

ONE ON ONE

CIVIL LAW ACTIVITY

SUGGESTED DIRECTIONS

**ADOPTED FROM PROJECT P.A.T.C.H.
ONE ON ONE Civil Law Moot Court Contest. Schools which desire to conduct
a full-scale ONE ON ONE Civil Law Moot Court Competition may request a copy
of the original ONE ON ONE Rules and Regulations from Project P.A.T.C.H.,
Northport-East Northport Union Free School District.**

JUSTIFICATION FOR ALLOWING
ONLY TEN (10) MINUTES
PREPARATION TIME

We have found that by allowing only ten (10) minutes to prepare for the case, it

- Lessens the competitive nature of the Mock Trial experience;
- Measures truly what the student (working with only one other student) can quickly recall from a Civil Law instructional unit;
- Makes the ONE ON ONE's a true Mock Trial and not a homework assignment;
- Improves note-taking; and
- Underscores the value and use of legal references.

1. PICKING A CASE: The student lawyers will flip a coin eleven (11) minutes prior to their case. The winner of the toss will select whether he/she wishes to be the plaintiff's attorney or the defendant's attorney in the case. After that selection has been made, the case will be drawn sight unseen by the opposing student attorney. Each attorney will be given a copy of the fact card for the first time.
2. PICKING WITNESSES: The fact cards depict male and female roles for witnesses. Should this present a problem, both attorneys should agree to the sex of the witnesses to be used in the case presentation. If the attorneys cannot agree, then regardless of whether it is a male or female, the person who is selected as the witness through the luck of the draw must play the role the fact card indicates as the witness.
3. TIME FOR PREP: The two-persons team for both defense and plaintiff will be given eight (8) to ten (10) minutes to prepare their case.
4. PREP TIME EXTENSION: Both teams will be given a quiet area to prepare for their case presentation. Should the court case that is being presented while these attorneys are preparing extend past its scheduled time, both teams will be allowed to continue their preparation until the completion of the preceding trial.
5. OVERNIGHT CASES: If a backup takes place and both preparing student attorneys agree, a case may be kept overnight. That same overnight case will be argued as the first case the next school day.

Teachers will determine whether adequate time remains. Once both attorneys agree on an overnight case, their decision is final. One or both student attorneys may not change their minds later that day or the next school day.

6. **FACT CASE CARDS:** Should be prepared in triplicate and contain the facts both sides must present during the trial. Both lawyers are given a copy. The judge also receives a copy. These statements of fact must be maintained but certainly the lawyers should seek to creatively expose these facts through their presentations.

No physical evidence will be accepted by the court during the trial. Only the testimony of the attorney's one witness is acceptable.

If one lawyer feels strongly that his/her opponents are abusive in their interpretation of the statement of fact, he/she can request from the judge a bench conference. The judge will offer instructions on clarity of the statement of fact.

If the judge determines that one or both student attorneys or witnesses have lost sight of the legal issues and facts of the case and one or both parties refuse to apply themselves to the statement of fact, the judge will in his/her rating of one or both attorneys or witnesses reflect that dissatisfaction.

7. **JUDGING:** One person or a panel of judges may sit the bench during a case. The judge(s) are the final arbitrators of both the facts and the law in these cases. Judge(s) in mock trial contests can come from anywhere. Use your whole school community as a resource. Classroom instructors, other teachers, parents, school administrators, central office personnel, students from grades 4-12, and senior citizens may all be effectively used.

For classroom and grand finals, call on the legal community to judge. Law students, attorneys, police, criminal justice agents, and judges, given enough advanced notice, may also be willing to participate.

When possible, use a panel of judges. Odd numbers of one (1) or three (3) or five (5) members team judging panel seem to work best. When possible, classroom instructors should try to get others to judge. The teacher's role as a debriefing agent for team members is best accomplished as an observer, not as a judge.

8. **RATING:** The rating sheet has built into it an equity section, entitled, "Difficulty of Case." Case selection for the contest is based on a cross-section of civil law issues and uses real cases that try to offer a balance of legal alternatives for both plaintiff and defendant.

If the judges feel that one person seems to have the more difficult legal position, they may rate the more difficult position higher before the case is ever presented.

This handicapping will build equity into the competition. (Judges may wish to refer to the real verdict in the case to help with the consideration of equity.)

