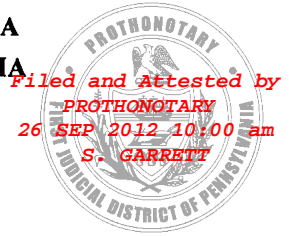


FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
COURT OF COMMON PLEAS OF PHILADELPHIA



ASHLEY McKEAN

vs.

MARCI SHEPARD,
MICHELLE L. DANIELRODGERS,
JOHN DOE, ROBERT E. CRAWFORD
and MCT TRANSPORTATION, INC.

NOTICE TO DEFEND

NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Philadelphia Bar Association
Lawyer Referral
and Information Service
One Reading Center
Philadelphia, Pennsylvania 19107
(215) 238-6333
TTY (215) 451-6197

AVISO

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de la demanda y la notificacion. Hace falta ascntar una comparencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademas, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

Lleve esta demanda a un abogado inmediatamente. Si no tiene abogado o si no tiene el dinero suficiente de pagar tal servicio. Vaya en persona o llame por telefono a la oficina cuya direccion se encuentra escrita abajo para averiguar donde se puede conseguir asistencia legal.

Asociacion De Licenciados
De Filadelfia
Servicio De Referencia E
Informacion Legal
One Reading Center
Filadelfia, Pennsylvania 19107
(215) 238-6333
TTY (215) 451-6197

**THIS IS NOT AN ARBITRATION CASE
ASSESSMENT OF DAMAGES HEARING IS
REQUIRED.
MAJOR CASE - JURY TRIAL DEMANDED.**

Christopher J. Brill, Esquire
Attorney I.D. No. 27535
301 South State Street
Suite N105
Newtown, PA 18940
(215) 860-2500
(215) 860-6863 Fax

Attorney for Plaintiff

ASHLEY McKEAN

vs.

MARCI SHEPARD,
MICHELLE L. DANIELRODGERS,
JOHN DOE, ROBERT E. CRAWFORD and
MCT TRANSPORTATION, INC.

COURT OF COMMON PLEAS
OF PHILADELPHIA COUNTY

NO.

_____ TERM, 2012

COMPLAINT

1. Plaintiff ASHLEY McKEAN is an adult individual residing at 449 Grove Street, Honesdale, Wayne County, Pennsylvania 18431.
2. Defendant MARCI SHEPARD is an adult individual residing at 7018 Forrest Avenue, Philadelphia, Pennsylvania 19138.
3. Defendant MICHELLE L. DANIELRODGERS is an adult individual residing at 8649 Williams Avenue, Philadelphia, Pennsylvania 19150.

4. Defendant JOHN DOE is presumably an adult individual whose actual identity and address is unknown at the present time, but after discovery, will become known.

5. At all times relevant hereto, defendant MARCI SHEPARD was the agent, servant and/or employee of defendant MICHELLE L. DANIELRODGERS and was acting within the course of scope of her employment and/or agency.

6. At all times relevant hereto, defendant MARCI SHEPARD was the agent, servant and/or employee of defendant JOHN DOE and was acting within the course of scope of his employment and/or agency.

7. Defendant ROBERT E. CRAWFORD is an adult individual residing at 272 West Albert Street, Philadelphia, Pennsylvania 19132.

8. Defendant MCT TRANSPORTATION INC. is a corporation authorized to conduct business in the Commonwealth of Pennsylvania with offices located at 2752 Mt. Carmel Avenue, Glenside, Pennsylvania 19038.

9. At all times relevant hereto, defendant ROBERT E. CRAWFORD was the agent, servant and/or employee of defendant MCT TRANSPORTATION INC. and was acting within the course of scope of his employment and/or agency.

10. On or about February 23, 2011, at approximately 1:35 p.m., plaintiff, ASHLEY McKEAN, was operating a bicycle in the southbound lane of Broad Street at or near its intersection with Brandywine Street, Philadelphia, Pennsylvania.

11. At the time, date and place aforesaid, defendant MARCI SHEPHARD was the operator of a Honda Accord which she stopped and parked on Broad Street to pick up a friend, JOHN DOE, at or near its intersection with Brandywine Street in Philadelphia, Pennsylvania.

12. At the time, date and place aforesaid, defendant ROBERT E. CRAWFORD was the operator of a vehicle owned by defendant MCT TRANSPORTATION INC. which was traveling in the southbound lane of Broad Street at or near its intersection with Brandywine Street in Philadelphia, Pennsylvania.

13. At all times relevant hereto, defendant ROBERT E. CRAWFORD was the agent, servant and/or employee of defendant MCT TRANSPORTATION INC. and was acting within the course of scope of his employment and/or agency.

14. At the time, date and place aforesaid, defendant MARCI SHEPAHRD carelessly and negligently opened her driver's side door, suddenly and without warning, directly into the oncoming path of plaintiff's bicycle, thereby causing plaintiff to strike her door, whereupon plaintiff came into contact with the vehicle operated by defendant ROBERT E. CRAWFORD causing plaintiff to be thrown from the bicycle onto the roadway and run over by defendant CRAWFORD'S vehicle.

15. At the time, date and place aforesaid, defendant ROBERT E. CRAWFORD carelessly and negligently struck plaintiff's bicycle causing plaintiff to be thrown from the bicycle onto the roadway and then run over by defendant CRAWFORD'S vehicle.

16. The negligence and carelessness of defendants, MARCI SHEPHARD and ROBERT E. CRAWFORD, consisted of any or all of the following:

- (a) Failing to have and keep their vehicle under proper or reasonable control;
- (b) Operating their vehicle in a careless manner;
- (c) Failing to maintain proper and reasonable diligence while using the highway;
- (d) Operating their motor vehicle without due regard for the rights, safety and position of the plaintiff;
- (e) Failing to remain alert and attentive under the circumstances;
- (f) Failing to observe the rules of the road in such cases made and provided governing the movements of travelers on the highway;
- (g) Operating their vehicle without observing and heeding the road and traffic conditions then and there existing;
- (h) Operating their vehicle in a manner violating the statutes of the Commonwealth of Pennsylvania governing the operation of motor vehicle on public streets and highways (and in

particular as to defendant MARCI SHEPHERD, failing to observe the requirements of Section 3705 of the Pennsylvania Vehicle Code);

- (i) Otherwise failing to execute due care under the circumstances;
- (j) Being negligent at law; and
- (l) Such other acts or omissions constituting negligence and carelessness as may be

ascertained during discovery procedures or developed at the time of trial.

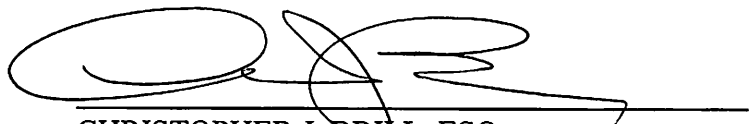
17. As a result of the aforesaid accident caused by the conduct of defendant as aforesaid, plaintiff ASHLEY McKEAN sustained serious personal injuries, including but not limited to the following: left hip fracture; displaced left femoral neck fracture of the left hip; multiple fractures to left pelvis; fractured tailbone; left tibial crown fracture; left fibula fracture; multiple injuries to the left knee including ACL, MCL, condyle, medial meniscus and femoral condyle fractures; multiple bruises and contusions and other ills and injuries, some of which may, and probably will be, permanent.

18. As a further result of the aforesaid accident, plaintiff ASHLEY McKEAN has undergone great physical pain and suffering, mental pain and suffering, emotional upset, worry, anxiety, apprehension, frustration, humiliation, embarrassment, inconvenience, a general loss of pleasure and enjoyment of life, and a serious impairment of body function, and will continue to endure same for an indefinite period of time in the future to her great detriment and loss.

19. As a further result of the aforesaid, plaintiff ASHLEY McKEAN has been obliged to receive and undergo medical treatment and care, and to incur various expenses for the injuries she suffered and she may be obliged to continue to expend such sums or incur such expenditures for an indefinite time in the future.

20. As a further result of the aforesaid, plaintiff ASHLEY McKEAN has experienced a loss of earnings, loss of earning capacity, and may experience a loss of future earnings and/or loss of future earning capacity.

WHEREFORE, plaintiff ASHLEY McKEAN demands damages from defendants MARCI SHEPHARD, MICHELLE L. DANIELRODGERS, JOHN DOE, ROBERT E. CRAWFORD and MCT TRANSPORTATION, INC. in an amount in excess of \$50,000.00, plus interest, costs and delay damages, if applicable.



CHRISTOPHER J. BRILL, ESQ.
Attorney for Plaintiff
I.D. No. 27535

VERIFICATION

I, ASHLEY McKEAN hereby verify that the statements made in this Complaint are true and correct to the best of my knowledge and belief. I further understand that false statements herein are made subject to the penalties of 18 Pa.C.S. Section 4904, relating to unsworn falsifications to authorities.

Dated: 29/AUGUST/2012



ASHLEY McKEAN