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1/30/2024 12:05 PM  
IRIS Y. MARTINEZ  
CIRCUIT CLERK  
COOK COUNTY, IL  
2024L001076  
Calendar, Z  
26185778

STATE OF ILLINOIS      )  
                            ) SS.  
COUNTY OF COOK      )

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS      26185778**  
**COUNTY DEPARTMENT, LAW DIVISION**

THADDEUS D. HILLMAN,      )  
                            )  
Plaintiff,      )  
                            )  
v.      )  
                            )  
MARQUISE M. MARTIN,      )  
                            )  
Defendant.      )

Case No.: **2024L001076**

**PLAINTIFF'S COMPLAINT AT LAW**

NOW COMES THE Plaintiff, THADDEUS D. HILLMAN, by and through his attorneys, MCHARGUE & JONES, LLC and complains of the Defendant, MARQUISE M. MARTIN, as follows:

**PARTIES AND JURISDICITION**

1. Plaintiff Thaddeus D. Hillman resides in and is a citizen of the State of Illinois.
2. Defendant Marquise M. Martin was a resident of the State of Illinois and operated a motor vehicle within the State of Illinois.
3. This Court has personal jurisdiction over defendant because at all relevant times the defendant resided in the State of Illinois. 735 ILCS 5/2-209.
4. Venue is properly before this Court because the accident described herein occurred in whole or in part in Cook County, Illinois. 735 ILCS 5/2-101.

## FACTS COMMON TO ALL COUNTS

5. On or about February 17, 2022, the Plaintiff, Thaddeus D. Hillman, was operating a certain motor vehicle, to wit: a 2006 New Flyer Bus, which he was operating northbound in the 7400 block of South Stony Island Avenue in the City of Chicago, County of Cook, State of Illinois.
6. On or about that date, the Defendant, Marquise M. Martin, was operating a certain motor vehicle, to wit: a 2007 Pontiac G6, which he was operating northbound in the 7400 block of South Stony Island Avenue in the City of Chicago, County of Cook, State of Illinois.
7. At the aforesaid time and place, the Defendant, Marquise M. Martin, drove his vehicle in such a manner that he struck the rear-end of the vehicle being driven by the Plaintiff, Thaddeus D. Hillman. This collision resulted in the Plaintiff, Thaddeus D. Hillman, sustaining injuries. These injuries required significant medical care. Plaintiff was also unable to work as a result of the injuries he sustained in this accident.

### **COUNT I:**

#### **Common Law Negligence Claim Against Thomas Zuniga**

8. Plaintiff realleges the foregoing allegations as if fully alleged in this Count.
9. At the aforesaid time and place, it became and was the duty of the Defendant, Marquise M. Martin, to exercise due care and caution in the operation of said motor vehicle having due regard for the traffic and use of the roadway.
10. At this time and place, the Plaintiff, Thaddeus D. Hillman, was acting with due care and caution in the operation of his vehicle.

11. At this time and place, the Defendant, Marquise M. Martin, drove the aforementioned motor vehicle so as to violently collide with the vehicle being operated by the Plaintiff, Thaddeus D. Hillman, and this resulted in the Plaintiff, Thaddeus D. Hillman, becoming injured.

12. The Defendant, Marquise M. Martin, was then and there guilty of one or more of the following negligent acts and/or omissions:

- a. Negligently and carelessly operated a motor vehicle without due regard for other vehicles rightfully and lawfully along the way;
- b. Negligently and carelessly operated a motor vehicle at a high and dangerous rate of speed;
- c. Negligently and carelessly operated a motor vehicle without sufficient control for conditions prevailing along said street;
- d. Failed to stop a motor vehicle in time to avoid a collision, although a collision was imminent, and where there was ample time and opportunity to avoid it;
- e. Negligently drove a motor vehicle without sufficient brakes; or in the alternative, if such brakes were adequate, negligently failed to apply such brakes so as to control the speed of a vehicle and to avoid the aforesaid collision;
- f. Drove a vehicle too fast and in such a manner that operation became dangerous for the prevailing road and weather conditions;
- g. Failed to keep a proper lookout for other vehicles along the roadway;
- h. Was otherwise careless and negligent in the operation and/or maintenance of the vehicle as aforesaid.

13. As a direct and proximate result of one or more of these aforesaid negligent acts or omissions, the Defendant, Marquise M. Martin's, vehicle violently collided with the Plaintiff, Thaddeus D. Hillman's, vehicle causing the Plaintiff to sustain great and severe personal injuries. These injuries caused the Plaintiff, Thaddeus D. Hillman, to experience great pain and suffering. The Plaintiff, Thaddeus D. Hillman, was caused to expend considerable sums of money for necessary medical care and attention and may be liable for future medical expenses for these injuries. These injuries rendered the Plaintiff, Thaddeus D. Hillman, disabled and unable to perform his daily work and affairs whereby he sustained the loss of great gains and profits. The Plaintiff, Thaddeus D. Hillman, also sustained the loss of his enjoyment of a normal life.

WHEREFORE, the Plaintiff, Thaddeus D. Hillman, prays for damages against the Defendant, Marquise M. Martin, in a sum of money in excess of FIFTY THOUSAND DOLLARS (\$50,000.00), plus the cost of the suit pursuant to the applicable provisions of the Illinois Code of Civil Procedure and an award of 6% per annum prejudgment interest pursuant to 735 ILCS 5/2-1303(c).

MCHARGUE & JONES, LLC

/s/ Daniel R. Klosowski

**PLAINTIFF DEMANDS TRIAL BY 12-PERSON JURY**

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**AFFIDAVIT PURSUANT TO**

**ILLINOIS SUPREME COURT RULE 222**

I, Daniel R. Klosowski, under oath and subject to the penalties for perjury, depose and state that the damages sought in this cause exceed the sum of FIFTY THOUSAND DOLLARS (\$50,000.00).

Pursuant to 735 ILCS 5/1-109, the undersigned certifies that the foregoing Affidavit is true and correct based upon the personal knowledge of the undersigned.

MCHARGUE & JONES, LLC

/s/ Daniel R. Klosowski

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**JURY DEMAND**

Plaintiff, by and through undersigned counsel, hereby demands a jury trial with a jury composed of 12 jurors.

MCHARGUE & JONES, LLC

/s/ Daniel R. Klosowski

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Jeffrey D. Naffziger  
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