

IN THE CIRCUIT COURT, SEVENTH
JUDICIAL CIRCUIT, IN AND FOR
FLAGLER COUNTY, FLORIDA

CASE NO.: 2017 CA 000203

IMAD MANSOUR and
GAIL MANSOUR, his wife,

Plaintiffs,

vs.

CAPTAIN'S BAIT, TACKLE & BBQ, LLC,
and COUNTY OF FLAGLER,
a political subdivision of the State of Florida

Defendants.

COMPLAINT

Plaintiffs sue Defendants and allege as follows:

1. This is an action for damages exceeding \$15,000.00.

COUNT I - IMAD MANSOUR vs. CAPTAIN'S BBQ

2. On August 4, 2016, CAPTAIN'S BAIT, TACKLE & BBQ, LLC was the owner and operator of a restaurant located at 5862 North Oceanshore Blvd., Palm Coast, Florida.
3. At that time and place, IMAD MANSOUR went to Defendant's restaurant to eat lunch.
4. Defendant negligently maintained the outside wooden steps on the North side of the restaurant, by allowing mildew, grime, and water to accumulate on the steps.
5. The negligent condition was created by Defendant, known to Defendant, or had existed for a sufficient length of time that Defendant should have known of it.
6. As a result, as Plaintiff was leaving the restaurant, he slipped on the steps and fell onto his spine, and he suffered vertebral fractures and other injuries, pain, disfigurement, disability, and incurred medical expense in the treatment of his injuries; the injuries are permanent and plaintiff will suffer the losses and impairment in the future.

WHEREFORE, IMAD MANSOUR demands judgment against CAPTAIN'S BAIT, TACKLE & BBQ, LLC for damages and jury trial.

COUNT 2 – GAIL MANSOUR vs. CAPTAIN'S BBQ

7. Plaintiff GAIL MANSOUR re-alleges the allegations above.
8. Plaintiffs were married at the time of the described incident.
9. As a result of her husband's injuries, she lost her husband's services and consortium.

WHEREFORE, Plaintiff demands judgment against CAPTAIN'S BBQ for damages and jury trial.

COUNT 3 - IMAD MANSOUR vs. COUNTY OF FLAGLER

10. On August 4, 2016, COUNTY OF FLAGLER was the owner of the land and building at 5862 North Oceanshore Blvd., Palm Coast, Florida, which it leased to CAPTAIN'S BAIT, TACKLE & BBQ, LLC, for the purpose of operating a restaurant.

11. At that time and place, IMAD MANSOUR went on Defendant's property to eat lunch.

12. Defendant COUNTY OF FLAGLER negligently constructed its outside wooden steps on the North side of the building by not putting any non-slip tread on its steps, and configuring the steps so that mildew, grime and water would accumulate on the steps; Defendant also negligently maintained the same wooden steps, by allowing mildew, grime, and water to accumulate on the steps.

13. The negligent condition was created by Defendant COUNTY OF FLAGLER, known to Defendant, or had existed for a sufficient length of time that Defendant should have known of it.

14. As a result, as Plaintiff was leaving the restaurant, he slipped on the steps and fell onto his spine, and he suffered vertebral fractures and other injuries, pain, disfigurement, disability, and incurred medical expense in the treatment of his injuries; the injuries are permanent and plaintiff will suffer the losses and impairment in the future.

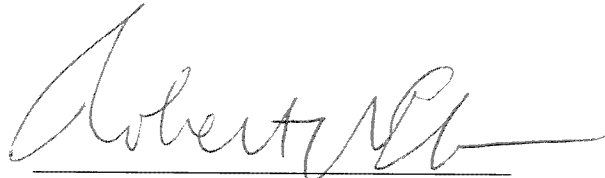
15. Pursuant to Florida Statute 768.28, Plaintiffs presented this claim in writing to Flagler County and to the Department of Financial Services, and the county denied it, or it has been more than 6 months since it was presented.

WHEREFORE, IMAD MANSOUR demands judgment against COUNTY OF FLAGLER and jury trial.

COUNT 4 – GAIL MANSOUR vs. COUNTY OF FLAGLER

16. Plaintiff GAIL MANSOUR re-alleges the allegations of Count 3.
17. Plaintiffs were married at the time of the described incident.
18. As a result of her husband's injuries, she lost her husband's services and consortium.

WHEREFORE, Plaintiff demands judgment for damages and jury trial.



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