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Attorneys for Plaintiff(s),

Douglas Salom,

Plaintiff(s),

- vs -

City of Jersey City, Jersey City Police Department,
County of Hudson, State of New Jersey, Edwin
Hernandez, John Does 1-10 (fictitious names
representing unknown individuals) and/or XYZ
Corps. 1-10 (fictitious names representing
unknown corporations, partnerships and/or Limited
Liability Companies or other types of legal entities)

Defendant(s).

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: HUDSON COUNTY

DOCKET NO: HUD-L-

Civil Action

COMPLAINT AND JURY DEMAND

Plaintiff Douglas Salom residing in the County of Hudson, 319 Barrow Street, Jersey
City, New Jersey, 07302, by way of Complaint against the Defendants says:

FIRST COUNT

1. On or about February 8, 2022, the Plaintiff Douglas Salom was a pedestrian, lawfully crossing Jersey Avenue, at or near its intersection with Audrey Zapp Drive, in the City of Jersey City, County of Hudson, and the State of New Jersey.

2. Upon information and belief, at all relevant times herein mentioned, the Defendant Jersey City Police Department was a municipality, with its main address located in the County of Hudson, 1 Journal Square, Jersey City, New Jersey, 07306.

3. Upon information and belief and at all relevant times herein mentioned, the Defendant City of Jersey City was a municipality, with its main address located in the County of Hudson, 280 Grove Street, Jersey City, New Jersey, 07302.

4. Upon information and belief and at all relevant times herein mentioned, the Defendant County of Hudson was a government agency, with its main address located in the County of Hudson, 567 Pavonia Avenue, Jersey City, New Jersey, 07306.

5. Upon information and belief and at all relevant times herein mentioned, the Defendant State of New Jersey was a government agency, with its main address located in the County of Mercer, 25 Market Street, Trenton, New Jersey, 08625.

6. At the aforesaid time and place, the Defendant Edwin Hernandez was the operator of a motor vehicle that was traveling on Jersey Avenue, at or near its intersection with Audrey Zapp Drive, in the City of Jersey City, County of Hudson, and the State of New Jersey.

7. On February 8, 2022, and at all other times pertinent to this Complaint, the Defendants City of Jersey City and/or Jersey City Police Department and/or County of Hudson and/or State of New Jersey were the owner(s) and/or insured(s) of a 2011, Ford, Crown Victoria motor vehicle, permissively being used by the Defendant Edwin Hernandez.

8. At the aforesaid time and place, the Defendant Edwin Hernandez operated and/or otherwise allowed such vehicle to be operated and/or maintained in an inattentive, negligent, careless, and reckless fashion, so as to violently strike the pedestrian Plaintiff Douglas Salom, resulting in severe and permanent injuries to the Plaintiff.

9. As a direct and proximate result of the aforesaid inattentiveness, negligence, carelessness, and recklessness in the operation, maintenance, ownership, control and/or entrustment of the Defendants, the Plaintiff Douglas Salom was violently struck and was caused to suffer severe and permanent injuries to multiple parts of his body, did suffer and will in the future continue to suffer great pain and anguish; was caused to seek and will in the future be caused to seek medical and hospital treatment; was caused to expend or incur and will in the future be caused to expend or incur monies in an effort to treat his injuries; was caused to lose time from and will in the future be caused to lose time from his usual and customary activities, pursuits and occupations; was caused to suffer permanent injuries and was otherwise caused to suffer injuries and damages.

WHEREFORE, the Plaintiff Douglas Salom hereby demands judgment against the Defendants City of Jersey City and/or Jersey City Police Department and/or County of Hudson and/or State of New Jersey and/or Edwin Hernandez, individually, jointly or severally for damages, together with interest and costs of suit.

SECOND COUNT

1. Plaintiff Douglas Salom repeats each and every allegation of the First Count of the Complaint as if set forth at length herein verbatim.