Judges will use the rating sheet as a guideline but are not confined to the sheet alone. However, it is recommended that the judge's decision in the case be based on the categories listed on the rating sheet. See sample in Appendix. Rating is not based strictly on the law or a student attorney's knowledge and understanding of the law. The student attorney is rated on the full scope of presentation. It is a subjective approach with built-in guidelines that examines all the educational benefits the activity was designed to encompass.

9. TIES: In case of ties (and they will occur), how do you break the tie? After every effort has been exhausted by the Bench to break the tie, you may wish to use one of the following methods:
- a. Award the case to the attorney whom you have rated as having the more difficult legal case to argue (if in fact you rated one over the other).
 - b. Award the case to the attorney who selected the winning side in the real case. (See Verdict Book)
 - c. Flip a coin.
10. A POINT ON CREATIVITY: Student attorneys should identify the legal issue in the case and present it to the best of their ability. Do not camouflage or distort the law, the legal issues, or the facts; that would be an abuse of "creativity."

11. TRIAL PROCEDURE:

RECOMMENDED
MINUTES

Preparation	8-10
Plaintiff Attorney's Opening Statement (Legal Reason Action is Taken an Remedy Sought)	1
Defense Attorney's Opening Statement (Optional, Strongly Recommended)	1
Cross Examination of Plaintiff's Witness by Defense's Attorney	4
Direct Examination of Defense's Witness	4
Cross Examination of Defense's Witness by Plaintiff's Attorney	4
Closing Statement by Defense Attorney	1
Closing Statement by Plaintiff's Attorney	1
Judge's Verdict	2

NOTE: Offer objections during the trial, if needed. Objections should be legally sound and properly stated, and will be rated. See Objection Sheet in Appendix.

12. USE OF WITNESS: All facts in case must be exposed through attorney's questions and a single witness testimony. Both attorneys will use a witness selected from students within his/her class in attendance the day the case is to take place.
13. USE OF MATERIALS: During the 8-10 minutes preparation period, teams may use any notes, texts, or materials they feel would aid them in the preparation of their case.

During the trial, the student attorneys may use their own notes. However, extensive reliance on notes may negatively effect the student attorney's performance rating. Witnesses may not use notes during their testimony on the witness stand.

14. USE OF ADDITIONAL PERSONNEL: Student attorneys and witnesses may not receive assistance by teachers, classmates, or interested persons once the case selection has been made.

Sample Law Day Case # 1

Plaintiff: Sam / Sally Walker

I am so angry with the Defendant. My poor innocent little child was seriously injured and the Defendant will not accept responsibility. It was a lovely day and my darling child had piano lessons on the other side of Southport Community Park. We had some time to spare and we had seen a cute local newspaper story about the Defendant's Famous Fountain Wading Ducks. I thought it would be a nice little outing so I decided to walk by the Defendant's place on the way to piano lessons with my child. We saw the sign advertising the opportunity to feed the ducks and support the Defendant's charity. I put \$2 in the box and let my child take some breadcrumbs from the box to feed the ducks. As I was closing my wallet, I heard a horrible screech and flapping. My darling child was being attacked! I beat that horrible animal off my child and saw blood dripping from his fingers. Two fingers were broken and several stitches were required to close the wound. I say that the Defendant is responsible for the beastly creatures maintained on Defendant's property.

Defendant: Sonny / Rosie Park

I live on a charming country lane in the village of Southport, neighboring the Southport Community Park. On nice days, it is very common to see members of the community strolling down the lane, enjoying the scenic views of the historic homes and the lovely gardens. At my home, I am very fortunate to have a fountain in my front garden in close proximity to the sidewalk. It is a lovely fountain that beautifies my home and the community. Over time, I noticed that people walking by would throw coins from the sidewalk into the fountain. Being a community minded-person, I put up a small sign that read, "All coins donated to the Southport Historic Preservation Trust." This became a great little fundraiser. Well, one day a family of ducks settled in my fountain. It became a really popular spot for people to stop and giggle as the baby ducks waded in the fountain. The problem was nobody wanted to toss coins because it would scare the ducks. I had a great idea. I left a box of breadcrumbs by my property entrance with a donation box. It said "Feed the Ducks and Help Support the Southport Historic Preservation Trust." This went along great, raising lots of money, until one day the Plaintiff's little monster charged up my walkway, terrified the mother duck and got bit. He screamed so loud, the ducks flew away and never came back. The defendant has some nerve suing me. All I tried to do was something nice for the community. It is not my fault if the defendant can't control that unruly child.

