

**IN THE COURT OF COMMON PLEAS
SUMMIT COUNTY, OHIO**

CAMERON MORGAN



Plaintiff,

v.

ANDREW C. WALLS



Defendant.

)
) CASE NO.: _____
)
)
) JUDGE: _____
)
) **COMPLAINT**
)
) **(OTHER TORTS)**
)
) **JURY DEMAND ENDORSED HEREON**
)
) **INSTRUCTIONS FOR SERVICE**
)
)
)
)

Now comes Plaintiff, by and through undersigned counsel and states as her Complaint against Defendant the following:

PARTIES

1. Plaintiff, Cameron Morgan, is an individual, who at all times relevant to this Complaint, resided in the County of Summit, State of Ohio.
2. Defendant, Andrew Walls, is an individual, who at all times relevant to this Complaint, resided in the County of Portage, State of Ohio.

FACTUAL ALLEGATIONS

3. On or about February 28, 2022, Defendant, Andrew Walls, and his companions were exchanging racial slurs with a group of white men outside a bar.
4. Defendant, Andrew Walls, abandons the conversation when he sees a group of people walking down the street.
5. Defendant, Andrew Walls, walks up to Plaintiff, Cameron Morgan.

6. Plaintiff, Cameron Morgan, confronts Defendant, Andrew Walls, regarding his rhetoric.
7. Defendant, Andrew Walls, replies by using derogatory terms for both a woman and a minority.
8. Defendant, Andrew Walls, proceeds to tell Plaintiff, Cameron Morgan, to shut up and then punches her in the face.
9. As a direct and proximate result of Defendant, Andrew Walls' intentional and negligent acts, Plaintiff, Cameron Morgan, suffered personal injuries, incurred medical expenses, was required to seek medical care, including but not limited to, surgery, suffered great pain of mind and body, incurred financial obligations, wage loss, as well as other injuries, damage and loss, all of which will continue into the future.
10. The conduct of Defendant, Andrew Walls, proximately resulted in the injuries to Plaintiff, Cameron Morgan, and entitles Plaintiff, Cameron Morgan, to an award of punitive damages, attorney fees, and costs, in addition to compensatory damages.
11. Plaintiff, Cameron Morgan's injuries are permanent.

FIRST CLAIM
(Civil Assault by Defendant Andrew Walls)

12. Plaintiff restates and realleges each and every allegation contained above as if expressly rewritten herein.
13. On or about February 28, 2022, Plaintiff, Cameron Morgan, and Defendant, Andrew Walls, were outside a bar located in the City of Akron, County of Summit, State of Ohio.
14. At the same time and place, Defendant, Andrew Walls, knowingly and intentionally threatened to offensively touch Plaintiff, Cameron Morgan.
15. At the same time and place, Defendant, Andrew Walls, knowingly assaulted and caused serious physical injury to Plaintiff, Cameron Morgan.

16. As a direct and proximate result of Defendant, Andrew Walls' intentional and negligent acts, Plaintiff, Cameron Morgan, suffered personal injuries, incurred medical expenses, was required to seek medical care, including but not limited to, surgery, suffered great pain of mind and body, incurred financial obligations, wage loss, as well as other injuries, damage and loss, all of which will continue into the future.

17. At all times relevant to this Complaint, Defendant, Andrew Walls' actions were malicious, reckless, grossly negligent, willful, wanton and in conscious disregard of the rights and safety of others, including Plaintiff, Cameron Morgan, herein, with a great probability of causing substantial harm.

18. The conduct of Defendant, Andrew Walls, proximately resulted in the injuries to Plaintiff, Cameron Morgan, and entitles Plaintiff, Cameron Morgan, to an award of punitive damages, attorney fees, and costs, in addition to compensatory damages pursuant to Ohio Revised Code § 2307.60 and 18 U.S.C. § 249.

19. Plaintiff, Cameron Morgan's injuries are permanent.

SECOND CLAIM
(Civil Battery by Defendant Andrew Walls)

20. Plaintiff restates and realleges each and every allegation contained above as if expressly rewritten herein.

21. On or about February 28, 2022, Plaintiff, Cameron Morgan, and Defendant, Andrew Walls, were outside a bar located in the City of Akron, County of Summit, State of Ohio.

22. At the same time and place, Defendant, Andrew Walls, knowingly and intentionally caused battery to Plaintiff, Cameron Morgan, by violently and offensively contacting Plaintiff, Cameron Morgan.

23. Defendant, Andrew Walls, lacked consent to touch Plaintiff, Cameron Morgan's person.

24. As a direct and proximate result of Defendant, Andrew Walls' intentional and negligent acts, Plaintiff, Cameron Morgan, suffered personal injuries, incurred medical expenses, was required to seek medical care, including but not limited to, surgery, suffered great pain of mind and body, incurred financial obligations, wage loss, as well as other injuries, damage and loss, all of which will continue into the future.

25. At all times relevant to this Complaint, Defendant, Andrew Walls' actions were malicious, reckless, grossly negligent, willful, wanton and in conscious disregard of the rights and safety of others, including Plaintiff, Cameron Morgan, herein, with a great probability of causing substantial harm.

26. The conduct of Defendant, Andrew Walls, proximately resulted in the injuries to Plaintiff and entitles Plaintiff to an award of punitive damages, attorney fees, and costs, in addition to compensatory damages pursuant to Ohio Revised Code § 2307.60 and 18 U.S.C. § 249.

27. Plaintiff, Cameron Morgan's injuries are permanent.

THIRD CLAIM
(Negligence of Defendant Andrew Walls)

28. Plaintiff restates and realleges each and every allegation contained above as if expressly rewritten herein.

29. On or about February 28, 2022, Plaintiff, Cameron Morgan, and Defendant, Andrew Walls, were outside a bar located in the City of Akron, County of Summit, State of Ohio.

30. Defendant, Andrew Walls, had a duty to act with reasonable care and avoid making contact with Plaintiff, Cameron Morgan.

31. Defendant, Andrew Walls, breached the aforementioned duty when he negligently touched and contacted Plaintiff, Cameron Morgan's person.

32. As a direct and proximate result of Defendant, Andrew Walls' intentional and negligent acts, Plaintiff, Cameron Morgan, suffered personal injuries, incurred medical expenses, was required to seek medical care, including but not limited to, surgery, suffered great pain of mind and body, incurred financial obligations, wage loss, as well as other injuries, damage and loss, all of which will continue into the future.

33. Plaintiff, Cameron Morgan's injuries are permanent.

WHEREFORE, Plaintiff demands judgment against Defendant, Andrew Walls as follows:

- A. Compensatory damages for Plaintiff, in an amount in excess of TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) plus interest at the legal rate of interest from the dates of the incidents described above;
- B. Punitive damages for Plaintiff, in an amount in excess of TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) plus interest at the legal rate of interest from the dates of the incidents described above;
- C. Attorney's fees;
- D. Costs of this action; and
- E. Any other remedies this Court deems equitable and just.

Respectfully submitted,
BETRAS, KOPP & MARKOTA, LLC

/s/ David J. Betras

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JURY DEMAND

Plaintiff hereby demands a trial by jury pursuant to Civ.R. 38.

/s/ David J. Betras

DAVID J. BETRAS
Attorney for Plaintiff