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IN THE CIRCUIT COURT OF THE  
FOURTH JUDICIAL CIRCUIT, IN AND  
FOR DUVAL COUNTY, FLORIDA

CASE NO.: 2018-CA-7741  
DIVISION: CV-A

HOLLY ROBERTSON,  
as personal representative of  
the ESTATE OF TAYLOR  
ROBERTSON,

Plaintiff,

v.

ELECTRONIC ARTS INC.,  
a Foreign Profit Corporation,  
JACKSONVILLE LANDING  
INVESTMENTS, LLC,  
a Florida Limited Liability Company,  
PROPERTY MANAGEMENT  
SUPPORT, INC.,  
a Florida Profit Corporation,  
SLEIMAN ENTERPRISES, INC.  
a Florida Profit Corporation,  
CHICAGO PIZZA & SPORTS  
GRILLE II, INC.,  
a Florida Profit Corporation,  
GLHF ESPORTS BAR, LLC,  
a Florida Limited Company,  
UNIVERSAL PROTECTION SERVICE, LLC d/b/a  
ALLIED UNIVERSAL SECURITY SERVICES and  
CLIFTON COMASTRO,  
an individual,

Defendants.

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**WRONGFUL DEATH COMPLAINT**

**COMES NOW** the Plaintiff, HOLLY ROBERTSON as personal representative of the  
ESTATE OF TAYLOR ROBERTSON, and sues Defendants, ELECTRONIC ARTS INC.

(hereinafter sometimes referred to as “EA”), JACKSONVILLE LANDING INVESTMENTS, LLC, (hereinafter sometimes referred to as “JLI”), PROPERTY MANAGEMENT SUPPORT, INC. (hereinafter sometimes referred to as “PMSI”), SLEIMAN ENTERPRISES, INC. (hereinafter sometimes referred to as “SLEIMAN”), CHICAGO PIZZA & SPORTS GRILLE II, INC. (hereinafter sometimes referred to as “CHICAGO PIZZA”), GLHF ESPORTS BAR, LLC (hereinafter sometimes referred to as “GLHF”), UNIVERAL PROTECTION SERVICE, LLC., d/b/a ALLIED UNIVERSAL SECURITY SERVICES, (hereinafter sometimes referred to as “ALLIED”) and CLIFTON COMASTRO, and alleges as follows:

**COMMON ALLEGATIONS AS TO ALL COUNTS**

1. This is an action for damages in excess of Fifteen Thousand Dollars (\$15,000.00) exclusive of interest and costs.
2. This is an action brought pursuant to the provisions of the Florida Wrongful Death Act, § 768.16, *et seq.*, Florida Statutes, for the wrongful death of TAYLOR ROBERTSON.
3. The Plaintiff, HOLLY ROBERTSON, is the duly appointed, qualified, and acting personal representative of the ESTATE OF TAYLOR ROBERTSON. A copy of the Letter of Administration is attached hereto as exhibit “A.”
4. The events which led to the filing of the instant lawsuit took place in Jacksonville, Duval County, Florida.
5. At all times material hereto, HOLLY ROBERTSON and the deceased, TAYLOR ROBERTSON, were residents of Monroe County, West Virginia.
6. At all times material hereto, including August 26, 2018, Defendant, EA, was and remains a Delaware Corporation with its headquarters in Redwood City, California, and licensed

to do business and conducting business in the State of Florida. EA owns a subsidiary company based in Maitland, Florida, that was involved in the creation or coding of Madden NFL called Electronic Arts-Tiburon, formerly known as Tiburon Entertainment Inc. EA acquired Tiburon in 2004.

7. At all times material hereto, including August 26, 2018, Defendant, CHICAGO PIZZA & SPORTS GRILLE II, INC., was and remains a Florida Profit Corporation licensed to do business and conducting business in the State of Florida, including in Duval County, Florida.

8. At all times material hereto, Defendant, CLIFTON COMASTRO, was and remains a resident of Duval County, Florida.

9. Upon information and belief, and based on media reports, at all times material hereto, including August 26, 2018, Defendant, CLIFTON COMASTRO, owned the video game room business located at 2 Independent Drive, # 101, Jacksonville, Florida, said business operated under the name “GLHF Game Bar.”

10. At all times material hereto, including August 26, 2018, Defendant, GLHF ESPORTS BAR, LLC, was a Florida Limited Liability Company which operated the video game room business located at 2 Independent Drive, # 101, Jacksonville, Florida, said business operated under the name “GLHF Game Bar.”

11. At all times material hereto, including August 26, 2018, Defendant, JACKSONVILLE LANDING INVESTMENTS, LLC, was and remains a Florida Limited Liability Company licensed to do business and conducting business in the State of Florida, including in Duval County, Florida.

12. At all times material hereto, including August 26, 2018, Defendant, PROPERTY MANAGEMENT SUPPORT, INC., was and remains a Florida Profit Corporation licensed to do

business and conducting business in the State of Florida, including in Duval County, Florida.

13. At all times material hereto, including August 26, 2018, Defendant, SLEIMAN ENTERPRISES, INC., was and remains a Florida Profit Corporation licensed to do business and conducting business in the State of Florida, including in Duval County, Florida.

14. At all times material hereto, including August 26, 2018, Defendant, ALLIED SECURITY HOLDINGS, LLC AND/OR UNIVERSAL PROTECTION SERVICES, LLC., was and remains a Florida Profit Corporation licensed to do business and conducting business in the State of Florida, including in Duval County, Florida.

15. At all times material hereto, including August 26, 2018, Defendant, JACKSONVILLE LANDING INVESTMENTS, LLC, was the entity in possession and control of the property located at 2 Independent Drive, Jacksonville, Florida, including the businesses located at # 101, 2 Independent Drive, Jacksonville, Florida, said businesses being a restaurant and a video game room, open to the public, including TAYLOR ROBERTSON, deceased herein.

16. At all times material hereto, including August 26, 2018, Defendant, JACKSONVILLE LANDING INVESTMENTS, LLC, operated, possessed, controlled and/or managed the subject property and/or premises located at 2 Independent Drive, Jacksonville, Duval County, Florida, and was responsible for security for the subject premises.

17. At all times material hereto, including August 26, 2018, Defendant, ALLIED SECURITY HOLDINGS, LLC AND/OR UNIVERSAL PROTECTION SERVICES, LLC., was and remains a Florida Profit Corporation, licensed to do business and conducting business in the State of Florida. ALLIED SECURITY HOLDINGS, LLC AND/OR UNIVERSAL PROTECTION SERVICES, LLC. was contracted to provide on-site security to The Jacksonville Landing, including Chicago Pizza and GLHF Gaming Bar.

18. On or about August 26, 2018, at #101, 2 Independent Drive, Jacksonville, Florida, TAYLOR ROBERTSON (deceased) was an invitee at the subject restaurant and/or video game lounge, and was lawfully upon the subject premises and had a reasonable expectation of safety and security.

19. Venue is proper in this forum, as all of the events which resulted in harm occurred in Jacksonville, Duval County, Florida. Additionally, one or more defendants are Florida corporations, limited liability companies and/or individuals residing in Florida and/or conducting business in Florida, including Duval County.