Sample Law Day Case # 2

Plaintiff: Ned / Nellie Nervous

I am so angry with the Defendant. I am a hard working single parent. I barely get a moment for myself and have a hard life. I have dreamed of a Caribbean vacation for years. After years of saving and planning, I finally saved enough for the vacation of my dreams. Friends suggested I could save money by booking over the Internet, but I have never traveled and felt I better get professional help. Besides, Internet purchasing scares me. I don't like giving out my credit card number. I met with the Defendant and planned a once in a lifetime getaway to the "Dream Island Resort" located in the Bahamas. I paid in cash and a week later got my tickets and hotel confirmation in hand from the defendant. I actually stopped by the Defendant's store to pick it up because I don't trust the mail. The flight plan was to fly from New York to Miami, and by charter from Miami to Dream Island. Well this all became a nightmare when I arrived in the Bahamas at the Dream Island Airport. I disembarked and never made it out of Bahamian Customs. It seems that my original Birth Certificate was missing a "raised seal" and was not acceptable for entry into the Bahamas. I was actually deported! I have lost all the money I paid and have lost the vacation of my dreams. The Defendant is so cruel that he says this is my fault for not having proper documents and won't pay me one cent. I say that as the "professional," the Defendant should have informed me of what travel documents were needed. They did not! I demand to be compensated!

Defendant: Fred / Freda Flyers, President of Freedom Travel

I do feel bad for the plaintiff but to be honest this just isn't my fault. We have a strict company policy that we do not discuss or give any advice or information related to passports and travel documentation to clients. We offer services to destinations all over the globe. The requirements for different destinations are so varied and are always changing. This makes it difficult to keep track of all of them and we just can't do it. Besides, if we did offer this kind of advice it would be a huge responsibility. We actually have a sign in our office by the customer service desk that reads, "Customer- Remember to Check Your Passports and I.D. Prior to Departure." As far as I know, all you need for Dream Island in the Bahamas is a Certified Birth Certificate. If the Plaintiff made any effort, you can clearly see the requirements for travel to Dream Island on their website. This is really the Plaintiff's fault. I will not pay one cent!

Sample Law Day Case # 3

Plaintiff: Suzy / Sammy Swordfighter

The defendant and I are medieval re-enactors. We belong to the Society of Medieval Artists (S.M.A). Every year, our organization hosts an "Ultimate Knight" Contest as part of a community fundraiser. The defendant and I have been rivals in the S.M.A show circuit for years and generally do not like each other. We are both very competitive people and our rivalry has been made much greater by the fact that we have alternated holding the title of "Ultimate Knight" for many years. This year the defendant just went too far. The final battle, judged by the use of a heavy sword in battle, was progressing fiercely. It was clear that I had the advantage over the Defendant. As the battle went on, the Defendant decided to cheat. Someone tossed in a container of pepper spray. As I moved in for my final knockdown blow, he grabbed the pepper spray and blasted me. With my eyes burning, I could hardly see or breathe. I have an underlying asthmatic condition, so I actually had to go to the hospital for treatment since I did not have my inhaler. I say the defendant crossed the line and owes me for my pain and suffering and medical bills. My contact lenses were also destroyed and I suffered great pain and loss of vision for several days.

Defendant: Regina / Ryan Shields

If anyone should be suing here, it is me, but I'm not that kind of person. The Plaintiff is a big baby and should settle this on the battlefield like the rest of us in S.M.A. do. I admit that the pepper spray was a little drastic, but I really had no choice. The Plaintiff left out a few key facts. First, the Plaintiff was totally out of control. We have legal moves and illegal moves. The Plaintiff was coming at me much harder than I have ever experienced in a Medieval Re-enactment. The crowd was going wild and while I kept yelling at the Plaintiff to "Stand Down," he kept coming at me. Just before I used the pepper spray, the Plaintiff had delivered a blow to my head that actually knocked off my helmet. Blows to the head are not allowed. I knew at this point that I was going to get hurt if something wasn't done to stop the Plaintiff. Someone in the crowd must have been thinking the same thing because I heard someone yell, "Here, use this!" as a container of pepper spray was tossed to me. Having no helmet, and fearing a painful blow, I did what I needed to do to protect myself. Maybe the Plaintiff should learn some self-control. He is lucky it was just pepper spray. In medieval times, they used boiling oil!

