room. LONG put CALEB in a one-arm wrap whereby he restrained CALEB by twisting his arm.
- 27. Injuries to CALEB's neck demonstrated that CALEB was then brought down to a mat from pressure to his neck, and facial injuries demonstrated that he was brought down face first by his neck

which caused abrasions to his nose and right eye socket.

- 28. While LONG was single-handedly wrestling CALEB and holding him down on the mat, Defendant CHERRY observed what was occurring in CALEB's room at both 4:52 AM as well as at 4:58 AM, at which time CHERRY went in to the kitchen to have a snack.
- 29. Defendant LONG had used a one-arm restraint on CALEB in order to move and place him in a laying position on a mat in the center of his room, where CALEB stayed for several minutes until CHERRY finally entered the room.
- 30. According to CALEB'S Behavioral Support Plan and group home industry standards, a one-person BARR used on a client as a restraint is improper and dangerous.
- 31. According to ATTAIN reports, at 5:10 A.M., Defendant CHERRY assisted LONG in restraining CALEB on the mat.
- 32. According to reports, when CALEB became unresponsive, both LONG and CHERRY were on CALEB's back.
- 33. From his injuries discovered after death, CALEB had flailed his legs and had signs of bruising from the pressure placed on his back.
- 34. Upon information and belief, CHERRY and LONG both applied pressure and force to CALEB's arms, legs, and torso, while they held him face down on the mat for approximately fifteen (15) minutes. During this time, CALEB yelled, kicked, and screamed, but then fell quiet. CALEB had ceased to move and became quiet for approximately the final two (2) minutes of the improper restraint that had been applied on him.
- 35. According to reports, after 2 minutes of no movement and sounds, Defendant LONG checked on CALEB and noticed he was not breathing; CHERRY began performing CPR chest compressions on CALEB, at which point LONG had left the room to call 911.
- 36. Emergency medical personnel arrived on scene and described CALEB as being in

cardiac arrest with no pulse and no breathing on arrival, noting the absence of lung and heart sounds.

- 37. After working to resuscitate CALEB for approximately thirty (30) minutes, emergency personnel noted no changes to his condition and transported him to the emergency room for continued resuscitation.
- After continued attempts to resuscitate CALEB, emergency room medical staff pronounced CALEB dead.
- 39. The autopsy report produced by Lake County Medical Examiner reveals that CALEB died from positional asphyxiation and excited delirium during restraint.

COUNT I

<u>NEGLIGENCE AND WRONGFUL DEATH AGAINST DEFENDANT CRYSTAL LAKE</u> <u>SUPPORTIVE ENVIRONMENTS, INC., d/b/a ATTAIN, INC., a/k/a OCONEE GROUP HOME</u>

Plaintiff, SARALYN WALKER as Personal Representative of the Estate of CALEB WALKER, readopts and reincorporates paragraphs 1 - 39 and further alleges:

- 40. This wrongful death lawsuit is brought against Defendant CRYSTAL LAKE SUPPORTIVE ENVIRONMENTS, INC., d/b/a ATTAIN, INC., a/k/a OCONEE GROUP HOME for the negligent acts and omissions of Defendant and its employees, and/or agents, while acting within the course and scope of their employ and/or agency with Defendant.
- 41. The negligent acts of the Defendant's employees, Defendants LONG and CHERRY, were done while acting within the course and scope of their employ with Defendant ATTAIN, who is therefore responsible for their negligent acts committed.
- 42. Defendant and its employees Defendants LONG and CHERRY owed CALEB a duty to use reasonable care in the provision of his supervision and support, in accordance with CALEB'S Behavioral Support Plan and PCM procedural protocol, as mandated by ADP for CALEB's requisite level of care.

- 43. Defendant, its agents and/or employees, knew pursuant to and as expressly stated in CALEB's Behavioral Support Plan as mandated by ADP, that deviation from policies and procedures such as those required under PCM could pose a risk of physical harm to CALEB if not adhered to.
- 44. Defendant and its employees Defendants LONG and CHERRY breached their duty in the provision of care to CALEB, which negligence was the direct and proximate cause of CALEB'S death by asphyxiation.

WHEREFORE, Plaintiff seeks compensatory damages, costs and demands trial by jury.