20. The potential beneficiaries of a recovery for the wrongful death of TAYLOR ROBERTSON, deceased, and their relationship to the decedent, are as follows:

- i. The Estate of Taylor Robertson, his estate;
- ii. HOLLY ROBERTSON, spouse;
- iii. REED ROBERTSON, minor son;

21. As more fully described below, as a direct and proximate result of the death of TAYLOR ROBERTSON, the Estate of TAYLOR ROBERTSON and his statutory survivors claim the following damages against each named defendant:

a. ESTATE OF TAYLOR ROBERTSON claims the following damages:

- i. Medical and/or funeral expenses due to the decedent's injury or death;
- ii. The loss of the prospective net accumulations of the decedent, TAYLOR ROBERTSON, and/or his Estate which might reasonably have been expected but for his wrongful death;

b. HOLLY ROBERTSON claims the following damages, including into the future;

- i. mental pain and suffering and loss of her husband's support, services, marital

relations, comfort, companionship, protection and society, and whatever she would have received from her husband or his estate at his death, had he lived out a normal life, and if she would have survived him.

ii. Medical and or funeral expenses.

c. REED ROBERTSON, claims the following damages, including into the future;

i. Mental pain and suffering, loss of his father's support, services, comfort, companionship, protection, and society, and whatever he would have received from his father or his estate as his death, had he lived out a normal life and if he should survived him.

### **CAUSES OF ACTION**

#### **COUNT I NEGLIGENCE ELECTRONIC ARTS, INC.**

22. Plaintiff realleges her allegations in paragraphs 1-21 as if fully set forth herein.

23. On or about August 26, 2018, TAYLOR ROBERTSON, deceased, was a paying business guest, patron and/or a business invitee at the location of the aforementioned video game tournament advertised, promoted and/or coordinated by Defendant, EA.

24. At all times material hereto, including, but not limited to August 26, 2018, Defendant, EA, owed TAYLOR ROBERTSON, deceased, and all others similarly situated, a duty of reasonable care to keep them free from harm. This duty arises as follows:

a. Prior to August 25, 2018, Defendant EA, promoted and advertised prize awards, including monetary prizes, to individuals who advanced in the aforementioned video game tournament, which was held at 2 Independent Drive, # 101, Jacksonville, Florida on August 25, 2018 and August 26, 2018.

- b. As a result of Defendant EA's promotion and offer of cash prizes, video game players commonly referred to as "gamers," including, TAYLOR ROBERTSON, deceased, traveled from outside of Duval County, Florida to The Landing, to participate in the advertised video game tournament held on August 25, 2018 and August 26, 2018.
- c. Defendant EA, as one of the entities that promoted, sponsored, advertised and/or coordinated the aforementioned video game tournament, owed the public and business invitees, including TAYLOR ROBERTSON, deceased, a duty to provide secure premises which were reasonably safe for the members of the public and invitees, including TAYLOR ROBERTSON, deceased, and to ensure safeguards and security measures were in place to ensure the safety of invitees, and further, Defendant EA, had a duty to protect the public and business invitees, including TAYLOR ROBERTSON, deceased, from a reasonably foreseeable criminal attack.

25. Prior to August 26, 2018, Defendant EA knew or should have known that the security measures, if any, at the subject premises they chose for the tournament were insufficient to provide reasonable protection for and unsafe to the public and business invitees, including TAYLOR ROBERTSON, deceased.

26. Defendant EA knew or should have known that there had been a number of serious criminal incidents, including crimes of violence and murder at "The Landing," and in the immediate neighborhood in the recent past prior to August 26, 2018.

27. Defendant EA knew or should have known that the venue it chose to host its valuable and important Madden Classic tournament was out of code and in violation of building and life safety codes. Further, EA knew or should have known that neither the host, Chicago Pizza, GLHF, nor the landlord, JLI, sought the proper permits to have, nor notified the City or

law enforcement about, the scheduled event.

28. Defendant EA knew or should have known that one of the invited participants, David Katz, had a propensity for violence and unpredictable behavior.

29. Defendant EA negligently breached its duty to the public and business invitees, including TAYLOR ROBERTSON, in one or more of the following respects:

- (a) The Defendant, EA, failed to provide or require adequate perimeter control over the premises by means of providing adequate security, including but not limited to, providing an adequate number of security guards.
- (b) The Defendant, EA, failed to provide or require adequate perimeter control over the premises by means of adequate security measures, including but not limited to, having in place measures to identify weapons, including, but not limited to metal detectors and/or handheld “wands” to identify weapons at appropriate security checkpoints or by inspecting backpacks of attendees.
- (c) The Defendant, EA, failed to provide or require security guards, off-duty police officers or other security personnel to patrol the premises on August 25, 2018 and August 26, 2018 in order to actively prevent, intercede, and or deter violent events or confrontations.
- (d) The Defendant, EA, failed to conduct or require background investigations of prospective players/“gamers” in the video game tournament hosted at the subject premises in order identify threats or to weed out the criminal and/or potentially dangerous element.
- (e) The Defendant, failed to properly screen the video game players/”gamers” who entered the video game tournament, and accordingly, a dangerous and violent person entered the aforementioned video game tournament, and used a firearm to shoot individuals, including TAYLOR ROBERTSON, deceased, during the EA promoted, advertised and sponsored video game tournament on August 26, 2018.
- (f) The Defendant, EA, failed to warn the public, business invitees, and players/“gamers” involved in the video game tournament hosted on August 25, 2018 and August 26, 2018 of serious prior property crimes and violent crimes on or near the venue chosen, The Landing.
- (g) The Defendant EA failed to require or ensure the chosen venue for its video game tournament was properly permitted by local authorities.
- (h) The Defendant, EA, failed to require or ensure the chosen venue for its video game tournament was in compliance with local and state fire, building and life



safety codes.

- (i) The Defendant, EA, failed to inform, or require or ensure the chosen venue or landlord informed local law enforcement in order to determine a viable security plan.
- (j) Upon information and belief, the Defendant, EA, further failed to notify local law enforcement or the City of Jacksonville of the subject video game tournament in order to invite their security assessment of the event or collaborate on maintaining a safe and secure function.
- (k) The Defendant, EA, failed to inform, or require or ensure the chosen venue or landlord implement or require proper procedures for the ingress and egress of participants and spectators.
- (l) The Defendant, EA, failed to inspect the location layout of the chosen venue.

30. As a result of Defendant EA's negligence, including, but not limited to the above-described negligence, TAYLOR ROBERTSON, was the victim of a mass shooting, wherein he was shot and died at the hands of DAVID KATZ, a fellow participant in the tournament.

31. The shooting was a reasonably foreseeable result of the above-described negligence of Defendant EA.

32. As a direct and proximate result of the negligence of Defendant, the Estate of TAYLOR ROBERTSON and its statutory survivors were damaged as more fully described in paragraph 21 above.

WHEREFORE, the Plaintiff demands judgment against Defendant EA, for damages, costs of this action, interest, and such other and further relief as this Court may deem just, and demands a trial by jury on all issues so triable.

**COUNT II  
NEGLIGENCE  
JACKSONVILLE LANDING INVESTMENTS, LLC**

33. Plaintiff realleges her allegations in paragraphs 1-21 as if fully set forth herein.

34. At all times material hereto, including August 26, 2018, Defendant, JACKSONVILLE LANDING INVESTMENTS, LLC, (hereinafter sometimes referred to as “JLI”) operated, possessed, controlled and/or managed the subject property and/or premises located at 2 Independent Drive, Jacksonville, Duval County, Florida, commonly referred to as “The Jacksonville Landing,” and was responsible for security for the subject premises.

35. On or about August 26, 2018, TAYLOR ROBERTSON, deceased, was a paying business guest, patron and/or a business invitee of Defendant, JACKSONVILLE LANDING INVESTMENTS, LLC.

36. At all times material hereto, including, but not limited to August 26, 2018, Defendant, JACKSONVILLE LANDING INVESTMENTS, LLC, owed TAYLOR ROBERTSON, deceased, and all others similarly situated, a duty of reasonable care to keep them free from harm.

37. On or about August 25, 2018 and August 26, 2018, a video game tournament was held at 2 Independent Drive, # 101, Jacksonville, Florida with the knowledge and consent of Defendant, JACKSONVILLE LANDING INVESTMENTS, LLC.