Sample Law Day Case # 4

Plaintiff: Donald / Denise Dandelions

The Defendant and I have been friends for many years. We started as competitors in the local landscape design and construction industry. Over time, we became friends and realized with two small businesses we could help each other by sharing equipment and certain costs. One problem I had with my business is that I have a horrible credit rating. I made very poor spending decisions in college and still pay the price today. The defendant has great credit and we figured out a way to help each other. We both were spending a fortune on delivery charges from the local nurseries and decided it would really help if we leased our own small dump truck. We entered into a 3-year lease on a Ford F-350 Dump Truck. Due to my credit, all the paperwork was in the defendant's name. I provided the cash, a substantial sum, for all the lease inception charges. The defendant was low on cash, and my credit was terrible. With the defendant signing the lease, and me providing the cash, we both made out really well. It was expensive, but spread out over the three years of the lease, I decided it worked out well for me. On the day the defendant signed the lease from Ford Motor Credit, we met and I signed on the bottom of a copy of the lease form where the defendant wrote "Lease to be shared 50 / 50." I signed directly under defendant's signature and I saw this as a firm commitment. I honored this by paying 50% of all lease payments and maintenance costs for the first two years. We never had a problem until a few months ago. The defendant landed a series of large commercial accounts and bought himself a much larger dump truck. The defendant claimed that he didn't need the smaller truck we share anymore and demanded that I buy out the full lease so the truck could be signed over to me. I declined since this was not our agreement and I couldn't make the full payment anyway. I woke up one morning to find the truck gone from our shared yard. I panicked and called the defendant who said he had picked the truck up and surrendered it to the leasing company. Now I have spent all this time and money maintaining this truck and I have no way to run my business. Some friend! I demand to be compensated!

Defendant: Sally / Sammy Sunflowers

The Plaintiff needs to grow up. I am running a business, not a community outreach program for the irresponsible. Yes, the Plaintiff was a friend, and out of extreme kindness, I tried to help him out at a time when it was mutually beneficial, but things have changed. My business has grown and I can't be the plaintiff's helping hand anymore. The Plaintiff also leaves out some key facts that show that he isn't so innocent. He received multiple traffic tickets with that truck and I just can't take the continued risk that he is going to get more tickets, raising my insurance rates even more, or have an accident and hurt somebody. I offered him an opportunity to buy the dump truck and he refused. I just can't carry the plaintiff as a liability. Besides, the lease is really between Ford Motor Credit and me. It is my right to turn in the dump truck and I exercised it. I am sorry the plaintiff is upset, but this is really just business.

Sample Law Day Case # 5

Plaintiff: Lance / Lucy Lecturer

I am totally humiliated and I am furious with the Defendant and his stupid website. I am a well-known college professor. I lecture nationally on the subject of "Character and Ethics." Because of the Defendant, my reputation has been ruined. It all started a few months back when I was shopping in PJ's Discount Garden Center, a large national chain. I went to buy a high-end brass and copper lawn sprinkler and noticed a loose copper fitting that looked like it was part of the sprinkler. Since it was the last one on the shelf, and it was the model I wanted, I placed the fitting in the box with the rest of the sprinkler and proceeded to check out. I was shocked when I was stopped by store security at the door and was accused of shoplifting. It turned out that the part I put in the box, was an expensive fountainhead, and was not part of what I was buying. The Police were called, and it was agreed that if I agreed not to patronize the PJ's Discount Garden Center ever again, no charges would be filed. I signed a "ban letter" and went on my way. Well, months went by and I started noticing that my invitations to speak on issues of "Ethics," my specialty, had all but ceased. I called a contact at a local university where I speak regularly and was told that if I didn't understand why I wasn't getting invitations, I should "Google" myself. I did a "Google" search on the Internet of my name and was shocked to find my name and personal address on the defendant's website listed under the heading "Shoplifter / Settled." He runs a website called "StopLift.com," which lists the names of shoplifters. I am not a shoplifter and this is ruining my reputation. I demand to be compensated and to have my name removed from that horrible list.

Defendant: Molly / Mack Messenger, President of StopLift.com

Our company is a Loss Prevention business serving the retail industry. As a courtesy to our clients, who purchase our various security devices, we offer a web-based solution to identifying individuals who pose inventory loss risks. Our website is a popular source of information for the retail industry who will check potential employees and gather information related to suspected customers engaging in shoplifting. The information we provide helps create a better stop loss program. Retailers who use our website will regularly provide the names of shoplifters to assist other stores in identifying risk factors. The Plaintiff's name was submitted by P.J.'s as a shoplifter. We just posted the information. We had no intention of communicating it to colleges that plaintiff might work for. I stand behind what we did. We did nothing wrong!

