



1 Persons of this degree of kinship would be entitled to the property of the decedent by intestate succession  
2 pursuant to the provisions of Probate Code Section 6402(b).

3 2. The decedent has no surviving spouse, domestic partner, children, or issue of deceased  
4 children.

5 3. The true names and capacities of Defendants named herein as DOES 1 through 50,  
6 inclusive, whether individual, corporate, associate or otherwise are unknown to Plaintiffs at the present  
7 time, and each Plaintiff will ask leave of Court to insert the true names and capacities when the same have  
8 been ascertained. Upon information and belief, each of said fictitiously named Defendants is responsible  
9 in some manner for the occurrences herein alleged and that the injuries and damages as hereinafter alleged  
10 were proximately caused by such occurrences.

11 4. At all times mentioned herein each Defendant was the agent, servant and employee of each  
12 of the other Defendants and in doing the things hereinafter mentioned acted within the course and scope  
13 of their authority as such agents and employees and with the consent of each of the other Defendants.

14 5. Each Defendant is a resident of the County of Los Angeles, State of California.

15 6. At all times mentioned herein, Defendants and DOES 1 and 2, owned the Cadillac  
16 automobile bearing Arizona license number hereinafter "automobile".

17 7. At all times mentioned herein, Defendants and DOES 3 and 4, operated that automobile  
18 with the knowledge, permission and consent of the owners of that vehicle.

19 8. At all times mentioned herein westbound State Route 202 at or near its intersection with  
20 Power Road was a public street and highway in the City of Mesa, County of Maricopa, State of Arizona.  
21 That intersection constitutes a dangerous condition on public property, and each plaintiff alleges upon  
22 information and belief, that many auto accidents have occurred at this intersection in the past. Although  
23 Does 5 through 7 have had adequate notice of this dangerous condition, Does 5 through 7 have  
24 negligently failed to adequately protect against this condition, or otherwise warn motorists or pedestrians  
25 so they are alerted to this hazard.

26 9. On or about August 12<sup>th</sup>, 2006, decedent drove a utility/golf cart and was traveling on  
27 westbound State Route 202 at or near its intersection with Power Road.

1 10. At that time and place, Defendants, and each of them, so negligently entrusted, managed,  
2 maintained, designed, controlled, owned, and operated their Cadillac automobile so as to cause it to  
3 collide with the utility/golf cart occupied by the decedent as herein alleged.

4 11. As a proximate result of the negligence of defendants, and each of them,, decedent died on  
5 August 12<sup>th</sup>, 2006.

6 12. Prior to the death of decedent, plaintiffs enjoyed the company of decedent. At all times  
7 prior to his/her death, decedent was a faithful and dutiful son to these plaintiffs.

8 13. As a proximate result of the negligence of defendants, and each of them, and of the death  
9 of decedent, plaintiffs have sustained pecuniary loss resulting from the loss of the society, comfort,  
10 attention, services, and support of decedent.

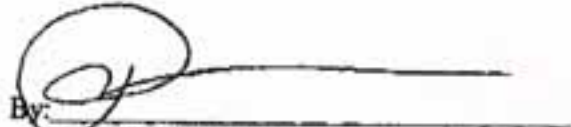
11 14. As a further proximate result of the negligence of defendants, and each of them, and of the  
12 death of decedent, plaintiffs or decedent's personal representative, has incurred funeral and burial  
13 expenses.

14 WHEREFORE, each Plaintiff prays judgment against each of the Defendants for the  
15 following:

16 **FIRST CAUSE OF ACTION**  
17 **(Against All Defendants)**

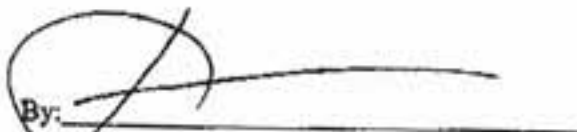
- 18 1. General damages;  
19 2. All loss of funeral and burial expenses, earnings and earning capacity, medical expenses and  
20 incidental expenses, according to proof;  
21 3. All costs of suit incurred herein;  
22 4. For interest as allowed by law, including pre-judgment interest; and  
23 5. For such other and further relief as the Court may deem just and proper.

24 DATED: August 4, 2008

25   
26 By: \_\_\_\_\_  
27 Douglas L. Applegate  
28 Attorneys for Plaintiffs

Each Plaintiff hereby demands a trial by jury.

DATED: August 4, 2008

By:   
Douglas L. Applegate  
Attorneys for Plaintiffs

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SHORT TITLE MIKE PARAC, MICHELE BELL v. PETER BERG, FILM 44, et. al.	CASE NUMBER BC395767
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Item III. Statement of Location: Enter the address of the accident, party's residence or place of business, performance, or other circumstance indicated in Item II., Step 3 on Page 1, as the proper reason for filing in the court location you selected.

REASON: CHECK THE NUMBER UNDER COLUMN C WHICH APPLIES IN THIS CASE <input type="checkbox"/> 1. <input type="checkbox"/> 2. <input type="checkbox"/> 3. <input type="checkbox"/> 4. <input type="checkbox"/> 5. <input type="checkbox"/> 6. <input checked="" type="checkbox"/> 7. <input checked="" type="checkbox"/> 8. <input checked="" type="checkbox"/> 9. <input type="checkbox"/> 10.		ADDRESS: All the defendants reside in Los Angeles County
CITY: Los Angeles	STATE: CA	ZIP CODE: 90017

Item IV. Declaration of Assignment: I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that the above-entitled matter is properly filed for assignment to the Stanley Mosk courthouse in the Central District of the Los Angeles Superior Court (Code Civ. Proc., § 392 et seq., and LASC Local Rule 2.0, subds. (b), (c) and (d)).

Dated: August 5, 2008

  
(SIGNATURE OF ATTORNEY/PLAINTIFF PARTY)

**PLEASE HAVE THE FOLLOWING ITEMS COMPLETED AND READY TO BE FILED IN ORDER TO PROPERLY COMMENCE YOUR NEW COURT CASE:**

1. Original Complaint or Petition.
2. If filing a Complaint, a completed Summons form for issuance by the Clerk.
3. Civil Case Cover Sheet form CM-010.
4. Complete Addendum to Civil Case Cover Sheet form LACIV 109 (Rev. 01/07), LASC Approved 03-04.
5. Payment in full of the filing fee, unless fees have been waived.
6. Signed order appointing the Guardian ad Litem, JC form FL-935, if the plaintiff or petitioner is a minor under 18 years of age, or if required by Court.
7. Additional copies of documents to be conformed by the Clerk. Copies of the cover sheet and this addendum must be served along with the summons and complaint, or other initiating pleading in the case.

08/06/08