38. Video game players commonly referred to as “gamers,” including, TAYLOR ROBERTSON, deceased, traveled from outside of Duval County, Florida to The Jacksonville Landing, 2 Independent Drive, Jacksonville, Florida to participate in the advertised video game tournament held on August 25, 2018 and August 26, 2018 at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida.

39. Defendant, JACKSONVILLE LANDING INVESTMENTS, LLC, as the entity that operated, possessed, controlled and/or managed the subject property and/or premises located at 2 Independent Drive, Jacksonville, Duval County, Florida, owed the public and business

invitees, including TAYLOR ROBERTSON, deceased, a duty to maintain the subject premises in a safe condition and to operate the premises safely, including a duty to protect the public and business invitees, including TAYLOR ROBERTSON, deceased, from a reasonably foreseeable criminal attack.

40. Prior to August 26, 2018, Defendant, JACKSONVILLE LANDING INVESTMENTS, LLC, knew or should have known that the security measures at the subject premises were insufficient to provide reasonable protection for the public and business invitees, including TAYLOR ROBERTSON, deceased, as there had been a number of serious criminal incidents, including crimes of violence, at 2 Independent Drive, Jacksonville, Florida, commonly known as “The Jacksonville Landing,” and in the immediate neighborhood in the recent past prior to August 26, 2018.

41. Prior to August 26, 2018, Defendant, JACKSONVILLE LANDING INVESTMENTS, LLC, knew or should have known the premises located at # 101, 2 Independent Drive, Jacksonville, Florida were not in compliance with local and state fire, building and life safety codes.

42. Prior to August 26, 2018, Defendant, JACKSONVILLE LANDING INVESTMENTS, LLC, knew or should have known the premises located at # 101, 2 Independent Drive, Jacksonville, Florida had been altered, without proper permits, and video games and other objects were blocking doorways and/or areas of ingress and egress for the public, and said alterations to the premises constituted an unsafe and dangerous condition to the public, including TAYLOR ROBERTSON, deceased, on August 26, 2018.

43. Defendant, JACKSONVILLE LANDING INVESTMENTS, LLC, negligently breached its duty to the public and business invitees, including TAYLOR ROBERTSON, on

August 25, 2018 and August 26, 2018 at the subject premises, 2 Independent Drive, Jacksonville, Florida in one or more of the following respects:

- (a) The Defendant, JLI, failed to provide adequate perimeter control over the premises by means of providing adequate security, including but not limited to, providing an adequate number of security guards.
- (b) The Defendant, JLI, failed to provide adequate perimeter control over the premises by means of adequate security measures, including but not limited to, having in place measures to identify weapons, including, but not limited to metal detectors and/or handheld “wands” to identify weapons at appropriate security checkpoints.
- (c) The Defendant, JLI, failed to provide adequate access control to the premises by means of security guards and/or restricting ingress and egress.
- (d) The Defendant, JLI, failed to provide security guards, off-duty police officers or other security personnel to patrol the premises on August 25, 2018 and August 26, 2018.
- (e) The Defendant, JLI, failed to conduct background investigations of prospective players/“gamers” in the video game tournament hosted at the subject premises, # 101, 2 Independent Drive, Jacksonville, Florida to weed out the criminal and/or potentially dangerous element.
- (f) The Defendant, JLI, failed to properly screen the video game players/“gamers” who entered the above-described video game tournament, and accordingly, a dangerous and violent person entered the aforementioned video game tournament, and used a firearm to shoot individuals, including TAYLOR ROBERTSON, deceased, during the video game tournament held on August 26, 2018 at 2 Independent Drive, # 101, Jacksonville, Florida.
- (g) The Defendant, JLI, failed to warn the public, business invitees, and players/“gamers” involved in the video game tournament hosted on August 25, 2018 and August 26, 2018 at 2 Independent Drive, Jacksonville, Florida of serious prior property crimes and violent crimes on or near 2 Independent Drive, Jacksonville, Florida.
- (h) The Defendant, JLI, failed to enforce building codes, life safety codes, Fire Marshall occupancy limits or otherwise limit the number of occupants within the tournament location to reasonable and safe numbers under the circumstances.
- (i) Upon information and belief, the Defendant, JLI, further failed to notify local law enforcement or the City of Jacksonville of the subject video game tournament in order to invite their security assessment of the event or collaborate on maintaining

a safe and secure function.

- (j) The Defendant, JLI, failed to ensure all areas of ingress and egress were available to the public at the subject premises where the above-referenced shooting occurred on August 26, 2018, and further, Defendant, JLI, failed to take necessary action to ensure exits from within the subject property were not blocked by video game machines and other objects on August 26, 2018.

44. As a result of Defendant, JACKSONVILLE LANDING INVESTMENTS, LLC'S negligence, including, but not limited to the above-described negligence, TAYLOR ROBERTSON, was the victim of a mass shooting, wherein he was shot and died at the hands of DAVID KATZ, a fellow participant in the tournament.

45. The shooting was a reasonably foreseeable result of the above-described negligence of Defendant.

46. As a direct and proximate result of the negligence of Defendant, the Estate of TAYLOR ROBERTSON and its statutory survivors were damaged as more fully described in paragraph 21 above.

WHEREFORE, the Plaintiff demands judgment against Defendant JACKSONVILLE LANDING INVESTMENTS, LLC, for damages, costs of this action, interest, and such other and further relief as this Court may deem just, and demands a trial by jury on all issues so triable.

**COUNT III  
NEGLIGENCE  
PROPERTY MANAGEMENT SUPPORT, LLC**

47. Plaintiff realleges her allegations in paragraphs 1-21 as if fully set forth herein.

48. At all times material hereto, including August 26, 2018, Defendant, PROPERTY MANAGEMENT SUPPORT, INC, was the property management company which managed the premises and/or property located at 2 Independent Drive, Jacksonville, Duval County, Florida, commonly referred to as "The Jacksonville Landing," said business being that of a retail mall

with retail stores, restaurants and common areas open to the general public, including the TAYLOR ROBERTSON, deceased herein.

49. At all times material hereto, including August 26, 2018, Defendant, PROPERTY MANAGEMENT SUPPORT, INC, as the property management company which managed the premises and/or property located at 2 Independent Drive, Jacksonville, Duval County, Florida, was responsible for security for the subject premises.

50. At all times material hereto, including August 26, 2018, Defendant, PROPERTY MANAGEMENT SUPPORT, INC., operated, possessed, controlled and/or managed the subject property and/or premises located at 2 Independent Drive, Jacksonville, Duval County, Florida, commonly referred to as “The Jacksonville Landing,” and was responsible for security for the subject premises.

51. On or about August 26, 2018, TAYLOR ROBERTSON, deceased was a paying business guest, patron and/or a business invitee at 2 Independent Drive, Jacksonville, Duval County, Florida, commonly referred to as “The Jacksonville Landing,” and at that time, Defendant, PROPERTY MANAGEMENT SUPPORT, INC., was responsible for security for the subject premises.

52. At all times material hereto, including, but not limited to August 26, 2018, Defendant, PROPERTY MANAGEMENT SUPPORT, INC., as the property management company for the above-referenced property owed TAYLOR ROBERTSON, deceased, and all others similarly situated, a duty of reasonable care to keep them free from harm.

53. On or about August 25, 2018 and August 26, 2018, a video game tournament was held at 2 Independent Drive, # 101, Jacksonville, Florida, and Defendant, PROPERTY MANAGEMENT SUPPORT, INC., knew or should have known about the aforementioned video

game tournament, and should have had in place sufficient security measures.

54. Video game players commonly referred to as “gamers,” including, TAYLOR ROBERTSON traveled from outside of Duval County, Florida to The Jacksonville Landing, 2 Independent Drive, Jacksonville, Florida to participate in the advertised video game tournament held on August 25, 2018 and August 26, 2018 at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida.