Sample Law Day Case # 6

Plaintiff: Paula / Peter Pauper

I am furious with the defendant. The defendant is the manufacturer of a popular electronic security product called "Ultimate Firewall." While I am not a computer expert, I have seen the Defendant's ads on television that say that E.F.S. provides the "Ultimate" protection for your electronic purchases. A few months back, I went to buy some plumbing items from the "House Depot," a large national chain. I noticed a sticker on the cash register that said "Shop with Confidence. Electronic Purchases Protected by E.F.S. Ultimate Firewall." I decided to pay with my ATM debit card. I had over \$150,000 in the account as I had just refinanced my home and needed to keep the cash easily accessible to pay for supplies and various contractors for a remodeling job of my home that I was completing with the money. A few days after my visit to "House Depot," I was shocked to see I had a zero balance in the account. I was horrified. With no way to pay my contractors, I had to postpone construction on my house. The bank simply said they needed to investigate. Months went by and it was determined by the Police that an unknown student at Southport Community College used the computer lab to hack through the "E.F.S. Ultimate Firewall" at House Depot and stole my account information. My money was transferred to an offshore account and is gone. Because of the defendant's product, I have lost a small fortune, am being sued for breach of contract by multiple contractors for not paying on time, and have had to live in a half finished house with no working kitchen for months because my money was gone. I have suffered endless anxiety, stress and financial loss because of this disaster.

Defendant: Alexia / Alex Internet, President of E.F.S. (Electronic Firewall Solutions)

I do feel bad for Mr. / Ms. Pauper but this is not our fault. Ultimate Firewall Solution is really a great product. In this complex electronic world, these types of instances are rare but still inevitable. The Plaintiff is a crime victim. The Plaintiff should be pursuing the criminal who stole the account information, not us. We did a full investigation and determined that the criminal was very smart and found a weakness in our system. Some customers, like "House Depot," like us to include a "data mining" component with the "Software Security Package" we offer. The "data mining" feature allows the home office of the customer, like "House Depot," to retrieve data from electronic purchases for marketing purposes from multiple remote retailers. This is an optional feature that helps the customer manage data in a way that can help improve their marketing. The criminals were able to replicate the security code of the home office computer at the "House Depot World Headquarters" and break into the system, defeating our encryption. Like I said, I stand behind our product and feel bad for the Plaintiff but this just isn't our fault.

Sample Law Day Case #7

PLAINTIFF: Bob / Bobbie Hart

All my life I have dreamed of becoming a superstar. I love to sing and dream every day of the time when I will walk down the red carpet at the big awards shows with the great pop superstars of our time. Well my dream and my livelihood has been destroyed by the horrible actions of the defendant. The defendant is a big-time record executive. He produces a popular T.V. show called "American Icon, The Search for a Superstar." I thought this was my big break. I waited in line for hours for my audition. After my stunning rendition of the Thompson Twins hit "Hold Me Know" I knew my star was starting to shine. I was stunned when the defendant let loose with a slew of insults, including calling me "the worst singer in the world." I have suffered terribly because of this. My business as a wedding singer has been destroyed. After the show aired I had countless cancellations and my phone stopped ringing. People actually chuckle at me as I walk by on the street. Even worse the segment with me being called the "worst singer in the world" has been used over and over in promotional clips for the show.

DEFENDANT: Simon / Simone Cowlick

What a big cry-baby the plaintiff is. In show business, if you can't take the heat you have to get out of the kitchen. Everyone who knows my show knows I can get excited and can be a little over the top in my comments, but hey it is my show, I can shake things up if I want to. This is Hollywood, a little shtick is what it takes to entertain the audience and get the ratings. Instead of running off to court, I think the plaintiff should get some singing lessons. By the way, all contestants sign a release authorizing "American Icon" to use their likeness, including all audio and videotape from our auditions. As far as promotional clips, I do not produce these. The networks, or the local affiliates that broadcast the program, generate the promotional clips. I am the star of the show. I am a judge and producer, that's it.

Sample Law Day Case #8

PLAINTIFF: Alex / Alexa McHale

I am a huge fan of the television show "Survivor." I have watched several seasons and have learned that the only way to win is to form an unbreakable alliance with someone you can really trust. The defendant and I had such an alliance. Together, we made our way to the final three contestants. Because of our alliance, each of us was assured to win either the \$100,000.00 second prize or the \$1,000,000.00 grand prize for the sole Survivor. The only way that one of us would not win is if Katherine, the third contestant won "immunity" in the last challenge. She did not. The defendant did. I was absolutely shocked when the defendant and Katherine voted me off. I voted for Katherine to be voted off, and based upon our alliance the defendant was supposed to vote for Katherine also. I feel I have been cheated and deceived out of my prize money and celebrity status as a survivor Champion. You should know that on the night we made our alliance we swore or brotherhood to each other by eating the only food I had, a smuggled Twinkie, and carving our initials into the back of the defendants bible as a sign of our unbreakable alliance.

