

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER

Index No.:
Date Purchased:

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HANNAH BUCKSTINE,

Plaintiff designates
Westchester County as the
place of venue.

Plaintiff,

-against-

The basis of venue
is Plaintiff's address.

SUMMONS

JORDAN SCHOR, JORDAN'S OF NEW PALTZ LLC,
AND LCORE ENTERPRISE CORP.,

Defendants.

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To the above named Defendants:

You are hereby summoned to answer the complaint in this action and to serve a copy of your answer, or, if the complaint is not served with this summons, to serve a notice of appearance, on the Plaintiff's Attorney within 20 days after the service of this summons, exclusive of the day of service (or within 30 days after the service is complete if this summons is not personally delivered to you within the State of New York); and in case of your failure to appear or answer, judgment will be taken against you by default for relief demanded in the complaint.

Dated: Chappaqua, New York
May 31, 2016

LAW OFFICE OF TODD J. KROUNER


By: TODD J. KROUNER
Attorneys for Plaintiff
93 North Greeley Avenue
Chappaqua, New York 10514
(914) 238-5800

Defendants' Addresses:

To: Jordan Schor
73 Soper Road
New Paltz, New York 12561

Jordan's of New Paltz LLC
c/o Jordan Schor
73 Soper Road
New Paltz, New York 12561

LCore Enterprise Corp.
4 Emmons Court
Bridgewater, New Jersey 08807

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER

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HANNAH BUCKSTINE,

Plaintiff,

-against-

JORDAN SCHOR, JORDAN’S OF NEW PALTZ LLC,
AND LCORE ENTERPRISE CORP.,

Defendants.
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Index No.:

**VERIFIED
COMPLAINT**

Plaintiff HANNAH BUCKSTINE, by her attorneys, LAW OFFICE OF TODD J. KROUNER, as and for her verified complaint, alleges upon information and belief as follows:

INTRODUCTION

1. This case involves an 18-year-old college student, enrolled at SUNY New Paltz, who fell down the steps at a pizzeria while searching for a bathroom. The absentee landlord, LCORE ENTERPRISE CORP. (“LCORE”), and the pizzeria tenant, JORDAN SCHOR (“MR. SCHOR”), doing business as JORDAN’S OF NEW PALTZ LLC (“JORDAN’S”), were negligent in their creation and maintenance of the unsafe, unlit, unmarked hallway and stairs, which served as a trap for the unwary. Indeed, Mr. Schor boasted in the press as to how he exploited his collegiate patrons, placing his profits above their safety. In a January 7, 2016 article entitled “From Drunk, Late Night Pizza to Upscale French-Italian Fusion,” published on October 15, 2015, in The Little Rebellion, Mr. Schor boasted: “Anyone can make pizza. It didn’t really matter how it tasted, people were throwing it up an hour later. It was just about

volume. Volume equals money. Money equals success (emphasis added).” As a result of defendants’ negligence, plaintiff fell down a flight of concrete steps, fractured her skull, was rendered comatose, required a craniectomy and a frontal lobectomy, and suffers from severe traumatic brain damage.

AS AND FOR A FIRST CAUSE OF ACTION

2. Plaintiff HANNAH BUCKSTINE (“PLAINTIFF” or “MS. BUCKSTINE”), at all times relevant to this action, resided at 424 Bedford Road, Pleasantville, Westchester County, New York 10570.

3. Defendant MR. SCHOR is a person who, at all times relevant to this action, resided at 73 Soper Road, New Paltz, Ulster County, New York 12561.

4. Defendant JORDAN’S was, at all times relevant to this action, a domestic corporation, existing by and under the laws of the State of New York, with its principal place of business at 52 Main Street, New Paltz, Ulster County, New York 12561.

5. At all times relevant to this action, MR. SCHOR was the sole shareholder and owner of JORDAN’S.

6. Defendant LCORE was, at all times relevant to this action, a domestic corporation, existing by and under the laws of the State of New York, with its principal place of business at 4 Emmons Court, Bridgewater, New Jersey 08807.

7. At all times relevant and hereinafter mentioned, and specifically on or about October 25, 2014, LCORE was the owner of a property located at 52 Main Street, New Paltz, NEW YORK 12561 (the “PREMISES”).

8. At all times relevant and hereinafter mentioned, and specifically on or before October 25, 2014, LCORE, as owner of the PREMISES, had the right to enter, inspect, maintain,

and/or and repair the PREMISES, and/or had voluntarily entered the PREMISES in order to inspect, maintain, and/or repair the PREMISES.

9. At all times relevant and hereinafter mentioned, and specifically on or before October 25, 2014, MR. SCHOR was the tenant in possession of the PREMISES.