55. Defendant, PROPERTY MANAGEMENT SUPPORT, INC., as the entity that operated, possessed, controlled and/or managed the subject property and/or premises located at 2 Independent Drive, Jacksonville, Duval County, Florida, owed the public and business invitees, including TAYLOR ROBERTSON, deceased, a duty to maintain the subject premises in a safe condition and to operate the premises safely, including a duty to protect the public and business invitees, including TAYLOR ROBERTSON, deceased herein, from a reasonably foreseeable criminal attack.

56. Prior to August 26, 2018, Defendant, PROPERTY MANAGEMENT SUPPORT, INC., knew or should have known that the security measures at the subject premises were insufficient to provide reasonable protection for the public and business invitees, including TAYLOR ROBERTSON, deceased herein, as there had been a number of serious criminal incidents, including crimes of violence, at 2 Independent Drive, Jacksonville, Florida, commonly known as “The Jacksonville Landing,” and in the immediate neighborhood in the recent past prior to August 26, 2018.

57. Prior to August 26, 2018, Defendant, PROPERTY MANAGEMENT, INC., knew or should have known the premises located at # 101, 2 Independent Drive, Jacksonville, Florida was not in compliance with local and state fire, building and life safety codes.

58. Prior to August 26, 2018, Defendant, PROPERTY MANAGEMENT, INC. knew or should have known the premises located at # 101, 2 Independent Drive, Jacksonville, Florida had been altered, without proper permits, and video games and other objects were blocking doorways and/or areas of ingress and egress for the public, and said alterations to the premises constituted an unsafe and dangerous condition to the public, including TAYLOR ROBERTSON, deceased, on August 26, 2018.

59. Defendant, PROPERTY MANAGEMENT SUPPORT, INC., negligently breached its duty to the public and business invitees, including TAYLOR ROBERTSON, deceased, ANTHONY MONTAGNINO, on August 25, 2018 and August 26, 2018 at the subject premises, 2 Independent Drive, Jacksonville, Florida in one or more of the following respects:

- (a) The Defendant, PROPERTY MANAGEMENT SUPPORT, INC., failed to provide adequate perimeter control over the premises by means of providing adequate security, including but not limited to, providing an adequate number of security guards.
- (b) The Defendant, PROPERTY MANAGEMENT SUPPORT, INC., failed to provide adequate perimeter control over the premises by means of adequate security measures, including but not limited to, having in place measures to identify weapons, including, but not limited to metal detectors and/or handheld “wands” to identify weapons at appropriate security checkpoints.
- (c) The Defendant, PROPERTY MANAGEMENT SUPPORT, INC., failed to provide adequate access control to the premises by means of security guards and/or restricting ingress and egress.
- (d) The Defendant, PROPERTY MANAGEMENT SUPPORT, INC., failed to provide security guards, off-duty police officers or other security personnel to patrol the premises on August 25, 2018 and August 26, 2018.
- (e) The Defendant, PROPERTY MANAGEMENT SUPPORT, INC., failed to conduct background investigations of prospective players/“gamers” in the video game tournament hosted at the subject premises, # 101, 2 Independent Drive, Jacksonville, Florida to weed out the criminal and/or potentially dangerous element.
- (f) The Defendant, PROPERTY MANAGEMENTN SUPPORT, INC., failed to



properly screen the video game players/"gamers" who entered the above-described video game tournament, and accordingly, a dangerous and violent person entered the aforementioned video game tournament, and used a firearm to shoot individuals, including TAYLOR ROBERTSON, deceased, during the video game tournament held on August 26, 2018 at 2 Independent Drive, # 101, Jacksonville, Florida.

- (g) The Defendant, PROPERTY MANAGEMENT SUPPORT, INC., failed to warn the public, business invitees, and players/"gamers" involved in the video game tournament hosted on August 25, 2018 and August 26, 2018 at 2 Independent Drive, Jacksonville, Florida of serious prior property crimes and violent crimes on or near 2 Independent Drive, Jacksonville, Florida.
- (h) The Defendant, PROPERTY MANAGEMENT SUPPORT, INC., failed to enforce building codes, life safety codes, Fire Marshall occupancy limits or otherwise limit the number of occupants within the tournament location to reasonable and safe numbers under the circumstances.
- (i) Upon information and belief, the Defendant, PROPERTY MANAGEMENT SUPPORTS, INC., further failed to notify local law enforcement or the City of Jacksonville of the subject video game tournament in order to invite their security assessment of the event or collaborate on maintaining a safe and secure function.
- (j) The Defendant, PROPERTY MANAGEMENT SUPPORT, INC., failed to ensure all areas of ingress and egress were available to the public at the subject premises where the above-referenced shooting occurred on August 26, 2018, and further, Defendant, PROPERTY MANAGEMENT SUPPORT, INC., failed to take necessary action to ensure exits from within the subject property were not blocked by video game machines and other objects on August 26, 2018.

60. As a result of Defendant, PROPERTY MANAGEMENT SUPPORT, INC.'S negligence, including, but not limited to the above-described negligence, TAYLOR ROBERTSON, was the victim of a mass shooting, wherein he was shot and died at the hands of DAVID KATZ, a fellow participant in the tournament.

61. The shooting was a reasonably foreseeable result of the above-described negligence of Defendant.

62. As a direct and proximate result of the negligence of Defendant, the Estate of TAYLOR ROBERTSON and its statutory survivors were damaged as more fully described in paragraph 21 above.

WHEREFORE, the Plaintiff demands judgment against Defendant, PROPERTY MANAGEMENT SUPPORT, INC., for damages, costs of this action, interest, and such other and further relief as this Court may deem meet and just, and demands a trial by jury on all issues so triable.

**COUNT IV  
NEGLIGENCE  
SLEIMAN ENTERPRISES, INC.**

63. Plaintiff realleges her allegations in paragraphs 1-21 as if fully set forth herein.

64. At all times material hereto, including August 26, 2018, Defendant, SLEIMAN ENTERPRISES, INC., operated, possessed, controlled, supervised and/or managed the premises and/or property located at 2 Independent Drive, Jacksonville, Duval County, Florida, commonly referred to as “The Jacksonville Landing,” said business being that of a retail mall with retail stores, restaurants and common areas open to the general public, including TAYLOR ROBERTSON, deceased herein.

65. At all times material hereto, including August 26, 2018, Defendant, SLEIMAN ENTERPRISES, INC., as the company which operated, possessed, controlled, supervised and/or managed the premises and/or property located at 2 Independent Drive, Jacksonville, Duval County, Florida, was responsible for security for the subject premises.

66. At all times material hereto, including August 26, 2018, Defendant, SLEIMAN ENTERPRISES, INC., operated, possessed, controlled and/or managed the subject property and/or premises located at 2 Independent Drive, Jacksonville, Duval County, Florida, commonly

referred to as “The Jacksonville Landing,” and was responsible for security for the subject premises.

67. On or about August 26, 2018, TAYLOR ROBERTSON, deceased, was a paying business guest, patron and/or a business invitee at 2 Independent Drive, Jacksonville, Duval County, Florida, commonly referred to as “The Jacksonville Landing,” and at that time, Defendant, SLEIMAN ENTERPRISES, INC., was responsible for security for the subject premises.

68. At all times material hereto, including, but not limited to August 26, 2018, Defendant, SLEIMAN ENTERPRISES, INC., as the company which operated, possessed, controlled and/or managed the above-referenced property, owed TAYLOR ROBERTSON, deceased, and all others similarly situated, a duty of reasonable care to keep them free from harm.

69. On or about August 25, 2018 and August 26, 2018, a video game tournament was held at 2 Independent Drive, # 101, Jacksonville, Florida, and Defendant, SLEIMAN ENTERPRISES, INC., knew or should have known about the aforementioned video game tournament, and should have had in place sufficient security measures.