COUNT II

<u>NEGLIGENT SUPERVISION AGAINST CRYSTAL LAKE SUPPORTIVE</u> <u>ENVIRONMENTS, INC., d/b/a ATTAIN, INC., a/k/a OCONEE GROUP HOME</u>

Plaintiff, SARALYN WALKER as Personal Representative of the Estate of CALEB WALKER, readopts and reincorporates paragraphs 1 - 39 and further alleges:

45. Defendant, ATTAIN, owed CALEB a duty to ensure his safety and care, and to provide adequate supervision to its agents and/or employees in order to ensure the same.

- 46. Defendant, ATTAIN, knew or should have known that without the use of reasonable care in the supervision of its agents and/or employees, that CALEB would likely suffer significant physical harm and/or death.
- 47. Defendant, ATTAIN, failed to use reasonable care and adequately supervise its agents and/or employees through the following acts or omissions:
 - A. Failing to adequately train, supervise and ensure its agents and/or employees adhered to CALEB's Behavioral Support Plan and PCM procedural protocol, as mandated by ADP.
 - B. Failing to implement policies and procedures to ensure Defendant's employees were adhering to CALEB's Behavior Support Plan and PCM procedural protocol, as mandated by ADP.
 - C. Failing to ensure a sufficient number of staff were on duty to ensure compliance with Page 7 of 16

CALEB's Behavior Support Plan and PCM procedural protocol, as mandated by ADP.

- D. Failing to supervise its employees in the proper administration of a PCM BARR restraint, which failure resulted in CALEB's death by asphyxiation.
- E. Failure to contact law enforcement or notify additional staff at nearby group homes when CALEB first initially aggressed, thereby ensuring sufficient staff or personnel would be present to administer a proper PCM BARR restraint, in accordance with CALEB's Behavior Support Plan, as mandated by ADP.
- F. Failing to use reasonable care in the reporting process in accordance with CALEB's Behavior Support Plan, as mandated by ADP.
- G. Additional acts of negligence not yet discovered.
- 48. The preceding paragraphs "A" through "F," individually and/or as a whole represent strict deviation from the existing standard of care with regard to similar group homes for disabled individuals and similar establishments in the community.
- 49. The Defendant, ATTAIN, thereby breached its duty to CALEB, to use reasonable care in his supervision and provision of care, including by its agents and/or employees which breach directly resulted in CALEB's death by asphyxiation.
- 50. The above-described acts of negligence of the Defendant were the direct and proximate cause of CALEB's death by asphyxiation.

WHEREFORE, Plaintiff seeks compensatory damages, costs and demands trial by jury.

COUNT III

NEGLIGENT RETENTION AGAINST CRYSTAL LAKE SUPPORTIVE ENVIRONMENTS, INC., d/b/a ATTAIN, INC., a/k/a OCONEE GROUP HOME

Plaintiff, SARALYN WALKER as Personal Representative of the Estate of CALEB WALKER, readopts and incorporates paragraphs 1 – 39 and further alleges:

51. Defendant, ATTAIN owed a duty to CALEB to use reasonable care in the retention of its agents Page 8 of 16 and/or employees so as to ensure the safety of CALEB and other residents at its OCONEE HOME.

- 52. Moreover, Defendant had a duty in retaining its agents and/or employees, such that they were able to understand and adhere to CALEB's Behavior Support Plan and PCM procedural protocol, as mandated by ADP, all of which provided for CALEB's instruction and care.
- 53. Defendant had a further duty to not employ or assign staff that were unqualified, afraid of, or antagonistic towards CALEB, or were otherwise unable to follow his Behavior Support Plan as well as PCM procedural protocol, as mandated by ADP.
- 54. Defendant knew or should have known, in the exercise of reasonable care, that retaining unqualified staff at its OCONEE HOME to supervise, care for and attend to its intellectually and cognitively disabled residents such as CALEB, would likely result in significant harm to those residents, and did result in harm in the form of death to CALEB.
- 55. Defendant, ATTAIN, failed to use reasonable care in the retention of its agents and/or employees through the following acts of omission:
 - A. Failing to use reasonable care in retaining its agents and/or employees to be qualified to adhere to and carry out CALEB's Behavioral Support Plan along with PCM procedural protocol, as mandated by ADP, so as to ensure its retained staff effectively and safely worked with and cared for CALEB.
 - B. Failing to implement policy and procedure to ensure certain staff were not retained or assigned to work directly with CALEB
 - C. Failing to adequately monitor its workplace for information or incidents that would indicate such agents and/or employees were unqualified to continue their duties in working with CALEB; or, in the alternative:
 - D. The Defendant did have such policies and procedures in place and knew its agents and/or employees were unqualified to be retained but failed to act in accordance with same.