10. At all times relevant and hereinafter mentioned, and specifically on or before October 25, 2014, JORDAN'S was the tenant in possession of the PREMISES.

11. At all times relevant and hereinafter mentioned, and specifically on or about October 25, 2014, defendant MR. SCHOR, through JORDAN'S, owned, operated, managed, maintained, and controlled a public establishment known as Jordan's Bistro and Pizzeria at the PREMISES.

12. At all times relevant and hereinafter mentioned, and specifically on or about October 25, 2014, MR. SCHOR provided his patrons with restaurant services at the public establishment known as Jordan's Bistro and Pizzeria at the PREMISES.

13. At all times relevant and hereinafter mentioned, and specifically on or about October 25, 2014, JORDAN'S provided its patrons with restaurant services at its principal place of business at the PREMISES.

14. At all times relevant and hereinafter mentioned, and specifically on or about October 25, 2014, there existed a staircase on and within the PREMISES (the staircase leading to the basement, and the area at and around the top of the staircase, defined as the "STAIRS").

15. At all times relevant and hereinafter mentioned, and specifically on or about October 25, 2014, defendants had a duty to use reasonable care to maintain the STAIRS, to keep the STAIRS in a reasonably safe condition for the protection of all persons, patrons, guests, and

business invitees whose presence would be reasonably foreseeable, and/or to timely repair defects and dangerous conditions on the STAIRS.

16. Defendants were negligent in their inspection, care, maintenance, and repair of the STAIRS.

17. At all times relevant and hereinafter mentioned, and specifically on or about October 25, 2014, the STAIRS were not reasonably safe.

18. At all times relevant and hereinafter mentioned, and specifically on or about October 25, 2014, Defendants knew, or should have known, about defects within the PREMISES.

19. At all times relevant and hereinafter mentioned, and specifically on or about October 25, 2014, defendants knew, or should have known, that the STAIRS were in a dangerous condition.

20. On or about October 25, 2014, MS. BUCKSTINE suffered serious personal injuries when she fell down the STAIRS located on the PREMISES.

21. The negligence of defendants caused, or was a proximate cause of, the injuries suffered by MS. BUCKSTINE, on or about October 25, 2014.

22. At all times mentioned herein, and further by reason of the foregoing and the carelessness and negligence of the defendants as aforesaid, MS. BUCKSTINE was seriously, severely and permanently injured, shocked, bruised, and wounded, and suffered great physical and mental pain and injury to her body and limbs, and was rendered sick, sore, and disabled, and required and received medical care and treatment, and will require future medical care and treatment, and has incurred expenses for such medical care and treatment, as well as for allied purposes, and may incur future expenses therefor.

23. At all times mentioned herein, and further by reason of the foregoing and the carelessness and negligence of the defendants as aforesaid, MS. BUCKSTINE has experienced and continues to experience injury, conscious pain and suffering, permanent disability, economic loss, and loss of future earnings, is unable to participate in activities which were a part of her life before the injury, and to experience the pleasures of life that she experienced before the injury, is aware of having suffered that loss as a result of her continuing injury, and will require present and future rehabilitation services.

24. The limited liability provisions of C.P.L.R. § 1601 do not apply pursuant to one or more exceptions of C.P.L.R. § 1602.

25. By reason of the foregoing, MS. BUCKSTINE has been damaged in such amount as a jury may award.

WHEREFORE, MS. BUCKSTINE demands judgment against the defendants in such amount as a jury may find fair, reasonable and just, all together with interest, costs, disbursements of this action and such other relief as the Court may deem just and appropriate.

Dated: Chappaqua, New York
May 31, 2016

LAW OFFICE OF TODD J. KROUNER

By: 
Todd J. Krouner
Attorneys for Plaintiff
93 North Greeley Avenue
Chappaqua, New York 10514
(914) 238-5800

VERIFICATION

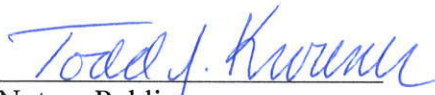
STATE OF NEW YORK)
) ss.:
COUNTY OF WESTCHESTER)

HANNAH BUCKSTINE, being duly sworn, deposes and says:

I am the plaintiff in the within action; I have read and know the contents of the foregoing Verified Complaint and the same is true to my knowledge, except as to the matters therein stated to be alleged upon information and belief, and as to those matters, I believe them to be true.


HANNAH BUCKSTINE

Sworn to before me this
31st day of May, 2016


Notary Public

TODD J. KROUNER
Notary Public, State of New York
No. 02KR4834247
Qualified in Westchester County
Commission Expires April 30, 2017