70. Video game players commonly referred to as “gamers,” including, TAYLOR ROBERTSON, deceased, traveled from outside of Duval County, Florida to The Jacksonville Landing, 2 Independent Drive, Jacksonville, Florida to participate in the advertised video game tournament held on August 25, 2018 and August 26, 2018 at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida.

71. Defendant, SLEIMAN ENTERPRISES, INC., as the entity that operated, possessed, controlled and/or managed the subject property and/or premises located at 2 Independent Drive, Jacksonville, Duval County, Florida, owed the public and business invitees,

including TAYLOR ROBERTSON, deceased, a duty to maintain the subject premises in a safe condition and to operate the premises safely, including a duty to protect the public and business invitees, including TAYLOR ROBERTSON, deceased herein, from a reasonably foreseeable criminal attack.

72. Prior to August 26, 2018, Defendant, SLEIMAN ENTERPRISES, INC., knew or should have known that the security measures at the subject premises were insufficient to provide reasonable protection for the public and business invitees, including TAYLOR ROBERTSON, deceased herein, as there had been a number of serious criminal incidents, including crimes of violence, at 2 Independent Drive, Jacksonville, Florida, commonly known as “The Jacksonville Landing,” and in the immediate neighborhood in the recent past prior to August 26, 2018.

73. Prior to August 26, 2018, Defendant, SLEIMAN ENTERPRISES, INC., knew or should have known the premises located at # 101, 2 Independent Drive, Jacksonville, Florida was not in compliance with local and state fire, building and life safety codes.

74. Prior to August 26, 2018, Defendant, SLEIMAN ENTERPRISES, INC., knew or should have known the premises located at # 101, 2 Independent Drive, Jacksonville, Florida had been altered, without proper permits, and video games and other objects were blocking doorways and/or areas of ingress and egress for the public, and said alterations to the premises constituted an unsafe and dangerous condition to the public, including TAYLOR ROBERTSON, deceased, on August 26, 2018.

75. Defendant, SLEIMAN ENTERPRISES, INC., negligently breached its duty to the public and business invitees, including TAYLOR ROBERTSON, deceased, on August 25, 2018 and August 26, 2018 at the subject premises, 2 Independent Drive, Jacksonville, Florida in one

or more of the following respects:

- (a) The Defendant, SLEIMAN ENTERPRISES, INC., failed to provide adequate perimeter control over the premises by means of providing adequate security, including but not limited to, providing an adequate number of security guards.
- (b) The Defendant, SLEIMAN ENTERPRISES, INC., failed to provide adequate perimeter control over the premises by means of adequate security measures, including but not limited to, having in place measures to identify weapons, including, but not limited to metal detectors and/or handheld “wands” to identify weapons at appropriate security checkpoints.
- (c) The Defendant, SLEIMAN ENTERPRISES, INC., failed to provide adequate access control to the premises by means of security guards and/or restricting ingress and egress.
- (d) The Defendant, SLEIMAN ENTERPRISES, INC., failed to provide security guards, off-duty police officers or other security personnel to patrol the premises on August 25, 2018 and August 26, 2018.
- (e) The Defendant, SLEIMAN ENTERPRISES, INC., failed to conduct background investigations of prospective players/“gamers” in the video game tournament hosted at the subject premises, # 101, 2 Independent Drive, Jacksonville, Florida to weed out the criminal and/or potentially dangerous element.
- (f) The Defendant, SLEIMAN ENTERPRISES, INC., failed to properly screen the video game players/“gamers” who entered the above-described video game tournament, and accordingly, a dangerous and violent person entered the aforementioned video game tournament, and used a firearm to shoot individuals, including TAYLOR ROBERTSON, deceased, during the video game tournament held on August 26, 2018 at 2 Independent Drive, # 101, Jacksonville, Florida.
- (g) The Defendant, SLEIMAN ENTERPRISES, INC., failed to warn the public, business invitees, and players/“gamers” involved in the video game tournament hosted on August 25, 2018 and August 26, 2018 at 2 Independent Drive, Jacksonville, Florida of serious prior property crimes and violent crimes on or near 2 Independent Drive, Jacksonville, Florida.
- (h) The Defendant, SLEIMAN ENTERPRISES, INC., failed to enforce building codes, life safety codes, Fire Marshall occupancy limits or otherwise limit the number of occupants within the tournament location to reasonable and safe numbers under the circumstances.

- (i) Upon information and belief, the Defendant, SLEIMAN ENTERPRISES, INC., further failed to notify local law enforcement or the City of Jacksonville of the subject video game tournament in order to invite their security assessment of the event or collaborate on maintaining a safe and secure function.
- (j) The Defendant, SLEIMAN ENTERPRISES, INC, failed to ensure all areas of ingress and egress were available to the public at the subject premises where the above-referenced shooting occurred on August 26, 2018, and further, Defendant, SLEIMAN ENTERPRISES, INC., failed to take necessary action to ensure exits from within the subject property were not blocked by video game machines and other objects on August 26, 2018.

76. As a result of Defendant, SLEIMAN ENTERPRISES, INC.'S negligence, TAYLOR ROBERTSON, was the victim of a mass shooting, wherein he was shot and died at the hands of DAVID KATZ, a fellow participant in the tournament.

77. The shooting was a reasonably foreseeable result of the above-described negligence of Defendant.

78. As a direct and proximate result of the negligence of Defendant, the Estate of TAYLOR ROBERTSON and its statutory survivors were damaged as more fully described in paragraph 21 above.

WHEREFORE, the Plaintiff demands judgment against Defendant, SLEIMAN ENTERPRISES, INC., for damages, costs of this action, interest, and such other and further relief as this Court may deem meet and just, and demands a trial by jury on all issues so triable.

**COUNT V  
NEGLIGENCE  
CHICAGO PIZZA & SPORTS GRILLE II, INC. D/B/A CHICAGO PIZZA**

79. Plaintiff deceased realleges her allegations in paragraphs 1-21 as if fully set forth herein.

80. At all times material hereto, including August 26, 2018, Defendant, CHICAGO

PIZZA, operated, possessed, controlled and/or managed the subject property and/or premises located at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida, and was responsible for security for the subject premises.

81. On or about August 26, 2018, TAYLOR ROBERTSON, deceased was a paying business guest, patron and/or a business invitee of Defendant, CHICAGO PIZZA & SPORTS GRILLE II, INC.

82. At all times material hereto, including, but not limited to August 26, 2018, Defendant, CHICAGO PIZZA & SPORTS GRILLE II, INC. D/B/A CHICAGO PIZZA, owed TAYLOR ROBERTSON, deceased, and all others similarly situated, a duty of reasonable care to keep them free from harm.

83. On or about August 25, 2018 and August 26, 2018, a video game tournament was held at 2 Independent Drive, # 101, Jacksonville, Florida with the knowledge and consent of Defendant, CHICAGO PIZZA.

84. Video game players commonly referred to as “gamers,” including TAYLOR ROBERTSON, deceased, traveled from outside of Duval County, Florida to 2 Independent Drive, # 101, Jacksonville, Florida to participate in the advertised video game tournament held on August 25, 2018 and August 26, 2018 at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida.

85. Defendant, CHICAGO PIZZA, as the owner of the subject restaurant that operated, possessed, controlled and/or managed the subject property and/or premises located at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida, owed the public and business invitees, including TAYLOR ROBERTSON, deceased, a duty to maintain the premises in a safe condition and to operate the restaurant and premises safely, including a duty to protect the public

and business invitees, including TAYLOR ROBERTSON, deceased herein, from a reasonably foreseeable criminal attack.