DEFENDANT: Joe / Josie Winters

The Plaintiff is just nuts. Yes we had an "alliance" but it was in name only. I needed to keep my options open. As we got to the final challenge, winning immunity really put me in control. At the time that we made our alliance I really liked the plaintiff. He was a nice person who didn't rub people the wrong way. I knew we could make it to the final three together. I originally intended to vote off Katherine but it occurred to me that I had a better chance at the grand prize against Katherine rather than the plaintiff. Did I play Alex / Alexa McHale? Sure, but isn't that just the game? What a sore loser!

Sample Law Case #9

PLAINTIFF: Hal / Harley Spaghetti

I work in the catalog industry as a model and promotions specialist for a large nationally known catalog company in New York City. My job involves a frantic schedule of clothing changes and learning about the different products I am displaying to help set up the shoot. I commute via the Long Island Railroad from my home in Southport. My job is very stressful. There is always new products and someone younger ready to take your job. One day while I was totally stressing out on my ride home I met the defendant sitting next to me on the train. He is the CEO and Director of North American Marketing for Extreme Electronics and a real smooth talker. We had a nice conversation about all my stress and he offered to sell me a "Game Joy" electronic toy that he had in his briefcase. He was returning from a trade show and had an extra. I paid him 50 bucks for it with a Sponge Guy Game Cartridge. At first I found the game very relaxing. Guiding Sponge Guy, the lovable underwater creature through his adventure to rescue his pet Larry the Snail in the game really helped me unwind. One day, I was enjoying a relaxing game of Sponge Guy when all of the sudden the jump button under my thumb cracked. Startled, I moved my thumb away and the actuator spring under the button went flying into my eye causing an abrasion to my cornea. I had to wear an eye patch for two weeks. Needless to say, I couldn't work and lost my job. I have also been diagnosed with carpal tunnel syndrome, a repetitive motion injury I say was caused by pressing the "jump" button on Sponge Guy. I say the defendant is responsible for all of this.

DEFENDANT: Nick / Nicole Zaney

Has the Plaintiff ever heard of all good things in moderation? The plaintiff is one stressed out individual. I was only trying to be a Good Samaritan and relieve some of the plaintiff's stress by providing an enjoyable electronic game to help keep her mind of her troubles. I admit that I sold her the system, but I was just trying to be nice. I investigated the issue with the breaking jump button. Of thousands of units sold, we only have a handful of reports of them breaking and the spring dislodging, and never with any injury. As far as the Carpal Tunnel syndrome, this is not our fault and the plaintiff can't prove it anyway. This is all just a bunch of nonsense.

Sample Law Day Case #10

PLAINTIFF: Lee / Lisa Parker

The defendant and I are neighbors. They actually live one house down and across the street from me. We live on a short dead end street of average width for our community. Due to the fact that I was doing construction on my home and a dumpster was blocking my driveway I had no choice but to park my 1995 Honda Civic in the street. I choose what I thought was a safe spot on my side of the street across from the defendant's driveway. Well when she got up for work the next morning she must have been in a terrible hurry. I heard her revving up her car in the driveway and then heard a horrible crash. I was shocked to see the defendant had crashed directly into the driver's side door of my car. We are not talking a little dent. I need a new door. I came out and the defendant let loose with a rant about how she doesn't have time for this nonsense, that I was an idiot for parking there and I should discuss it with her later. Well it has been weeks and I still can't get the defendant to agree to fix my car. I have three estimates. The lowest is \$1,500. I want to be paid.

DEFENDANT: Mo / Maureen Dent

I do feel bad about this but it really isn't my fault. The defendant parked his green car directly in front of a large green shrub across from my driveway. I just didn't see the car. I admit I was in a rush but cars are not supposed to be parked in the street. Actually, the plaintiff and I were friends prior to this. We served on a committee to address the proliferation of illegal apartments in our village. The plaintiff and I helped draft a village code, which passed the day before the accident, that banned parking on public thoroughfares in our village as a way to make the illegal rentals more difficult. The plaintiff certainly should have known this.

(Note: On the date of the occurrence, no sign was posted.)