

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

IN THE CIRCUIT COURT FOR THE STATE OF OREGON
FOR THE COUNTY OF WASHINGTON

JASON ALLDRIN,) Case No.
)
Plaintiff,) COMPLAINT
) (Negligence/Negligence Per Se)
v.)
) Damages in the amount of \$300,000
TIKVA DEHAN) filing fee per ORS §21.160(1)(c)
)
Defendant.) NOT SUBJECT TO MANDATORY
_____) ARBITRATION

COMPLAINT

Plaintiff, Jason Alldrin (hereafter “Plaintiff”), through counsel, alleges as follows:

1.

On or about May 24, 2018, in Washington County, Oregon, Plaintiff was injured in a collision directly due to negligence of Defendant Tikva Dehan (hereafter “Defendant”) when his vehicle was struck from behind by the automobile being driven by Defendant.

2.

Plaintiff is an adult resident of Washington County, Oregon.

3.

On information and belief, Defendant is a resident of Washington County Oregon.

1 4.

2 On or about May 24, 2018, Plaintiff was stopped at a red light at the intersection of
3 Cedar Hills and Walker Road in Beaverton, located in Washington County, Oregon, when he
4 was violently rear-ended by Defendant, who was driving in the same lane behind him.

5 5.

6 Plaintiff sustained serious injuries due to the collision described in paragraph 4, above,
7 and he received medical care directly due to injuries sustained in the collision.

8 6.

9 The subject collision as described in paragraph 4, above, was solely the result of
10 Defendant's negligence and unlawful actions.

11 7.

12 As a direct result of the above-described incident, Plaintiff suffered bodily injures.
13 Plaintiff's economic damages, incurred through medical examinations, tests, evaluations, and
14 other appointments, totaled in excess of \$20,560.91 to date. He also has future medical
15 treatments necessitated by the injuries sustained in the above-described incident, which have
16 caused permanent impairment and scarring. Plaintiff also missed time at work or worked less
17 due to the collision. Plaintiff is therefore, entitled to economic damages in the amount which a
18 jury determines to be reasonable, but not to exceed \$100,000.

19 8.

20 As a direct result of the above-described incident, Plaintiff sustained injuries that
21 caused him pain, anxiety, suffering, and inconvenience. He suffered decreased mobility,
22 isolation, and interference with normal and usual activities. He also experienced significant
23 inconvenience having to attend numerous medical appointments. Plaintiff is, therefore, entitled
24 to non-economic damages in the amount which a jury determines to be reasonable, but not to
25 exceed \$200,000.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

9.

Plaintiff reserves the right to amend this complaint pursuant to ORS §31.725.

FIRST CLAIM FOR RELIEF

(Negligence)

10.
11.
12.
13.
14.
15.
16.
17.
18.
19.
20.
21.
22.
23.
24.
25.

10.

Plaintiff re-alleges paragraphs 1-9 above as though fully set forth herein.

11.

Defendant was negligent in one or more of the following particular manners:

- a. In operating the vehicle in an unsafe, unreasonable, careless or indiscriminate manner without due regard for the safety of others;
- b. In driving while distracted;
- c. In failing to keep a proper lookout for other vehicles and traffic;
- d. In failing to maintain safe and adequate control of her vehicle; and
- e. In failing to comply with the Basic Speed Rule.

12.

These breaches of duty by Defendant, described above in paragraph 11, led directly and foreseeably to the injuries suffered by Plaintiff as described above in paragraphs 7-8.

SECOND CLAIM FOR RELIEF

(Negligence Per Se)

13.

Plaintiff re-alleges paragraphs 1 through 12 above as though fully set forth herein.

14.

Defendant violated one or more of the following *Oregon Revised Statutes* (ORS) in the

1 following manners:

2 a. In operating the vehicle in a careless manner without due regard for the safety of
3 others in violation of ORS §811.135; and

4 b. In failing to comply with the Basic Speed Rule as required by ORS §811.100.

5 15.

6 Defendant was, at all times material to this lawsuit, required to comply with the
7 foregoing laws enumerated in paragraph 14.

8 16.

9 Plaintiff, as a person directly injured by the collision, was a member of the class
10 intended to be protected by such laws, and the harms suffered were of the type and kind such
11 laws were intended to protect against.

12 17.

13 As a direct and foreseeable result of Defendant's conduct, Plaintiff sustained bodily
14 injuries and other damages as described above in paragraphs 7-8.

15
16 **DEMAND FOR JURY TRIAL**

17 18.

18 Plaintiff hereby demands a jury trial on all issues.

19
20 **PRAYER FOR RELIEF**

21 19.

22 **WHEREFORE**, Plaintiff prays for judgment against Defendants as follows:

- 23 a) Economic damages in the amount to be determined by the trier of fact to fairly
24 compensate Plaintiff in accordance with Oregon law, and not to exceed
25 \$100,000;

- 1 b) Non-economic damages in the amount to be determined by the trier of fact to
2 fairly compensate Plaintiff in accordance with Oregon law, and not to exceed
3 \$200,000;
4 c) Costs and disbursements incurred herein; and
5 d) Other relief as the Court deems just and equitable.

6
7 Dated: May 18, 2019

Respectfully submitted,

8
9 **STEVENS & LEGAL, LLC**

10 s/ Michael O. Stevens
11 Michael O. Stevens, OSB No. 095198
12 Attorney for Plaintiff

13 Trial Attorney:
14 Michael O. Stevens, OSB No. 095198