86. Prior to August 26, 2018, Defendant, CHICAGO PIZZA & SPORTS GRILLE II, INC., knew or should have known that the security measures at the subject restaurant and premises were insufficient to provide reasonable protection for the public and business invitees, including TAYLOR ROBERTSON, deceased herein, as there had been a number of serious criminal incidents, including crimes of violence, at 2 Independent Drive, Jacksonville, Florida, commonly known as “The Jacksonville Landing,” and in the immediate neighborhood in the recent past prior to August 26, 2018.

87. Prior to August 26, 2018, Defendant, CHICAGO PIZZA & SPORTS GRILLE II, INC., knew or should have known the premises located at # 101, 2 Independent Drive, Jacksonville, Florida was not in compliance with local and state fire, building and life safety codes.

88. Prior to August 26, 2018, Defendant, CHICAGO PIZZA & SPORTS GRILLE II, INC., knew or should have known the premises located at # 101, 2 Independent Drive, Jacksonville, Florida had been altered, without proper permits, and video games and other objects were blocking doorways and/or areas of ingress and egress for the public, and said alterations to the premises constituted an unsafe and dangerous condition to the public, including TAYLOR ROBERTSON, deceased, on August 26, 2018.

89. Defendant, CHICAGO PIZZA & SPORTS GRILLE II, INC., negligently breached its duty to the public and business invitees, including TAYLOR ROBERTSON, deceased, on August 25, 2018 and August 26, 2018 at the subject premises, # 101, 2 Independent Drive, Jacksonville, Florida in one or more of the following respects:



- (a) The Defendant, CHICAGO PIZZA, failed to provide adequate perimeter control over the premises by means of providing adequate security, including but not limited to, providing an adequate number of security guards.
- (b) The Defendant, CHICAGO PIZZA, failed to provide adequate perimeter control over the premises by means of adequate security measures, including but not limited to, having in place measures to identify weapons, including, but not limited to metal detectors and/or handheld “wands” to identify weapons at appropriate security checkpoints.
- (c) The Defendant, CHICAGO PIZZA, failed to provide adequate access control to the premises by means of security guards.
- (d) The Defendant, CHICAGO PIZZA, failed to provide security guards, off-duty police officers or other security personnel to patrol the premises on August 25, 2018 and August 26, 2018.
- (e) The Defendant, CHICAGO PIZZA, failed to conduct background investigations of prospective players/“gamers” in the video game tournament hosted at the subject premises, # 101, 2 Independent Drive, Jacksonville, Florida to weed out the criminal and/or potentially dangerous element.
- (f) The Defendant, CHICAGO PIZZA, failed to properly screen the video game players/“gamers” who entered the above-described video game tournament, and accordingly, a dangerous and violent person entered the aforementioned video game tournament, and used a firearm to shoot individuals, including TAYLOR ROBERTSON, deceased, during the video game tournament held on August 26, 2018 at 2 Independent Drive, # 101, Jacksonville, Florida.
- (g) The Defendant, CHICAGO PIZZA, failed to warn the public, business invitees, and players/“gamers” involved in the video game tournament hosted on August 25, 2018 and August 26, 2018 at # 101, 2 Independent Drive, Jacksonville, Florida of serious prior property crimes and violent crimes on or near 2 Independent Drive, Jacksonville, Florida.
- (h) The Defendant, CHICAGO PIZZA, failed to enforce building codes, life safety codes, Fire Marshall occupancy limits or otherwise limit the number of occupants within the tournament location to reasonable and safe numbers under the circumstances.
- (i) Upon information and belief, the Defendant, CHICAGO PIZZA, further failed to notify local law enforcement or the City of Jacksonville of the subject video game tournament in order to invite their security assessment of the event or collaborate on maintaining a safe and secure function.
- (j) The Defendant, CHICAGO PIZZA, failed to ensure all areas of ingress and egress

were available to the public at the subject premises where the above-referenced shooting occurred on August 26, 2018, and further, Defendant, CHICAGO PIZZA, failed to take necessary action to ensure exits from within the subject property were not blocked by video game machines and other objects on August 26, 2018.

90. As a result of Defendant, CHICAGO PIZZA & SPORTS GRILLE II, INC.'S negligence, TAYLOR ROBERTSON, was the victim of a mass shooting, wherein he was shot and died at the hands of DAVID KATZ, a fellow participant in the tournament.

91. The shooting was a reasonably foreseeable result of the above-described negligence of Defendant.

92. As a direct and proximate result of the negligence of Defendant, the Estate of TAYLOR ROBERTSON and its statutory survivors were damaged as more fully described in paragraph 21 above.

WHEREFORE, the Plaintiff demands judgment against Defendant, CHICAGO PIZZA & SPORTS GRILLE II, INC., for damages, costs of this action, interest, and such other and further relief as this Court may deem meet and just, and demands a trial by jury on all issues so triable.

**COUNT VI  
NEGLIGENCE  
GLHF ESPORTS BAR, LLC D/B/A "GLHF GAME BAR"**

93. Plaintiff realleges her allegations in paragraphs 1-21 as if fully set forth herein.

94. At all times material hereto, including August 26, 2018, Defendant, GLHF, operated, possessed, controlled and/or managed the video game room and premises referred to as "GLHF GAME BAR" located at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida, and was responsible for security for the subject premises.

95. On or about August 26, 2018, TAYLOR ROBERTSON was a paying business guest, patron and/or a business invitee of Defendant, GLHF.

96. On or about August 26, 2018, TAYLOR ROBERTSON, deceased was a paying business guest, patron and/or a business invitee of GLHF GAME BAR located within the CHICAGO PIZZA restaurant and premises located at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida.

97. At all times material hereto, including, but not limited to August 26, 2018, Defendant, GLHF, owed TAYLOR ROBERTSON and all others similarly situated, a duty of reasonable care to keep them free from harm.

98. At all times material hereto, including August 26, 2018, Defendant, GLHF ESPORTS BAR, LLC, owned the business referred to as “GLHF GAME BAR” located at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida, and was responsible for security for the subject premises where GLHF GAME BAR was located.

99. On or about August 25, 2018 and August 26, 2018, a video game tournament was held at “GLHF GAME BAR” located at 2 Independent Drive, # 101, Jacksonville, Florida with the knowledge and consent of Defendant, GLHF.

100. Video game players commonly referred to as “gamers,” including, TAYLOR ROBERTSON, deceased, traveled from outside of Duval County, Florida to 2 Independent Drive, # 101, Jacksonville, Florida to participate in the advertised video game tournament held on August 25, 2018 and August 26, 2018 at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida.

101. Defendant, GLHF ESPORTS BAR, LLC, as the owner of the subject business that operated, possessed, controlled and/or managed the subject property and/or premises located at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida, including the area of the premises referred to as “GLHF GAME BAR,” owed the public and business invitees, including

TAYLOR ROBERTSON, deceased, a duty to maintain the premises in a safe condition and to operate the premises safely, including a duty to protect the public and business invitees, including TAYLOR ROBERTSON, deceased herein, from a reasonably foreseeable criminal attack.

102. Prior to August 26, 2018, Defendant, GLHF ESPORTS BAR, LLC, knew or should have known that the security measures at the subject premises, including the area of the premises referred to as “GLHF GAME BAR,” were insufficient to provide reasonable protection for the public and business invitees, including TAYLOR ROBERTSON, deceased, as there had been a number of serious criminal incidents, including crimes of violence, at 2 Independent Drive, Jacksonville, Florida, commonly known as “The Jacksonville Landing,” and in the immediate neighborhood in the recent past prior to August 26, 2018.