- E. Additional acts of negligence not yet discovered.
- 56. The Defendant, ATTAIN breached its duty to CALEB, through the above-described negligence acts of omission, and such breach was the direct and proximate cause of CALEB's death by asphyxiation.
 WHEREFORE, Plaintiff seeks compensatory damages, costs and demands trial by jury.

COUNT IV

<u>NEGLIGENT TRAINING AGAINST CRYSTAL LAKE SUPPORTIVE</u> <u>ENVIRONMENTS, INC., d/b/a ATTAIN, INC., a/k/a OCONEE GROUP HOME</u>

Plaintiff, SARALYN WALKER as Personal Representative of the Estate of CALEB WALKER, readopts and incorporates paragraphs 1 - 39 and further alleges:

- 57. The Defendant, ATTAIN owed a duty to CALEB to use reasonable care in the training of its staff to ensure the safety of CALEB and its other residents at its OCONEE HOME.
- 58. Defendant knew or should have known, that inadequate training of its staff at its OCONEE HOME could lead to their failure in adhering to CALEB's Behavioral Support Plan and other procedures and protocols such as the effective employment of a PCM BARR restraint, as mandated by ADP, which could result in harm or death to its residents, and did to CALEB.
- 59. Defendant, ATTAIN, failed to adequately train its staff through the following acts or omissions:
 - A. Failing to adequately train its staff to adhere to CALEB's Behavior Support Plan and other procedures and protocols such as the effective employment of a PCM BARR restraint, as mandated by ADP, in the provision of safe and effective care for CALEB.
 - B. Failing to adequately oversee its workplace to ensure staff training was conducted, implemented and effective; or, in the alternative:
 - C. The Defendant did have such policies and procedures in place to adequately train its staff but failed to act in accordance with same.
 - D. Additional acts of negligence not yet discovered.

60. The Defendant, ATTAIN breached its duty to CALEB through the above-described negligence acts of omission, and such breach was the direct and proximate cause of CALEB's death by asphyxiation. WHEREFORE, Plaintiff seeks compensatory damages, costs and demands trial by jury.

COUNT V

NEGLIGENCE AGAINST CRAIG COOK

Plaintiff, SARALYN WALKER as Personal Representative of the Estate of CALEB WALKER, readopts and incorporates paragraphs 1 – 39 and further alleges:

- 61. CALEB was killed by asphyxiation while a client and resident under the care of ATTAIN, at its OCONEE HOME described herein, during the employment of a PCM BARR restraint administered by ATTAIN staff Defendant Long, then eventually Defendant CHERRY.
- 62. Craig Cook is a Board-Certified Behavioral Analyst, Doctoral level (BCBA-D). 107. COOK is the executive director of Defendant ATTAIN and holds himself out as having over 20 years of experience supporting people with developmental disabilities, including autism and down syndrome. COOK's experience includes directing residential programs, intensive educational programs, vocational and day services, as well as applied behavior analysis services.
- 63. Part of the duty of care undertaken by COOK and any BCBA-D is to gather and analyze data to determine the type and scope of appropriate behavioral services and whether additional types of behavioral interventions are necessary to divert problem behavior in order to prevent incidents as well as foster appropriate behavior. In this role, COOK is also responsible for ensuring there is adequate staffing at ATTAIN's residential group homes, including OCONEE HOME.
- 64. In that vein, as the lawful and principal owner of ATTAIN Defendant CRAIG COOK is subject to all laws, rules, regulations and/or ADP policies and procedures that govern ATTAIN.
- 65. COOK breached his duty to ensure that CALEB as an OCONEE HOME resident, "was safe, healthy, and free of harm, "overcoming problem behavior," "treated with dignity," "not abused or neglected,",

and cared for by an adequate amount of staff, and as a result of such breach, CALEB was killed by asphyxiation during the employment of an improper PCM BARR restraint administered by ATTAIN staff.

