

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----X
SHAKIRA CHIN

Plaintiff(s),

-against-

PLANNED PARENTHOOD OF NEW YORK CITY, INC.

Defendant(s).
-----X

Index No.: **04112075**

Date Purchased: _____
SUMMONS

**The basis of venue
is:
PLAINTIFF'S
RESIDENCE**

**Plaintiff resides
at:
P.O. BOX 1247 CHURCH
STREET STATION
NEW YORK, NY 10008
County of NEW YORK**

TO THE ABOVE NAMED DEFENDANT(s):

YOU ARE HEREBY SUMMONED to appear in this action by serving a notice of appearance on plaintiff's attorneys within 20 days after service of this summons, exclusive of the day of service, or within 30 days after service is complete if this summons is not personally delivered to you within the State of New York. In case of your failure to answer, judgment will be taken against you by default for the relief demanded in the Complaint.

FILED
AUG 20 2004
NEW YORK
COUNTY CLERK'S OFFICE

DATED: Queens, New York
August 11, 2004
D/A: March 27, 2004

*Planned Parenthood of NYC
26 Bleeker Street
NYC NY*

Yours, etc.,
MALLILO & GROSSMAN, ESQS.
Attorney for Plaintiff(s)
163-09 Northern Boulevard
Flushing, New York 11358
718-461-6633

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----X
SHAKIRA CHIN

Plaintiff(s),

VERIFIED COMPLAINT

Index No.:

-against-

PLANNED PARENTHOOD OF NEW YORK CITY, INC.

Defendant(s).
-----X

Plaintiff, by their attorneys, MALLILO & GROSSMAN, ESQS,
complaining of the defendants herein, respectfully show to the Court and allege:

1. That at all times hereinafter mentioned, the plaintiff, SHAKIRA CHIN, was and still is a resident of the County of NEW YORK, City and State of New York.

2. Upon information and belief, and at all times hereinafter mentioned, the defendant, PLANNED PARENTHOOD OF NEW YORK CITY, INC., was and still is a domestic corporation duly organized and existing by virtue of the laws of the State of New York.

3. Upon information and belief, and at all times hereinafter mentioned, the defendant, PLANNED PARENTHOOD OF NEW YORK CITY, INC., was and still is a

foreign corporation doing business in the State of New York.

4. Upon information and belief, and at all times hereinafter mentioned, the defendant, PLANNED PARENTHOOD OF NEW YORK CITY, INC. was and still is a sole proprietorship doing business in the State of New York.

5. Upon information and belief, and at all times hereinafter mentioned, the defendant, PLANNED PARENTHOOD OF NEW YORK CITY, INC. was and still is an unincorporated association doing business in the State of New York.

6. That on March 27, 2004, while plaintiff was attempting to stand up after undergoing anesthesia at the premises 26 BLEECKER STREET, NEW YORK County, she was caused to fall , causing plaintiff to sustain serious personal injury.

7. Upon information and belief, that at all times hereinafter mentioned, the defendant, PLANNED PARENTHOOD OF NEW YORK CITY, INC., owned said premises at issue.

8. Upon information and belief, that at all times hereinafter mentioned, the defendant, PLANNED PARENTHOOD OF NEW YORK CITY, INC., operated said premises at issue.

9. Upon information and belief, that at all times hereinafter mentioned, the defendant, PLANNED PARENTHOOD OF NEW YORK CITY, INC., maintained said premises at issue.

10. Upon information and belief, that at all times hereinafter mentioned, the defendant, PLANNED PARENTHOOD OF NEW YORK CITY, INC., managed said premises at issue.

11. Upon information and belief, that at all times hereinafter mentioned, the defendant, PLANNED PARENTHOOD OF NEW YORK CITY, INC., controlled the said premises at issue.

12. That on March 27, 2004 the defendant, PLANNED PARENTHOOD OF NEW YORK CITY, INC., its agents, servants, employees, heirs, assigns and/or transferees negligently and carelessly maintained and said premises in such a haphazard, negligent manner as to cause the same to become and remain in an unsafe, improper and dangerous condition, which consisted of a trap and nuisance as well as a negligent and improper condition of which the defendant had due notice, or by the use of reasonable care and inspection therein, might and should have had due notice.

13. Upon information and belief, that at all times hereinafter mentioned, it was the duty of the defendant, PLANNED PARENTHOOD OF NEW YORK CITY, INC., its agents, servants, employees, heirs, and/or transferees to maintain the aforesaid premises in a safe, proper, lawful and careful manner, so that the same would not be dangerous to persons lawfully on said premises and to keep the same from defaults, traps and conditions constituting a danger and menace to persons lawfully and properly therein.

14. That said accident and resulting injuries to the plaintiff were caused solely and wholly by reason of the carelessness, recklessness and negligence of the defendant, without any negligence of the plaintiff contributing thereto.

15 That by reason of the aforesaid, plaintiff was rendered sick, sore, lame and disabled, and was unable to attend to her usual duties for a considerable time, required medical aid and attention, suffered grievous physical pain and mental anguish and has been damaged in the sum which exceeds the jurisdictional limits of all lower courts which would otherwise have jurisdiction

WHEREFORE, the plaintiff demands judgment against the defendant, in the first cause of action and the amount of damages sought exceeds the jurisdictional limits of all lower courts which would otherwise have jurisdiction, together with the costs and disbursements of this action.

Dated: Queens, New York
August 11, 2004

MALLILO & GROSSMAN
Attorney (s) for Plaintiff
163-09 Northern Boulevard
Flushing, New York 11358
(718) 461-6633
04PI204

Index No.
SUPREME COURT: NEW YORK COUNTY

SHAKIRA CHIN

Plaintiff(s),

-against-

PLANNED PARENTHOOD OF NEW YORK CITY, INC.

Defendant(s).

04112075

SUMMONS AND VERIFIED COMPLAINT

~~MALLILO & GROSSMAN, ESQS.~~

BY: _____

FRANCESCO POMARA

Attorneys for Plaintiff(s)

163-09 NORTHERN BLVD.

FLUSHING, NEW YORK 11358

Phone: (718) 461-6633

Fax: (718) 461-1062

TO:
