



## IN THE CIRCUIT COURT OF WASHINGTON COUNTY, ALABAMA

BEVERLY ABRAMS; CEDRICK ABRAMS;  
CLEVELAND ABRAMS, SR.;  
CLEVELAND ABRAMS, JR.; CLIFFORD  
ABRAMS; EARVIN ABRAMS; TODDRICK  
ABRAMS; ADELL ADAMS; BRUCE  
ADAMS; GREGORY ADAMS; JOHN  
WAYNE ADAMS; JONATHAN ADAMS;  
JOSEPH ADAMS; KADEIDRA ADAMS;  
KATIE ADAMS; KENDRA ADAMS;  
KENNY ADAMS; KIM ADAMS; LINDA  
ADAMS; MARY ADAMS; MATTHEW  
ADAMS; MELISSA ADAMS; MONIQUE  
ADAMS; SEXTON ADAMS; TERRY  
ADAMS; TORI ADAMS, by and  
through her mother and next  
friend, MONIQUE ADAMS; VIRGINIA  
ADAMS; TATJANA ANDERSON; BILLIE  
BARNES; BRENDA BARNES;  
CHARLOTTE BARNES; CHUCKIE  
BARNES; KEITH BARNES; KENDRA  
BARNES; LETHA BARNES; TEJANA  
BARNES; TIMOTHY BARNES, SR.;  
TIMOTHY BARNES, JR.; ANTIONETTE  
BELL; SERENITY SCOTT, a minor  
suing by and through her mother  
and next friend, ANTIONETTE  
BELL; CASTAROR BELL; DEMARI  
BELL, by and through her mother  
and next friend, LENORA BELL;  
DYLAN BELL; KARTER BELL, by and  
through her mother and next  
friend, MARITA BELL; LENORA  
BELL; MARITA BELL; ROBERT BELL,  
SR.; ROBERT BELL, JR.; IRENE  
BENJAMIN; BETTY BENNIS; CEDRIC  
BENNIS; ANDRA BROWN; ANTONIA  
BROWN; CHRISTOPHER BROWN;  
DONALD BROWN; NATHAN BROWN; AMY  
REED; MCKENZIE CALLIER, by and  
through her mother and next  
friend, AMY REED; LADDARIOUS  
CHANEY; SHELIA CLARK; KENNETH  
COLEMAN; EDDIE LEE DAVIS, JR.;  
EDWARD DAVIS; KEANU DAVIS;

CIVIL ACTION NO. CV-22-

REGINA DAVIS; ROOSEVELT DAVIS;  
 BRIDGETT FERRELL; BRIDGETT  
 FERRELL, as Administratrix of  
 the Estate of STACEY FERRELL,  
 Deceased; MICHAEL FIELDS;  
 WINSTON FOSTER; RODERICK FOX;  
 JALESA GAINES; AMBER GASTON;  
 BARBARA GRAY; LARRY HENDERSON;  
 SHAWESTLYA HENDERSON; DAWN  
 HILL; ERIC HILL; LAQUINTA HILL;  
 TESS HILL; IVY HISAY; YOLANDA  
 HOCKADAY; JERRY HORN; PATRICIA  
 HORN; TAMARAH HORN; RUTH  
 HOWELL; RECKO HOUSE; CORBIN  
 JACKSON; ELAINE JACKSON; ROBERT  
 JACKSON; CAROLYN JENKINS;  
 CARRIE JENKINS; ERIC JENKINS,  
 JR.; FLORENCE JOHNSON; TERRY  
 JOHNSON; CLARA JOHNSTON; RONALD  
 JONES; YVETTE JONES;

Plaintiffs,

v.

OLIN CORPORATION; CHARLES LYON;  
 Fictitious Defendants A-Z  
 and/or Fictitious Defendants 1-9,  
 whether singular or plural,  
 being those persons, firms, corporations,  
 companies or other entities, who have committed,  
 in whole or in part, those acts of  
 negligence, nuisance, and/or trespass,  
 or other wrongful conduct which either  
 caused or contributed to cause the  
 injuries and damages to the Plaintiffs,  
 all of whose true and correct names  
 are unknown to the Plaintiffs at this  
 time, but will be substituted once they  
 have been ascertained,

Defendants.

COMPLAINT

For Complaint against Defendants, Plaintiffs, by and through their undersigned counsel, state as follows:

THE PARTIES

1. Plaintiff, BEVERLY ABRAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

2. Plaintiff, CEDRICK ABRAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

3. Plaintiff, CLEVELAND ABRAMS, SR., is over the age of nineteen (19) years, and resides in Washington County, Alabama.

4. Plaintiff, CLEVELAND ABRAMS, JR., is over the age of nineteen (19) years, and resides in Washington County, Alabama.

5. Plaintiff, CLIFFORD ABRAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

6. Plaintiff, EARVIN ABRAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

7. Plaintiff, TODDRICK ABRAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

8. Plaintiff, ADELL ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

9. Plaintiff, BRUCE ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

10. Plaintiff, GREGORY ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

11. Plaintiff, JOHN WAYNE ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

12. Plaintiff, JONATHAN ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

13. Plaintiff, JOSEPH ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

14. Plaintiff, KADEIDRA ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

15. Plaintiff, KATIE ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

16. Plaintiff, KENDRA ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

17. Plaintiff, KENNY ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

18. Plaintiff, KIM ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

19. Plaintiff, LINDA ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

20. Plaintiff, MARY ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

21. Plaintiff, MATTHEW ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

22. Plaintiff, MELISSA ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

23. Plaintiff, MONIQUE ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

24. Plaintiff, SEXTON ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

25. Plaintiff, TERRY ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

26. Plaintiff, TORI ADAMS, is a minor suing by and through her mother and next friend, MONIQUE ADAMS, who resides in Washington County, Alabama.

27. Plaintiff, VIRGINIA ADAMS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

28. Plaintiff, TATJANA ANDERSON, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

29. Plaintiff, BILLIE BARNES, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

30. Plaintiff, BRENDA BARNES, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

31. Plaintiff, CHARLOTTE BARNES, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

32. Plaintiff, CHUCKIE BARNES, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

33. Plaintiff, KEITH BARNES, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

34. Plaintiff, KENDRA BARNES, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

35. Plaintiff, LETHA BARNES, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

36. Plaintiff, TEJANA BARNES, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

37. Plaintiff, TIMOTHY BARNES, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

38. Plaintiff, TIMOTHY BARNES, JR., is over the age of nineteen (19) years, and resides in Washington County, Alabama.

39. Plaintiff, ANTOINETTE BELL, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

40. Plaintiff, SERENITY SCOTT, is a minor suing by and through her mother and next friend, ANTIONETTE BELL.

41. Plaintiff, CASTAROR BELL, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

42. Plaintiff, DEMARI BELL, is a minor suing by and through his mother and next friend, LENORA BELL, and resides in Washington County, Alabama.

43. Plaintiff, DYLAN BELL, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

44. Plaintiff, KARTER BELL, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

45. Plaintiff, LENORA BELL, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

46. Plaintiff, MARITA BELL, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

47. Plaintiff, ROBERT BELL, SR., is over the age of nineteen (19) years, and resides in Washington County, Alabama.

48. Plaintiff, ROBERT BELL, JR., is over the age of nineteen (19) years, and resides in Washington County, Alabama.



49. Plaintiff, IRENE BENJAMIN, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

50. Plaintiff, BETTY BENNIS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

51. Plaintiff, CEDRIC BENNIS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

52. Plaintiff, ANDRA BROWN, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

53. Plaintiff, ANTONIA BROWN, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

54. Plaintiff, CHRISTOPHER BROWN, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

55. Plaintiff, DONALD BROWN, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

56. Plaintiff, NATHAN BROWN, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

57. Plaintiff, AMY REED, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

58. Plaintiff, MCKENZIE CALLIER, is a minor suing by and through her mother and next friend, AMY REED, and resides in Washington County, Alabama.

59. Plaintiff, LADDARIOUS CHANEY, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

60. Plaintiff, SHELIA CLARK, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

61. Plaintiff, KENNETH COLEMAN, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

62. Plaintiff, EDDIE LEE DAVIS, JR., is over the age of nineteen (19) years, and resides in Washington County, Alabama.

63. Plaintiff, EDWARD DAVIS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

64. Plaintiff, KEANU DAVIS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

65. Plaintiff, REGINA DAVIS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

66. Plaintiff, ROOSEVELT DAVIS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

67. Plaintiff, BRIDGETT FERRELL, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

68. Plaintiff, BRIDGETT FERRELL, as Administratrix of the Estate of STACEY FERRELL, Deceased, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

69. Plaintiff, MICHAEL FIELDS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

70. Plaintiff, WINSTON FOSTER, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

71. Plaintiff, RODERICK FOX, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

72. Plaintiff, JALESA GAINES, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

73. Plaintiff, AMBER GASTON, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

74. Plaintiff, BARBARA GRAY, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

75. Plaintiff, LARRY HENDERSON, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

76. Plaintiff, SHAWESTLYA HENDERSON, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

77. Plaintiff, DAWN HILL, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

78. Plaintiff, ERIC HILL, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

79. Plaintiff, LAQUINTA HILL, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

80. Plaintiff, TESS HILL, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

81. Plaintiff, IVY HISAY, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

82. Plaintiff, YOLANDA HOCKADAY, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

83. Plaintiff, JERRY HORN, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

84. Plaintiff, PATRICIA HORN, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

85. Plaintiff, TAMARAH HORN, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

86. Plaintiff, RUTH HOWELL, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

87. Plaintiff, RECKO HOUSE, is over the age of nineteen (19) years, and worked in Washington County, Alabama during times relevant to this lawsuit.

88. Plaintiff, CORBIN JACKSON, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

89. Plaintiff, ELAINE JACKSON, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

90. Plaintiff, ROBERT JACKSON, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

91. Plaintiff, CAROLYN JENKINS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

92. Plaintiff, CARRIE JENKINS, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

93. Plaintiff, ERIC JENKINS, JR., is over the age of nineteen (19) years, and resides in Washington County, Alabama.

94. Plaintiff, FLORENCE JOHNSON, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

95. Plaintiff, TERRY JOHNSON, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

96. Plaintiff, CLARA JOHNSTON, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

97. Plaintiff, RONALD JONES, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

98. Plaintiff, YVETTE JONES, is over the age of nineteen (19) years, and resides in Washington County, Alabama.

99. Defendant, OLIN CORPORATION (hereinafter "OLIN") is a foreign corporation and was doing business in Washington County, Alabama at all times material to the Complaint.

100. Defendant, CHARLES LYON, is over the age of nineteen (19) years and resides in Mobile County, Alabama. Defendant, CHARLES LYON, was the Plant Manager of the OLIN CORPORATION mill in Washington County, Alabama at all times material to this Complaint.

101. Fictitious Defendants A, B, C, D, E, F, and/or I, being those persons, firms, corporations, or entities who were in charge of the premises and/or the chemicals, chemical alarms, chemical containment lines/tanks/railcars, chemical fluid transportation lines, chemical delivery systems, chemical safety systems, ventilation systems and component parts on the occasion and dates of injuries or conditions complained of in the Complaint.

102. Fictitious Defendants G, H, I, J, and K being those persons, firms, corporations or entities who owned, operated,

maintained and/or were otherwise responsible for safety, maintenance, and care of the premises and/or any and all chemicals, chemical alarms, chemical containment lines/tanks/railcars, chemical fluid transportation lines, chemical delivery systems, chemical safety systems, ventilation systems and component parts in use on the occasion and dates of injuries or conditions complained of in the Complaint.

103. Fictitious Defendants L, M, N, and O being those persons, firms, corporations, or entities who were or are responsible or whose duty or job assignment it was to convey warnings pertaining to the safety of the premises and/or the chemicals, chemical alarms, chemical containment lines/tanks/railcars, chemical fluid transportation lines, chemical delivery systems, chemical safety systems, ventilation systems and component parts in use on the occasion and dates of injuries or conditions complained of in the Complaint.

104. Fictitious Defendants P, Q, R, and S being those persons, firms, corporations, or entities whose duties or obligation it was to properly maintain the area and/or the any and all chemicals, chemical alarms, chemical containment



lines/tanks/railcars, chemical fluid transportation lines, chemical delivery systems, chemical safety systems, ventilation systems and component parts in use on the occasion and dates of injuries or conditions complained of in the Complaint.

105. Fictitious Defendants T, U, V, and W being those persons, firms, corporations, or entities who negligently or wantonly supervised, inspected, investigated, or oversaw the Olin Plant and/or the chemicals, chemical alarms, chemical containment lines/tanks/railcars, chemical fluid transportation lines, chemical delivery systems, chemical safety systems, ventilation systems and component parts in question on the occasion and dates of injuries or conditions complained of in the Complaint.

106. Fictitious Defendants X, Y, and Z being those individuals, firms, corporations, or entities who were negligent or wanton and were responsible for the Olin Plant and/or any and all chemicals, chemical alarms, chemical containment lines/tanks/railcars, chemical fluid transportation lines and component parts, in particular the operation and maintenance of any and all chemicals, chemical alarms, chemical containment lines/tanks, chemical fluid

transportation lines, chemical delivery systems, chemical safety systems, ventilation systems and component parts in question on the occasion and dates of injuries or conditions complained of in the Complaint.

107. Fictitious Defendants 1, 2, 3 being those firms, persons individuals, corporations or entities who were responsible for negligently and/or wantonly failing to warn the Plaintiffs of the dangerous nature of the site and/or any and all chemicals, chemical alarms, chemical containment lines/tanks/railcars, chemical fluid transportation lines, chemical delivery systems, chemical safety systems, ventilation systems and component parts.

108. Fictitious Defendants 4, 5, and 6 being those firms, individuals, corporations, or entities who negligently and/or wantonly designed, manufactured, constructed, distributed, leased and/or sold defectively designed products including, but not limited to the chemicals, chemical alarms, chemical containment lines/tanks/railcars, chemical fluid transportation lines, chemical delivery systems, chemical safety systems, ventilation systems and component parts, which caused or contributed to the injuries and damages of the Plaintiffs.

109. Fictitious Defendants 7, 8, and 9 being those persons, firms, corporations or other entities who were responsible for any allegation contained in Complaint or those persons, firms, corporations or entities or who in anyway contributed to the Plaintiffs being injured and damaged on the dates and occasions complained of in the Complaint, all of whose true names and legal identities are unknown to the Plaintiffs at this time but will be added by amendment when ascertained.

#### **STATEMENT OF FACTS**

110. Defendant OLIN operates a chemical manufacturing facility located at 1638 Industrial Road, McIntosh, Washington County, Alabama (hereinafter, the "Olin Plant").

111. On or about August 11, 2020, there was a chlorine gas release at the Olin Plant that resulted in roughly 8.9 pounds of chlorine gas being released into the atmosphere in the town of McIntosh, Alabama.

112. On or about October 28, 2020, there was a chlorine gas release at the Olin Plant that resulted in roughly 597 pounds of chlorine gas being released into the atmosphere in the town of McIntosh, Alabama.

113. On or about October 16, 2021, there was a chlorine gas release at the Olin Plant that resulted in roughly 94 pounds of chlorine gas being released into the atmosphere in the town of McIntosh, Alabama.

114. On or about January 27, 2022, there was a chlorine gas release at the Olin Plant that resulted in roughly 17 pounds of chlorine gas being released into the atmosphere in the town of McIntosh, Alabama.

115. Chlorine gas is extremely dangerous. It can kill people, animals, and plants. It can cause severe, permanent, and life-threatening injuries, including death. It can cause inflammation of the lungs, difficulty breathing, and/or respiratory failure.

116. The Plaintiffs reside, occupy, and/or were otherwise present in or around the residential community near the Olin Plant.

117. The Defendants failed and/or refused to:

a) properly design, construct, maintain, and/or operate the chlorine loading system, and/or other components of the Olin Plant related to the issue of chlorine, so that it would not leak.

b) properly hire, train, and/or supervise its employees, contractors, and/or agents.

c) timely discover and stop this and other leaks.

d) provide adequate warnings to the people nearby the Olin Plant when a leak occurs.

e) implement the appropriate safety policies and procedures to prevent this and other leaks; and

f) follow its own safety policies and procedures to prevent these and other leaks.

118. Due to the Defendants' acts or omissions the Plaintiffs suffered property damage, bodily injury, emotional distress, mental anguish, incurred medical expenses, and/or have suffered permanent injuries.

119. Upon information and belief, there have been other dangerous chlorine gas leaks at the Olin Plant. The numerous leaks at the Olin Plant show an indifference to the health and safety of the community surrounding the Olin Plant and the community in general.

120. Defendants have caused irreparable harm to the environment and an ongoing threat to the health or safety of the public, including the Plaintiffs.

**COUNT ONE**  
**NUISANCE**

121. Plaintiffs reallege all prior paragraphs of this complaint as if set out here in full.

122. The Plaintiffs aver that the above-described conduct on the part of the Defendants constitutes direct, indirect and/or continuing nuisance.

123. As a direct and proximate result of the above-described conduct, the Plaintiffs have been specially injured and/or damaged as follows:

- a) the Plaintiffs have been deprived in whole and/or in part of the use and/or enjoyment of their property.
- b) depreciation of property value.
- c) depreciation of rental value of their property.
- d) damage to real and personal property.
- e) past, present, and future mental pain and anguish.
- f) past, present, and future physical pain and discomfort.
- g) past, present, and future medical treatment.
- h) depression.
- i) inconvenience.
- j) loss of use.
- k) physical injury; and

1) all damages to which the Plaintiffs are entitled by law, including punitive damages.

WHEREFORE, Plaintiffs claim of the Defendants, jointly and severally, compensatory, and punitive damages in an amount in excess of the minimum jurisdictional limit of this Court, all to be determined by a struck jury.

