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IN THE STATE COURT OF CHATHAM COUNTY
STATE OF GEORGIA

WILLIAM STUART SUTTLE)
and TARA LYNN DUNN,)
)
Plaintiffs,)
)
v.)
)
BLOC & CO., LLC; 38 MLK, LLC;)
and CHRISTOPHER CLARKE,)
)
Defendants.)

Brian K. Hart

Civil Action No. _____

COMPLAINT

COME NOW William Stuart Suttle and Tara Lynn Dunn, Plaintiffs in the above-styled action and file this their Complaint against Defendants Bloc & Co., LLC; 38 MLK, LLC, and Christopher Clarke, showing the following:

I. PARTIES, JURISDICTION AND VENUE

1. Plaintiff William Stuart Suttle is a citizen and resident of Georgia.
2. Plaintiff Tara Lynn Dunn, is a citizen and resident of Georgia.
3. Defendant Bloc & Co., LLC is a Georgia limited liability company with a principal office location of 37 Montgomery Street, Savannah, GA 31401. Bloc & Co., LLC may be served with process through its registered agent, Christopher Clarke, located at 25 Ramsgate Road, Savannah, Chatham County, Georgia 31419.
4. Defendant 38 MLK, LLC is a Georgia limited liability company with a principal office location of 38 Martin Luther King Boulevard, Savannah, Georgia 31401. 38 MLK, LLC

may be served with process through its registered agent, Thomas Hollis, located at 7395 Hodgson Memorial Drive, Suite 200, Savannah, Georgia 31406.

5. Defendant Christopher Clarke is a citizen and resident of Chatham County and may be served with process at 25 Ramsgate Road, Savannah, Chatham County, Georgia 31419.

6. The events which form the basis of this Complaint occurred within Chatham County, Georgia.

7. Jurisdiction and venue are proper in this Honorable Court.

II. FACTUAL ALLEGATIONS

8. On March 17, 2018, Plaintiffs were patrons at Rouge Water Tap House located at 38 MLK Boulevard in Savannah, Georgia.

9. Upon information and belief, Rouge Water Tap House is owned, operated, and/or managed by Defendants.

10. While at Rouge Water Tap House, a wooden deck above them collapsed, falling twelve feet.

11. Plaintiffs were located under the deck when it fell and suffered severe personal injuries due to the collapse.

12. As a result of their injuries, Plaintiffs have incurred medical expenses, suffered physical impairment, and endured mental and physical pain and suffering.

III. CAUSES OF ACTION

Count I - Negligence/Premises Liability

13. As the owners, managers, and/or operators of the Rouge Water Tap House, Defendants owed Plaintiffs, as invitees, the duty to maintain the premises in a reasonably safe condition and remedy defects about which they knew or should have known.

14. The deck that collapsed at the Rouge Water Tap House was unreasonably dangerous.

15. Defendants knew or should have known of the existence of the dangerous condition of the deck, but failed to remedy the condition or otherwise adequately warn of the hazard it presented.

16. Plaintiffs were not aware of the dangerous condition of the deck before it collapsed upon them.

17. As a proximate result of Defendants' failure to maintain or repair the deck or otherwise warn its customers of its dangerous condition, the deck collapsed under the weight of patrons and fell upon Plaintiffs below.

Count II - General Negligence

18. Defendants owed a duty to Plaintiffs to exercise ordinary care and to utilize a reasonable and safe method for inspecting and maintaining its premises to ensure the premises were safe for customers to use and free of dangerous conditions.

19. Defendants breached this duty by allowing the deck at Rouge Water Tap House to become dilapidated, fall into disrepair, and exist in a dangerous condition.

20. Defendants further breached this duty by failing to prevent customers of the Rouge Water Tap House from entering the deck or otherwise warning them of the unsafe condition of the deck.


21. As the direct and proximate result of Defendants' breach of its duties, Plaintiffs suffered severe and substantial injuries, entitling them to compensation.

WHEREFORE, Plaintiffs pray:

- (A) That Summons and Process be issued and served upon Defendants;
- (B) For a trial by a jury comprised of twelve persons;

- (C) That Plaintiffs be awarded an appropriate sum to compensate them for all past, present and future medical expenses associated with their injuries;
- (D) That Plaintiffs be awarded an appropriate sum to compensate them for all past, present and future economic and non-economic damages resulting from their injuries; and
- (E) That Plaintiffs recover such other and further relief as this Court deems just and proper.

This 20th day of March, 2018.



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