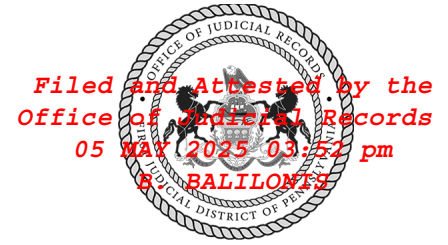


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Attorney for Plaintiff



GERARD POWER
221 South 12th Street, Unit S210
Philadelphia, PA 19107,

Plaintiff,

v.

**PLANNED PARENTHOOD
SOUTHEASTERN PENNSYLVANIA**
1144 Locust Street
Philadelphia, PA 19107-5739,

And,

JOHN DOES #1-10 / ABC CORP.
(Name and address presently unknown)

Defendants.

COURT OF COMMON PLEAS
PHILADELPHIA COUNTY,
PENNSYLVANIA

No.

Term _____

JURY TRIAL DEMANDED

CIVIL ACTION – LAW

NOTICE TO DEFEND

YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claims set forth in the following documents, you must take action within twenty (20) days after this Notice is served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so, the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

USTED HA SIDO DEMANDADO EN LA CORTE. Si desea defenderse contra las reclamaciones presentadas en los siguientes documentos, debe tomar acción dentro de veinte (20) días después de recibir este Aviso, presentando una comparecencia por escrito personalmente o a través de un abogado y radicando por escrito en la corte sus defensas u objeciones a las reclamaciones presentadas en su contra. Se le advierte que si no lo hace, el caso puede proceder sin usted y el tribunal puede emitir un fallo en su contra sin más aviso por cualquier cantidad de dinero reclamada en la demanda o por cualquier otra compensación o alivio solicitado por el demandante. Usted podría perder dinero, propiedad u otros derechos importantes para usted.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Philadelphia Bar Association - Lawyer Referral and Information Service
1101 Market Street, 11th Floor
Philadelphia, PA 19107
(215) 238-6333
www.philadelphiabarlawyers.com

DEBE LLEVAR ESTE DOCUMENTO A SU ABOGADO INMEDIATAMENTE. Si no tiene un abogado o no puede pagar uno, vaya o llame a la oficina mencionada a continuación para obtener información sobre dónde puede recibir ayuda legal.

Asociación de Abogados de Filadelfia - Servicio de Referencia e Información Legal
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Attorney for Plaintiff

GERARD POWER

221 South 12th Street, Unit S210
Philadelphia, PA 19107,

Plaintiff,

v.

**PLANNED PARENTHOOD
SOUTHEASTERN PENNSYLVANIA**

1144 Locust Street
Philadelphia, PA 19107-5739,

And,

JOHN DOES #1-10 / ABC CORP.
(Name and address presently unknown)

Defendants.

COURT OF COMMON PLEAS
PHILADELPHIA COUNTY,
PENNSYLVANIA

No.

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JURY TRIAL DEMANDED

CIVIL ACTION – LAW

CIVIL COMPLAINT

1. Plaintiff, Gerard Power (hereinafter “Plaintiff”), is an adult individual residing at 221 South 12th Street, Unit S210, Philadelphia, PA 19107.
2. Defendant, Planned Parenthood Southeastern Pennsylvania (hereinafter “Defendant”), is a business entity with its principal place of business at 1144 Locust Street, Philadelphia, PA 19107-5739.

3. Defendants John Does #1–10 / ABC Corp. are fictitious names representing unknown entities or individuals who owned, controlled, managed, or maintained the premises or sidewalk grate in question.
4. On or about September 21, 2024, Plaintiff was lawfully walking on the sidewalk adjacent to 1144 Locust Street in Philadelphia, Pennsylvania.
5. As Plaintiff walked along the sidewalk with his dog, a metal grate suddenly dislodged or “popped up”, forcefully striking the back of Plaintiff’s right leg, causing him to fall and suffer serious injuries.
6. Plaintiff was unaware of the hazard and could not have anticipated the unsafe and dangerous condition presented by the unsecured grate.

COUNT I

Plaintiff v. Defendant Planned Parenthood Southeastern Pennsylvania

7. Plaintiff incorporates the above paragraphs as though fully set forth herein.
8. At all relevant times, Defendant Planned Parenthood owned, controlled, leased, or maintained the sidewalk, including the metal grate at issue.
9. Defendant owed a duty of care to pedestrians, including Plaintiff, to maintain the sidewalk and its appurtenances in a reasonably safe condition.
10. Defendant breached that duty by allowing a dangerous condition to exist on the sidewalk — namely, a grate that could lift or shift underfoot when stepped upon.
11. Defendant knew or should have known of the hazardous condition and failed to inspect, repair, warn, or otherwise mitigate the risk.
12. As a direct and proximate result of Defendant’s negligence, Plaintiff suffered the following injuries: ruptured right Achilles tendon (confirmed by MRI), chronic pain and

weakness, Right leg swelling and deep vein thrombosis (DVT), and Ongoing need for medical treatment, bracing, and possible surgical intervention.