66. Defendant COOK's breach of his foregoing duty was the direct and proximate cause of CALEB's death by asphyxiation.

WHEREFORE, Plaintiff seeks compensatory damages, costs and demands trial by jury.

COUNT VI

NEGLIGENCE AGAINST DERRICK LONG

Plaintiff, SARALYN WALKER as Personal Representative of the Estate of CALEB WALKER, readopts and incorporates paragraphs 1 – 39 and further alleges:

- 67. On or about November 25, 2020, Defendant LONG negligently and in violation of procedural protocol, CALEB's Behavior Support Plan and ADP policy, administered an improper PCM BARR restraint on CALEB, resulting in his death by asphyxiation.
- 68. As an employee of ATTAIN and a staff member as its OCONEE HOME, Defendant LONG had a duty to ensure CALEB's safety, care and supervision, and to ensure that his Behavior Support Plan was being followed, and that PCM procedural protocol such as the effective employment of a PCM BARR restraint were being adhered to when CALEB aggressed.
- 69. On or about November 25, 2020, LONG breached his duty to CALEB by unilaterally and initially without assistance of others administered a PCM BARR restraint on CALEB in violation of PCM procedural protocol, as well as CALEB's Behavioral Support Plan.
- 70. Defendant LONG's violation of PCM procedural protocol, and further violation of CALEB's Behavioral Support Plan and ADP policy, resulted in CALEB's death by asphyxiation.
- 71. At all times material hereto, Defendant LONG was an employee of Defendant ATTAIN and a staff person at its OCONEE HOME, acting within the course and scope of his employment with ATTAIN.

WHEREFORE, Plaintiff seeks compensatory damages, costs and demands trial by jury.

COUNT VII

NEGLIGENCE AGAINST LARRY CHERRY

Plaintiff, SARALYN WALKER as Personal Representative of the Estate of CALEB WALKER, readopts and incorporates paragraphs 1 – 39 and further alleges:

- 72. On or about November 25, 2020, Defendant CHERRY negligently and in violation of PCM procedural protocol, CALEB's Behavior Support Plan and ADP policy, assisted with the administration of an improper PCM BARR restraint on CALEB, resulting in his death by asphyxiation.
- 73. As an employee of ATTAIN and a staff member as its OCONEE HOME, Defendant CHERRY had a duty to ensure CALEB's safety, care and supervision, and to ensure that his Behavior Support Plan was being followed, and that PCM procedural protocol such as the effective employment of a PCM BARR restraint were being adhered to when CALEB aggressed.
- 74. On or about November 25, 2020, CHERRY breached his duty to CALEB by assisting Defendant LONG at what was the tail-end of Defendant LONG's unilateral PCM BARR restraint on CALEB in violation of PCM procedural protocol, as well as CALEB's Behavioral Support Plan and ADP policy.
- 75. Defendant CHERRY's assistance with Defendant LONG's unilateral PCM BARR restraint in violation of PCM procedural protocol, and further violation of CALEB's Behavioral Support Plan and ADP policy, culminated in CALEB's death by asphyxiation.
- 76. At all times material hereto, Defendant CHERRY was an employee of Defendant ATTAIN and a staff person at its OCONEE HOME, acting within the course and scope of his employment with ATTAIN.

COUNT IX

RESPONDEAT SUPERIOR AGAINST ATTAIN, INC.

Plaintiff, SARALYN WALKER as Personal Representative of the Estate of CALEB WALKER, readopts and incorporates paragraphs 1 – 39 and further alleges:

- 77. At all times material hereto, Defendants LONG and CHERRY had a duty to use reasonable care in the provision of CALEB's support and supervision during the course and scope of their employment with Defendant ATTAIN, so as to prevent reasonably foreseeable harm from occurring to ATTAIN's clients and residents, including but not limited to CALEB.
- 78. On or about November 25, 2020, as described in the foregoing paragraphs, Defendants LONG and CHERRY breached their duty through the foregoing acts of negligence and other acts and omissions, which were the direct and proximate cause of CALEB's death by asphyxiation.
- 79. These acts and omissions were committed with the absence of reasonable care for the safety of CALEB, exposed CALEB to reasonably foreseeable harm, and did cause him harm which led to his death.
- 80. These acts of negligence were committed within the course and scope of LONG and CHERRY's employment with ATTAIN; therefore, pursuant to the doctrine of *Respondeat Superior;* ATTAIN, as caretaker of CALEB, is vicariously liable for the harm caused by the negligence of its employees Defendants LONG and CHERRY.