103. Prior to August 26, 2018, Defendant, GLHF ESPORTS BAR, LLC, knew or should have known the premises located at # 101, 2 Independent Drive, Jacksonville, Florida had been altered, without proper permits, and video games and other objects were blocking doorways and/or areas of ingress and egress for the public, and said alterations to the premises constituted an unsafe and dangerous condition to the public, including TAYLOR ROBERTSON, deceased, on August 26, 2018.

104. Defendant, GLHF, negligently breached its duty to the public and business invitees, including TAYLOR ROBERTON on August 25, 2018 and August 26, 2018 at the subject premises, # 101, 2 Independent Drive, Jacksonville, Florida in one or more of the following respects:

- (a) The Defendant, GLHF, failed to provide adequate perimeter control over the premises by means of providing adequate security, including but not limited to, providing an adequate number of security guards.

- (b) The Defendant, GLHF, failed to provide adequate perimeter control over the premises by means of adequate security measures, including but not limited to, having in place measures to identify weapons, including, but not limited to metal detectors and/or handheld “wands” to identify weapons at appropriate security checkpoints.
- (c) The Defendant, GLHF, failed to provide adequate access control to the premises by means of security guards.
- (d) The Defendant, GLHF, failed to provide security guards, off-duty police officers or other security personnel to patrol the premises on August 25, 2018 and August 26, 2018.
- (e) The Defendant, GLHF, failed to conduct background investigations of prospective players/“gamers” in the video game tournament hosted at the subject premises, # 101, 2 Independent Drive, Jacksonville, Florida to weed out the criminal and/or potentially dangerous element.
- (f) The Defendant, GLHF, failed to properly screen the video game players/“gamers” who entered the above-described video game tournament, and accordingly, a dangerous and violent person entered the aforementioned video game tournament, and used a firearm to shoot individuals, including TAYLOR ROBERTSON, deceased, during the video game tournament held on August 26, 2018 at 2 Independent Drive, # 101, Jacksonville, Florida.
- (g) The Defendant, GLHF, failed to warn the public, business invitees, and players/“gamers” involved in the video game tournament hosted on August 25, 2018 and August 26, 2018 at # 101, 2 Independent Drive, Jacksonville, Florida of serious prior property crimes and violent crimes on or near 2 Independent Drive, Jacksonville, Florida.
- (h) Upon information and belief, the Defendant, GLHF, further failed to notify local law enforcement or the City of Jacksonville of the subject video game tournament in order to invite their security assessment of the event or collaborate on maintaining a safe and secure function.
- (i) The Defendant, GLHF, failed to enforce building codes, life safety codes, Fire Marshall occupancy limits or otherwise limit the number of occupants within the tournament location to reasonable and safe numbers under the circumstances.
- (j) The Defendant, GLHF, failed to ensure all areas of ingress and egress were available to the public at the subject premises where the above-referenced shooting occurred on August 26, 2018, and further, Defendant, GLHF, failed to take necessary action to ensure exits from within the subject property were not blocked by video game machines and other objects on August 26, 2018.

105. As a result of Defendant, GLHF'S negligence, including, but not limited to the above-described negligence, TAYLOR ROBERTSON, was the victim of a mass shooting, wherein he was shot and died at the hands of DAVID KATZ, a fellow participant in the tournament.

106. The shooting was a reasonably foreseeable result of the above-described negligence of Defendant.

107. As a direct and proximate result of the negligence of Defendant, the Estate of TAYLOR ROBERTSON and its statutory survivors were damaged as more fully described in paragraph 21 above.

WHEREFORE, the Plaintiff demands judgment against Defendant, GLHF ESPORTS BAR, LLC D/B/A "GLHF GAME BAR" for damages, costs of this action, interest, and such other and further relief as this Court may deem meet and just, and demands a trial by jury on all issues so triable.

**COUNT VII  
NEGLIGENCE  
CLIFTON COMASTRO**

108. Plaintiff realleges her allegations in paragraphs 1-21 as if fully set forth herein.

109. At all times material hereto, including August 26, 2018, Defendant, CLIFTON COMASTRO, owned, operated, possessed, controlled and/or managed the video game room and premises referred to as "GLHF GAME BAR" located at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida, and was responsible for security for the subject premises.

110. At all times material hereto, including, but not limited to August 26, 2018, Defendant, CLIFTON COMASTRO, owed TAYLOR ROBERTSON, deceased, and all others similarly situated, a duty of reasonable care to keep them free from harm.

111. On or about August 26, 2018, TAYLOR ROBERTSON, deceased was a paying business guest, patron and/or a business invitee of Defendant, CLIFTON COMASTRO.

112. On or about August 26, 2018, TAYLOR ROBERTSON, deceased was a paying business guest, patron and/or a business invitee of GLHF GAME BAR, owned by Defendant, CLIFTON COMASTRO, and said GLHF GAME BAR was located within the CHICAGO PIZZA restaurant and premises located at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida.

113. At all times material hereto, including August 26, 2018, Defendant, CLIFTON COMASTRO, owned the business referred to as “GLHF GAME BAR” located at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida, and was responsible for security for the subject premises where GLHF GAME BAR was located.

114. On or about August 25, 2018 and August 26, 2018, a video game tournament was held at “GLHF GAME BAR” located at 2 Independent Drive, # 101, Jacksonville, Florida with the knowledge and consent of Defendant, CLIFTON COMASTRO.

115. Video game players commonly referred to as “gamers,” including, TAYLOR ROBERTSON, deceased, traveled from outside of Duval County, Florida to 2 Independent Drive, # 101, Jacksonville, Florida to participate in the advertised video game tournament held on August 25, 2018 and August 26, 2018 at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida.

116. Defendant, CLIFTON COMASTRO, as the owner of the subject restaurant that operated, possessed, controlled and/or managed the subject property and/or premises located at # 101, 2 Independent Drive, Jacksonville, Duval County, Florida, including the area of the premises referred to as “GLHF GAME BAR,” owed the public and business invitees, including TAYLOR ROBERTSON, deceased, a duty to maintain the premises in a safe condition and to operate the

premises safely, including a duty to protect the public and business invitees, including TAYLOR ROBERTSON, deceased herein, from a reasonably foreseeable criminal attack.

117. Prior to August 26, 2018, Defendant, CLIFTON COMASTRO, knew or should have known that the security measures at the subject premises, including the area of the premises referred to as “GLHF GAME BAR,” were insufficient to provide reasonable protection for the public and business invitees, including TAYLOR ROBERTSON, deceased herein, as there had been a number of serious criminal incidents, including crimes of violence, at 2 Independent Drive, Jacksonville, Florida, commonly known as “The Jacksonville Landing,” and in the immediate neighborhood in the recent past prior to August 26, 2018.

118. Prior to August 26, 2018, Defendant, CLIFTON COMASTRO, knew or should have known the premises located at # 101, 2 Independent Drive, Jacksonville, Florida had been altered, without proper permits, and video games and other objects were blocking doorways and/or areas of ingress and egress for the public, and said alterations to the premises constituted an unsafe and dangerous condition to the public, including TAYLOR ROBERTSON, deceased, on August 26, 2018.

119. Defendant, CLIFTON COMASTRO, negligently breached its duty to the public and business invitees, including TAYLOR ROBERTSON, deceased, ANTHONY MONTAGNINO, on August 25, 2018 and August 26, 2018 at the subject premises, # 101, 2 Independent Drive, Jacksonville, Florida in one or more of the following respects:

- (a) The Defendant, CLIFTON COMASTRO, failed to provide adequate perimeter control over the premises by means of providing adequate security, including but not limited to, providing an adequate number of security guards.
- (b) The Defendant, CLIFTON COMASTRO, failed to provide adequate perimeter control over the premises by means of adequate security measures, including but not limited to, having in place measures to



identify weapons, including, but not limited to metal detectors and/or handheld “wands” to identify weapons at appropriate security checkpoints.