13. Defendant breached its duty of care by failing to properly maintain, monitor, inspect, and secure the property causing Plaintiff to slip and fall as set forth above.

14. The aforementioned injury resulted solely from Defendants' breach of the duty of care owed to Plaintiff as stated herein, and was due in no manner whatsoever to any act or failure to act on the part of Plaintiff.

15. But for Defendant's failure to properly maintain, care, protect and operate the property, the incident would not have occurred.

16. That all the injuries and damages were caused solely and proximately by the negligence of Defendant.

17. As a result of the negligence and carelessness of Defendant; Plaintiff suffered injuries which are or may be serious and permanent, including but not limited to the following: Ruptured right Achilles tendon, confirmed by MRI, Chronic pain and weakness, Right leg swelling and deep vein thrombosis (DVT), and Ongoing need for medical treatment, bracing, and possible surgical intervention.

18. As a further result of the above described negligence and carelessness of Defendant, Plaintiff has incurred and probably will continue to incur for an indefinite time in the future, various expenses for medicine and medical care in and about an effort to cure him of the said injuries.

19. By reason of the aforesaid injuries, Plaintiff was forced to incur liability for medical treatment, medications, hospitalizations and similar miscellaneous expenses in an effort to restore himself to health and a claim is made therefore.

20. As a result of the aforementioned injuries, Plaintiff has undergone and in the future will undergo great physical suffering; great inconvenience in carrying out his daily activities, loss of life's pleasures and enjoyment, and a claim is made therefore.

21. As a result of the aforementioned injuries, Plaintiff has sustained work loss, loss of opportunity and a permanent diminution of his earning power and capacity, and a claim is made therefore.

22. Plaintiff continues to be plagued by persistent pain and limitations and therefore, avers that his injuries may be of a permanent nature, causing residual problems for the remainder of his lifetime, and a claim is made, therefore.

WHEREFORE, Plaintiff, Gerard Power, demands judgment in his favor and against Defendant Planned Parenthood Southeastern Pennsylvania in an amount not in excess of Fifty Thousand Dollars (\$50,000.00), together with interest, delay damages, costs of suit, and any other relief this Court deems just and proper.

COUNT II
Plaintiff v. Defendants John Does #1-10 / ABC Corp.

23. Plaintiff incorporates the above paragraphs as though fully set forth herein.

24. Defendants John Does #1-10 / ABC Corp. are fictitious entities or individuals who may have had a duty to inspect, repair, maintain, or warn of hazards involving the sidewalk and grate.

25. Plaintiff reserves the right to amend the Complaint to identify these Defendants once their true identities are discovered through the course of litigation.

26. These Defendants were negligent in failing to inspect, monitor, or secure the grate that caused Plaintiff's injury.

27. As a direct and proximate result of these Defendants' negligence, Plaintiff suffered the same injuries and damages outlined in Count I.

WHEREFORE, Plaintiff, Gerard Power, demands judgment in his favor and against Defendants John Does #1–10 / ABC Corp. in an amount not in excess of Fifty Thousand Dollars (\$50,000.00), together with interest, delay damages, costs of suit, and any other relief this Court deems just and proper.

Dated: May 5, 2025

LAW OFFICES OF ERIC A. SHORE

BY/s/ Mary LeMieux-Fillery, Esq.
Mary LeMieux-Fillery, Esquire
PA Attorney ID: 312785
Two Penn Center, Suite 1240
1500 John F. Kennedy Boulevard
Philadelphia, PA 19102
Tel.: (267) 546-0132
MaryF@ericshore.com

VERIFICATION

I, **Gerard Power**, verify that the statements made in the foregoing **Complaint** are true and correct to the best of my knowledge, information, and belief. I understand that false statements herein are made subject to the penalties of **18 Pa.C.S. § 4904**, relating to **unsworn falsification to authorities**.

Date: 05/05/2025

Electronically Signed 2025-05-05 19:40:03 UTC - 73.233.52.229
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Gerard Power

VERIFICATION

I, Mary LeMieux-Fillery, Esquire, verify that the statements made in the foregoing Civil Action are true and correct to the best of my knowledge, information and belief. I further verify that I am authorized to take this Verification on behalf of Plaintiffs in the capacity of attorney.

I understand that false statements herein made are subject to the penalties of 18 Pa C.S.A. §4904, relating to unsworn falsification to authorizes.

Dated: May 05, 2025

LAW OFFICES OF ERIC A. SHORE

BY/s/ **Mary LeMieux-Fillery, Esq.**

Mary LeMieux-Fillery, Esquire

PA Attorney ID: 312785

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MaryF@ericshore.com