CLAIM OF PLAINTIFF SARALYN WALKER AS MOTHER AND PERSONAL REPRESENTATIVE OF THE ESTATE OF CALEB WALKER AND TOM WALKER AS FATHER OF CALEB WALKER

81. Plaintiff, SARALYN WALKER, as a result of the tragic, untimely and unconscionable death of her son Caleb Walker, in violation of Florida's Wrongful Death act and as a result of the foregoing counts of negligence against the Defendants, seeks relief for and has suffered the following items of damage, under the laws of the State of Florida:

- A. Loss of support and services of her son.
- B. Past, present, and future mental anguish and pain from the date of the incidents described herein.
- C. Funeral and burial expenses as a result of the death of her son, Caleb Walker.
- D. Loss of the capacity for the enjoyment of life.

PRAYER FOR RELIEF AND DEMAND FOR JURY TRIAL

WHEREFORE as a result of the tragic and untimely death of Caleb Walker, in violation of the Florida Wrongful Death Act, Plaintiff, SARALYN WALKER as Personal representative of the estate of Caleb Walker, hereby sues Defendants CRYSTAL LAKE SUPPORTIVE ENVIRONMENTS, INC., d/b/a ATTAIN, INC., a/k/a OCONEE GROUP HOME, CRAIG COOK, DERRICK LONG and LARRY CHERRY, and demands compensatory damages in an amount within the jurisdictional limits of this Court, to-wit, in excess of THIRTY THOUSAND (\$30,000.00) exclusive of interest and costs, and demands trial by jury of all issues triable as of right by a jury and any other relief this Court deems just and proper.

Respectfully,

<u>/s/ Matt W. Dietz</u> MATT W. DIETZ, ESQ. Florida Bar No. 090454 DISABILITY INDEPENDENCE GROUP *Counsel for Plaintiff* 2990 Southwest 35th Avenue Miami, Florida 33133 Telephone: 305-669-2822 Fax: 305-442-4181 Email: <u>mdietz@justdigit.org</u> <u>aa@justdigit.org</u>

<u>/s/ Natalie Jackson</u> NATALIE JACKSON, ESQ. Florida Bar No. 646075 THE LAW OFFICE OF NATALIE JACKSON *Counsel for Plaintiff* 121 S. Orange Avenue, Ste. 1500 Orlando, Florida 32801 Telephone: <u>407-437-9295</u> Facsimile: 407-386-8024 Email: <u>natalie@nataliejacksonlaw.com</u>

<u>/s/ Ben Crump</u> BEN CRUMP, ESQ. Florida Bar No. 72583 BEN CRUMP LAW, PLLC *Counsel for Plaintiff* 122 South Calhoun Street Tallahassee, Florida 32301 Telephone: 850-224-2020 Facsimile: 850-224-2021 Email: ben@bencrump.com

<u>/s/ Aaron A. Karger</u> AARON A. KARGER, ESQ. Florida Bar No. 93226 LAW OFFICE OF AARON KARGER, P.A. *Counsel for Plaintiff* 16211 N.E. 18th Avenue, Suite 200 North Miami Beach, Florida 33162-4751 Telephone: 305-577-7772 Facsimile: 305-602-9357 Email: <u>aaron@aak-law.com</u> Service: <u>service@aak-law.com</u>

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Complaint, was served with Summons, via process server on Defendants CRYSTAL LAKE SUPPORTIVE ENVIRONMENTS, INC., d/b/a ATTAIN, INC., a/k/a OCONEE GROUP HOME, and CRAIG COOK at 2710 Staten Road, Suite A, Orlando, Florida 32084, DEREK LONG at 2750 David Walker Drive, Apt. 3227, Eustis, FL 32726-8214, and LARRY CHERRY at 3280 Beth Page Loop, Mount Dora, FL 32757-8823.