

2.25.14 # 8

TO: The Honorable Chairman and Members of the
Board of County Commissioners

FROM: James L. Bennett, County Attorney *JLB*

SUBJECT: Notice of New Lawsuit and Defense of the Same by the County Attorney
in the Case of Sotirios Markonios and Dionisia Markonios, et al. v. Board of
County Commissioners
Circuit Civil Case No. 14-000730-CI-7

DATE: February 25, 2014

NOTICE: THIS IS TO ADVISE THE BOARD OF COUNTY COMMISSIONERS THAT THE ABOVE-REFERENCED LAWSUIT WAS FILED AGAINST THE COUNTY AND THE COUNTY ATTORNEY'S OFFICE WILL DEFEND THE SAME.

DISCUSSION: Plaintiffs allege that on or about February 7, 2010, while on the premises of Wall Springs Park, plaintiffs' minor child, Eleni, slipped and fell from a playground device. It is alleged that the gripping surface had been worn away and had not been properly maintained. Plaintiffs contend that the County created a dangerous condition and failed to warn them of the danger.

The County Attorney's Office will bring all counterclaims, cross-claims, or third party claims as necessary or appropriate in the judgment of the County Attorney.

JLB:JAP:mak

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