**COUNT TWO**  
**TRESPASS**

124. Plaintiffs reallege all prior paragraphs of this complaint as if set out here in full.

125. The Plaintiffs aver that the above-described conduct on the part of the Defendants constitutes direct, indirect and/or continuing trespass.

126. As a direct and proximate result of the above-described conduct, the Plaintiffs were caused to suffer injuries as set forth above.

WHEREFORE, Plaintiffs claim of the Defendants, jointly and severally, compensatory, and punitive damages in an amount in excess of the minimum jurisdictional limit of this Court, all to be determined by a struck jury.

**COUNT THREE**  
**CONSPIRACY**

127. Plaintiffs reallege all prior paragraphs of this complaint as if set out here in full.

128. Defendants and Fictitious Parties conspired, combined, and federated to intentionally, negligently, and/or wantonly cause the damages to the Plaintiffs as alleged herein.

129. As a proximate result of said intentional conspiracy, the Plaintiffs were caused to suffer injuries as set forth above.

WHEREFORE, Plaintiffs claim of the Defendants, jointly and severally, compensatory, and punitive damages in an amount in excess of the minimum jurisdictional limit of this Court, all to be determined by a struck jury.

**COUNT FOUR**  
**NEGLIGENCE**

130. Plaintiffs reallege all prior paragraphs of this complaint as if set out here in full.

131. The Plaintiffs aver that the above-described conduct on the part of the Defendants constitutes negligence.

132. As a direct and proximate result of the Defendants' negligence, the Plaintiffs were caused to suffer injuries as set forth above.



WHEREFORE, Plaintiffs claim of the Defendants, jointly and severally, compensatory, and punitive damages in an amount in excess of the minimum jurisdictional limit of this Court, all to be determined by a struck jury.

**COUNT FIVE**  
**WANTONNESS**

133. Plaintiffs reallege all prior paragraphs of this complaint as if set out here in full.

134. The Plaintiffs aver that the above-described conduct on the part of the Defendants constitutes wantonness.

135. As a direct and proximate result of the Defendants' wantonness, the Plaintiffs were caused to suffer injuries as set forth above.

WHEREFORE, Plaintiffs claim of the Defendants, jointly and severally, compensatory, and punitive damages in an amount in excess of the minimum jurisdictional limit of this Court, all to be determined by a struck jury.

**COUNT SIX**  
**NEGLIGENT HIRING, TRAINING AND SUPERVISION**

136. Plaintiffs reallege all prior paragraphs of this complaint as if set out here in full.

137. Defendants had a duty to hire, train and supervise all workers who were reasonably qualified to perform the

duties of the job in a reasonably safe manner. Defendants negligently and/or wantonly breached said duty.

138. As a proximate result and consequence of the negligence and/or wantonness of the Defendants, the Plaintiffs were caused to suffer injuries as set forth above.

WHEREFORE, Plaintiffs claim of the Defendants, jointly and severally, compensatory, and punitive damages in an amount in excess of the minimum jurisdictional limit of this Court, all to be determined by a struck jury.

**COUNT SEVEN**  
**TORT OF OUTRAGE**

139. Plaintiffs reallege all prior paragraphs of this Complaint as if set out here in full.

140. Defendants' intentional and reckless conduct outlined above was extreme and outrageous conduct.

141. The outrageous conduct by the Defendants have caused such severe emotional distress to the Plaintiffs that no reasonable person could expect to endure it.

142. As a proximate result and consequence of the Defendants' extreme and outrageous conduct, the Plaintiffs were caused to suffer injuries as set forth above.

WHEREFORE, Plaintiffs claim of the Defendants, jointly and severally, compensatory, and punitive damages in an

amount in excess of the minimum jurisdictional limit of this Court, all to be determined by a struck jury.

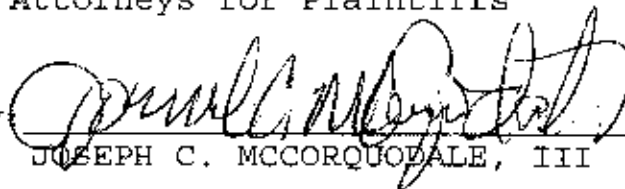
JURY DEMAND

THE PLAINTIFFS DEMAND A TRIAL BY JURY ON ALL ISSUES.

Respectfully submitted,

MCCORQUODALE LAW FIRM  
Attorneys for Plaintiffs

By

  
JOSEPH C. MCCORQUODALE, III

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