

<p>DISTRICT COURT, THE CITY AND COUNTY OF DENVER, COLORADO Court Address: 1437 Bannock St.. Denver, CO 80202</p> <hr/> <p>Plaintiff: XXXXXXXXXXXXXXXXXXXX</p> <p>v.</p> <p>Defendants: XXXXXXXXXXXXXXXXXXXX</p> <hr/> <p>Attorney for Plaintiffs: Paul Zarlengo 3801 E. Florida Ave., #400 Denver, CO 80210 (720) 327-7993 Fax. No. (303) 759-9722</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p> <hr/> <p>Case Number:</p> <p>Division: Civil</p> <p>Courtroom:</p>
<p>COMPLAINT</p>	

COMES NOW the plaintiff, by and through attorney, Paul A. Zarlengo, and states the following for her Complaint for damages against the defendant:

PARTIES, JURDICTION and VENUE

1. Plaintiff and Defendant were involved in a bicycle accident on XXXX, XX, 200X.
2. Venue is proper in Denver County pursuant to C.R.C.P. 98(c) as the tort complained of herein was committed in the Denver County, State of Colorado.
3. Subject matter jurisdiction is proper in this Court.
4. Upon information and belief Defendant is not in Military Service.
5. Jury trial is not demanded.

FIRST CLAIM FOR RELIEF
(NEGLIGENCE)

6. Plaintiff hereby re-alleges and incorporates each and every allegation contained in paragraphs one (1) through five (5) above.

7. On April 18, 2008, at about 14:56, Plaintiff, XXXXXXXXXXXXXXXX was proceeding on foot in a careful and prudent manner in a north direction along the Cherry Creek bike / pedestrian path in the City of Denver, State of Colorado.

9. At the same time, Defendant XXXXXXXXXXXXXXXX was proceeding on a bicycle in the same direction on the Cherry Creek bike / pedestrian path in a negligent manner.

10. Defendant XXXXXXXXXXXXXXXX then and there rode her bicycle in a careless and negligent manner into plaintiff with great force, throwing plaintiff to the pavement, as proximate result of which plaintiff suffered grievous bodily injury and mental anguish as alleged below.

11. Defendant was under a duty to take reasonable care to proceed in a safe manner on the path and knew or should have known that her behavior involved an unreasonable risk of harm to plaintiff.

12. The injuries so sustained by plaintiff resulted directly and proximately from the negligent operation of the bicycle by the defendant and not from any negligence on plaintiff's part.

13. As a proximate result of the negligent conduct of the Defendant as alleged above, plaintiff suffered serious injury. The injuries include but are not limited to: a right ZMC fracture; a left subcondylar fracture; closed head injury; and scarring. All of the injuries have caused and continue to cause, plaintiff to suffer great physical and mental pain and suffering.

14. These injuries and pain and suffering will be permanent and will result in some permanent disability.

WHEREFORE Plaintiff, XXXXXXXX, respectfully requests that this Court enter judgment in her favor and against the Defendant in an amount that will fully and fairly compensate Plaintiff for her injuries, damages and losses, plus interest, costs, expert witness fees, attorney's fees, and such other and further relief as this Court deems proper and just.

/s/ Paul Zarlengo
Original Signature in File

Paul Anthony Zarlengo #33648
Attorney for Plaintiff