2. At the aforesaid time and place, the Defendants City of Jersey City and/or Jersey City Police Department and/or County of Hudson and/or State of New Jersey and/or John Does

1-10 and/or XYZ Corps. 1-10 were the owners of a business establishment, which engaged the services of the Defendant Edwin Hernandez, as an employee, agent or independent contractor to drive.

3. At said time and place and in furtherance of the Defendants City of Jersey City and/or Jersey City Police Department and/or County of Hudson and/or State of New Jersey and/or John Does 1-10 and/or XYZ Corps. 1-10's economic interest, the Defendant Edwin Hernandez operated said vehicle as an employee, agent or independent contractor to drive.

4. Defendants City of Jersey City and/or Jersey City Police Department and/or County of Hudson and/or State of New Jersey and/or John Does 1-10 and/or XYZ Corps. 1-10 granted and entrusted the operation of said vehicle to the Defendant Edwin Hernandez which was operated in such a careless, reckless and negligent manner, thereby causing the Plaintiff to sustain severe personal injuries; the aforesaid carelessness, recklessness, and negligence is thereby imputed to the Defendants City of Jersey City and/or Jersey City Police Department and/or County of Hudson and/or State of New Jersey and/or John Does 1-10 and/or XYZ Corps. 1-10.

5. Defendants City of Jersey City and/or Jersey City Police Department and/or County of Hudson and/or State of New Jersey and/or John Does 1-10 and/or XYZ Corps. 1-10 negligently entrusted the care and operation of said vehicle to the Defendant Edwin Hernandez.

6. As a direct and proximate result of the aforesaid inattentiveness, negligence, carelessness, and recklessness in the operation, maintenance, ownership, control and/or entrustment of the Defendants, the Plaintiff Douglas Salom was violently struck and was caused to suffer severe and permanent injuries to multiple parts of his body, did suffer and will in the future continue to suffer great pain and anguish; was caused to seek and will in the future be

caused to seek medical and hospital treatment; was caused to expend or incur and will in the future be caused to expend or incur monies in an effort to treat his injuries; was caused to lose time from and will in the future be caused to lose time from his usual and customary activities, pursuits and occupations; was caused to suffer permanent injuries and was otherwise caused to suffer injuries and damages.

WHEREFORE, the Plaintiff Douglas Salom hereby demands judgment against the Defendants City of Jersey City and/or Jersey City Police Department and/or County of Hudson and/or State of New Jersey and/or John Does 1-10 and/or XYZ Corps. 1-10, individually, jointly or severally for damages, together with interest and costs of suit.

THIRD COUNT

1. Plaintiff Douglas Salom, repeats each and every allegation of the First and Second Counts of the Complaint as if set forth at length herein verbatim.

2. At the aforesaid time and place, inattentiveness, negligence, carelessness, and recklessness in the operation, maintenance, ownership, control and/or entrustment by the Defendants City of Jersey City, Jersey City Police Department, County of Hudson and State of New Jersey, the Plaintiff Douglas Salom was caused to sustain severe personal injuries.

3. As a direct and proximate result of the aforesaid inattentiveness, negligence, carelessness, and recklessness in the operation, maintenance, ownership, control and/or entrustment of the Defendants City of Jersey City, Jersey City Police Department, County of Hudson and State of New Jersey, the Plaintiff Douglas Salom, suffered severe permanent injuries, permanent loss of bodily function, was required to seek medical attention and has incurred medical treatment expenses in the excess of \$3,600.00, will in the future incur additional medical expenses, suffered great pain and will in the future suffer great pain, was and

will in the future be unable to attend his usual pursuits and occupations and was further damaged.

4. The Plaintiff Douglas Salom, served a Notice of Claim for his damages in the form prescribed by N.J.S.A. 59:8-4 and signed by the Plaintiff upon the Defendants City of Jersey City, Jersey City Police Department, County of Hudson and State of New Jersey.

5. More than six months have passed since the service of Plaintiff's Notice of Claim and Plaintiff's claim remains unsatisfied.

WHEREFORE, the Plaintiff Douglas Salom, demands judgment against the Defendants City of Jersey City, Jersey City Police Department, County of Hudson and State of New Jersey, for damages together with interest and costs of suit.

FOURTH COUNT

1. Plaintiff Douglas Salom repeats each and every allegation of the First through Third Counts of this Complaint as if set forth herein at length.

2. Defendants John Does 1-10 (fictitious names representing unknown individuals) and/or XYZ Corps. 1-10 (fictitious names representing unknown corporations, partnerships and/or Limited Liability Companies or other types of legal entities) are names used for the purpose of this lawsuit to represent parties, drivers, operators and/or automobile owners, whose names or identities are not yet known and who may have either directly or indirectly contributed to the injuries sustained by the Plaintiff.

3. At all times relevant hereto, the Defendants John Does 1-10 and/or XYZ Corps. 1-10 owned, operated, maintained, controlled and/or entrusted and/or otherwise allowed their motor vehicles to be operated in an inattentive, negligent, careless, and reckless manner, so as to cause the Plaintiff Douglas Salom to sustain severe personal injuries.

4. Due to the inattentiveness, negligence, carelessness, and recklessness of the Defendants, the Plaintiff was caused to suffer severe and permanent injuries to multiple parts of his body, did suffer and will in the future continue to suffer great pain and anguish; was caused to seek and will in the future be caused to seek medical and hospital treatment; was caused to expend or incur and will in the future be caused to expend or incur monies in an effort to treat his injuries; was caused to lose time from and will in the future be caused to lose time from his usual and customary activities, pursuits and occupations; was caused to suffer permanent injuries and was otherwise caused to suffer injuries and damages.

WHEREFORE, the Plaintiff Douglas Salom demands judgment against the Defendants John Does 1-10 and/or XYZ Corps. 1-10 for damages, together with interest and cost of suit.

DAVIS, SAPERSTEIN & SALOMON, P.C.
Attorneys for Plaintiff(s)

Adam B. Lederman

Dated: November 16, 2022

BY: Adam B. Lederman, Esq.
For the Firm

JURY DEMAND

Plaintiff demands a trial by jury on all triable issues raised in the various Counts of the Complaint.

DEMAND FOR ANSWERS TO INTERROGATORIES

Pursuant to Rule 4:17-1(B)(1), et seq. Plaintiff hereby demands that Defendant answer Form "C" Uniform Set of Interrogatories of Appendix II, and supplemental Form "C1", within the time prescribed by the Rules of Court. Plaintiff reserves the right to propound additional supplemental Interrogatories pursuant to the Rules of Court.

DEMAND FOR DISCOVERY OF INSURANCE COVERAGE

Pursuant to R.4:10-2(b) demand is made that Defendant disclose to Plaintiff's attorney whether or not there are any insurance agreements or policies under which any person or firm carrying on an insurance business may be liable to satisfy part or all of a judgment which may be entered in this action or indemnify or reimburse for payments made to satisfy the judgment and provide Plaintiff's attorney with true copies of those insurance agreements or policies, including, but not limited to, any and all declaration sheets. This demand shall include and cover not only primary coverage, but also any and all excess, catastrophe, and umbrella policies.

DESIGNATION OF TRIAL COUNSEL

Plaintiff hereby designates Adam B. Lederman, Esq. as trial counsel in this matter.

DAVIS, SAPERSTEIN & SALOMON, P.C.
Attorneys for Plaintiff(s)

Adam B. Lederman

Dated: November 16, 2022

BY: Adam B. Lederman, Esq.
For the Firm

CERTIFICATION

I certify, pursuant to R.4:5-1, that to the best of my knowledge, information and belief at this time, the matter in controversy is not the subject matter of any other action pending in any other court, nor of any pending arbitration proceeding; that no other action or arbitration is contemplated; and that there are no other parties who should be joined in this action.

DAVIS, SAPERSTEIN & SALOMON, P.C.
Attorneys for Plaintiff(s)

Adam B. Lederman

Dated: November 16, 2022

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