

IN THE CIRCUIT COURT OF COOK COUNTY, LLINOIS
COUNTY DEPARTMENT --- LAW DIVISION

STANLEY SHEN,)
Plaintiff,)
) **08 L 6768**
v.)
) Filed on June 23, 2008
THOMAS GNIADEK,)
Defendant.)

COMPLAINT AT LAW

NOW COMES plaintiff STANLEY SHEN (hereafter “SHEN”) by and through his attorneys, DONALD S. NATHAN, P.C., and in complaining of the defendant, THOMAS GNIADEK (hereafter “GNIADEK”), states as follows:

1. On Sunday, February 24, 2008 at approximately 2:00 P.M., plaintiff, SHEN, was the operator of a public passenger vehicle more commonly known as a cab in which he was stopped facing northbound on Halstead Street at its intersection with 18th Street in the City of Chicago, County of Cook and State of Illinois waiting for a traffic control device to change from red to green.
2. While so stopped, plaintiff noticed a cup of coffee hit the back window of his cab, but he chose to ignore it altogether as one of the passing indignities of driving a taxi in Chicago in the 21st Century.
3. Almost immediately thereafter, plaintiff felt a tap into the rear end of his cab, a bump so slight as to be almost inconsequential.
4. Not knowing if any damage had been done, plaintiff exited his vehicle to take a look at whatever had taken place, walking to the rear of his cab.
5. At said time and place, a certain motor vehicle operated by defendant, GNIADEK, was stopped almost upon the rear bumper of the plaintiff’s cab.

6. It became obvious to plaintiff at that time that no damage had been done by the touching of the GNIADEK vehicle into the rear of plaintiff's cab.

7. At that moment, defendant, GNIADEK, jumped out of his car and approached plaintiff in a confrontational manner.

8. At said time and place, plaintiff, SHEN, asked defendant, GNIADEK, "Why did you hit my cab?".

9. Defendant, GNIADEK, responded: "Fuck you – Get back in your cab.".

10. Immediately thereafter and without provocation of any sort, defendant GNIADEK, punched plaintiff on the right arm which plaintiff had raised to block the blow; defendant then punched plaintiff about the face and the side of the head, got back into his car and attempted to flee the scene, only to be apprehended by Chicago Police responding to an emergency call made by witnesses at the scene.

11. By reason of the premises, and as a direct and proximate result of the savage beating perpetrated by defendant, GNIADEK, upon the person of the plaintiff, SHEN, plaintiff was caused to and did suffer injuries and damages of a personal and pecuniary nature, including, but not necessarily limited to: a fracture of the nose, seven stitches across the center of the face that has caused permanent disfigurement, a facial fracture, five stitches inside the mouth, a right orbital contusion and general disorientation that necessitated losing time from his employment for a protracted period of time; said plaintiff has incurred obligations for medical expenses and care and may in the future incur such further obligations; he may consult a plastic surgeon relative to minimizing the disfigurement he has suffered; plaintiff has lost great gains he would otherwise have made and acquired and he was otherwise permanently injured, all to his

damage.

WHEREFORE, plaintiff, SHEN, prays judgment be entered in his favor and against the defendant, GNIADEK, in a sum sufficient to comply with the jurisdictional minimum for placement in the Law Division of the Circuit Court of Cook County, Illinois, a sum reasonably anticipated to be IN EXCESS OF FIFTY THOUSAND (\$50,000.00) DOLLARS, plus costs of this action.

PLAINTIFF DEMANDS A TRIAL BY A JURY OF TWELVE

DONALD S. NATHAN

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