- (c) The Defendant, CLIFTON COMASTRO, failed to provide adequate access control to the premises by means of security guards.
- (d) The Defendant, CLIFTON COMASTRO, failed to provide security guards, off-duty police officers or other security personnel to patrol the premises on August 25, 2018 and August 26, 2018.
- (e) The Defendant, CLIFTON COMASTRO, failed to conduct background investigations of prospective players/“gamers” in the video game tournament hosted at the subject premises, # 101, 2 Independent Drive, Jacksonville, Florida to weed out the criminal and/or potentially dangerous element.
- (f) The Defendant, CLIFTON COMASTRO, failed to properly screen the video game players/”gamers” who entered the above-described video game tournament, and accordingly, a dangerous and violent person entered the aforementioned video game tournament, and used a firearm to shoot individuals, including TAYLOR ROBERTSON, deceased, during the video game tournament held on August 26, 2018 at 2 Independent Drive, # 101, Jacksonville, Florida.
- (g) The Defendant, CLIFTON COMASTRO, failed to warn the public, business invitees, and players/“gamers” involved in the video game tournament hosted on August 25, 2018 and August 26, 2018 at # 101, 2 Independent Drive, Jacksonville, Florida of serious prior property crimes and violent crimes on or near 2 Independent Drive, Jacksonville, Florida.
- (h) Upon information and belief, the Defendant, CLIFTON COMASTRO, further failed to notify local law enforcement or the City of Jacksonville of the subject video game tournament in order to invite their security assessment of the event or collaborate on maintaining a safe and secure function.
- (i) The Defendant, CLIFTON COMASTRO, failed to enforce building codes, life safety codes, Fire Marshall occupancy limits or otherwise limit the number of occupants within the tournament location to reasonable and safe numbers under the circumstances.
- (j) The Defendant, CLIFTON COMASTRO, failed to ensure all areas of ingress and egress were available to the public at the subject premises where the above-referenced shooting occurred on August 26, 2018, and further, Defendant, CLIFTON COMASTRO, failed to take necessary action to ensure exits from within the subject property were not blocked

by video game machines and other objects on August 26, 2018.

120. As a result of Defendant, CLIFTON COMASTRO'S negligence, including, but not limited to the above-described negligence, TAYLOR ROBERTSON, was the victim of a mass shooting, wherein he was shot and died at the hands of DAVID KATZ, a fellow participant in the tournament.

121. The shooting was a reasonably foreseeable result of the above-described negligence of Defendant.

122. As a direct and proximate result of the negligence of Defendant, the Estate of TAYLOR ROBERTSON and its statutory survivors were damaged as more fully described in paragraph 21 above.

WHEREFORE, the Plaintiff demands judgment against Defendant, CLIFTON COMASTRO for damages, costs of this action, interest, and such other and further relief as this Court may deem meet and just, and demands a trial by jury on all issues so triable.

**COUNT VIII  
NEGLIGENCE  
UNIVERSAL PROTECTION SERVICE, LLC d/b/a  
ALLIED UNIVERSAL SECURITY SERVICES**

123. Plaintiff realleges her allegations in paragraphs 1-21 as if fully set forth herein.

124. At all times material hereto, including August 26, 2018, Defendant, ALLIED, owed a duty to TAYLOR ROBERTSON, deceased, and to other lawful invitees to provide reasonably adequate security measures and to prevent foreseeable criminal attacks on the subject premises, 2 Independent Drive, Jacksonville, Florida.

125. At all times material hereto, including August 26, 2018, the above-described shooting was reasonably foreseeable, and the risk of such an incident to TAYLOR ROBERTSON, deceased, was known or should have been known to the Defendant, ALLIED.

126. The Defendant, ALLIED, breached its duty to TAYLOR ROBERTSON, deceased, by failing to provide reasonably adequate security measures and by failing to prevent the foreseeable criminal shooting that occurred on August 26, 2018 at 2 Independent Drive, # 101, Jacksonville, Florida.

127. Defendant, ALLIED, negligently breached its duty to the public and business invitees, including TAYLOR ROBERTSON, deceased, on August 25, 2018 and August 26, 2018 at the subject premises, # 101, 2 Independent Drive, Jacksonville, Florida in one or more of the following respects:

- (a) The Defendant, ALLIED, failed to provide adequate perimeter control over the premises by means of providing adequate security, including but not limited to, providing an adequate number of security guards.
- (b) The Defendant, ALLIED, failed to provide adequate perimeter control over the premises by means of adequate security measures, including but not limited to, having in place measures to identify weapons, including, but not limited to metal detectors and/or handheld “wands” to identify weapons at appropriate security checkpoints.
- (c) The Defendant, ALLIED, failed to provide adequate access control to the premises by means of security guards.
- (d) The Defendant, ALLIED, failed to provide an adequate number of security personnel to patrol the premises on August 25, 2018 and August 26, 2018.
- (e) The Defendant, ALLIED, failed to properly train its employees for a situation involving a shooting, and based on the aforesaid improper training, Defendant, ALLIED’s security personnel acted improperly and negligently at the time of the subject August 26, 2018 shooting that occurred at 2 Independent Drive, # 101, Jacksonville, Florida.
- (f) The Defendant, ALLIED’S employee(s) who was/were on duty at the subject premises on August 26, 2018 negligently failed to follow Defendant, ALLIED’S policies and procedures, thereby resulting in serious bodily injuries to TAYLOR ROBERTSON, deceased as a result of the shooting event described above.

128. As a result of the Defendant, ALLIED’S negligence, including the negligence

described above, TAYLOR ROBERTSON, was the victim of a mass shooting, wherein he was shot and died at the hands of DAVID KATZ, a fellow participant in the tournament.

129. The shooting was a reasonably foreseeable result of the above-described negligence of Defendant.

130. As a direct and proximate result of the negligence of Defendant, the Estate of TAYLOR ROBERTSON and its statutory survivors were damaged as more fully described in paragraph 21 above.

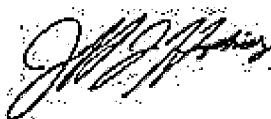
WHEREFORE, the Plaintiff demands judgment against Defendant, UNIVERSAL PROTECTION SERVICE, LLC d/b/a ALLIED UNIVERSAL SECURITY SERVICES for damages, costs of this action, interest, and such other and further relief as this Court may deem meet and just, and demands a trial by jury on all issues so triable.

**DEMAND FOR JURY TRIAL**

TAYLOR ROBERTSON, deceased demands trial by jury of all issues so triable.

DATED this **8th** of November, 2018.

**MORGAN & MORGAN**



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*Attorneys for TAYLOR ROBERTSON, deceased*

State of West Virginia



County of Monroe, ss:

## Letter of Administration

Estate of TAYLOR M ROBERTSON

I, Donald J Evans, Clerk of the Monroe County Commission, in the State of West Virginia, do hereby certify that HOLLY ROBERTSON was on the 12th day of September, 2018, appointed by the Monroe County Commission as administratrix(s) of the Estate of TAYLOR M ROBERTSON, duly qualified as such by taking oath prescribed by law, and by giving approved bond in the sum of \$10,000.00, as required by law.

NOW THEREFORE, be it known that said appointment is now in full force and effect and that full faith and credit are due and should be given to all the acts of the said HOLLY ROBERTSON as such administratrix(s) of the Estate of TAYLOR M ROBERTSON, as well in all jurisdictions, as elsewhere.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Monroe County Commission at my office in said County on the 11th day of September, 2018.

A handwritten signature in cursive script, reading "Donald J. Evans", written over a horizontal line.

Donald J Evans  
Clerk of the Monroe County Commission

By A handwritten signature in cursive script, reading "Jordan Huffman", written over a horizontal line.

Jordan Huffman  
Probate Clerk

EXHIBIT "A"