
*** FAX TX REPORT ***

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ST. TIME	12/02 10:16
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RESULT	OK

Livingston Parish Clerk of Court

JASON HARRIS
Clerk of Court

P.O. Box 1150
Livingston, Louisiana 70754
(225) 686-2216

CIVIL FAX FILING CONFIRMATION

FAX #: (225) 686-1867

DATE: 11/27/19

Tori Harrison, et al

CIVIL

VS. NO. 1605403 DIV. C

Livingston Parish School Board, et al

TO: David LeFevre FAX #: 924-1302

ITEMS RECEIVED: Cover letter & New Petition

AMOUNT DUE (Includes fax filing fee \$15.00 for first page and \$1.00 each add'l pg): 720.00 Clerk

Sheriff

Livingston Parish Clerk of Court

JASON HARRIS
Clerk of Court

P.O. Box 1150
Livingston, Louisiana 70754
(225) 686-2216

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_____- Sheriff

_____- Sheriff

_____- Secretary of State

The Clerk of Court's office has received, by facsimile transmission, documents in the above referenced case. It has been filed as of this date. In accordance with R.S. 13:850, the original and applicable fees should be forwarded to this office within seven (7) days.

In accordance with R.S. 13:850(B)(3), a transmission fee of \$15.00 (R.S. 13:996.68) is included with the total fees that should be forwarded to the Clerk of Court with the original documents. The fax filing fee is necessary even if filing in forma pauperis.

NO FURTHER ACTION WILL BE TAKEN WITH THIS DOCUMENT UNTIL THE ORIGINAL AND THE NECESSARY FILING FEES ARE RECEIVED IN THIS OFFICE.

SERVICE/SUBPOENA REQUESTS WILL NOT BE ISSUED FROM FAX. ISSUANCE BY ORIGINAL REUEST ONLY!

PLEASE ATTACH THIS RECEIPT TO YOUR ORIGINAL. IF FILING IN PERSON, NOTIFY THE CLERK OF PREVIOUS FAX.



DEPUTY CLERK OF COURT FOR
JASON HARRIS, CLERK OF COURT

GORDON MCKERNAN

No. 2412 P. 1

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Joseph "Jeff" McKernan
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MCKERNAN INJURY ATTORNEYS

Get Gordon! Get it Done!

5656 Helton Ave
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November 21, 2019

Writer's email: dave@gordongordon.com

VIA FAX 225-686-1867

21st Judicial District Court Clerk
20300 Government Boulevard
Livingston, LA 70754

RE: Tori Harrison, ET AL. v. Livingston Parish School Board, ET AL
21st Judicial District Court Clerk

Dear Sirs:

Please find enclosed Plaintiff's Petition for Damages in reference to the above captioned matter to be fax filed this date. Please file same into the court record and fax to me confirmation of receipt and cost of filing. my fax number is (225) 490-4543. I will immediately request a check for such cost and have delivered to your office via Fed-ex with original documents. If you have any questions, please do not hesitate to give me a call.

With kind regards, I am

Sincerely yours,

David M. Lefevre
Gordon McKernan Injury

Attorneys

DML/alw
Cc: David M. Lefevre, Esq.

www.gordongordon.com

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TORI HARRISON INDIVIDUALLY
AND ON BEHALF OF HER
MINOR DAUGHTER, JANE DOE

NUMBER:

105403

DIVISION "C",

VERSUS

21ST JUDICIAL DISTRICT COURT

LIVINGSTON PARISH SCHOOL BOARD,
ET AL

PARISH OF LIVINGSTON

STATE OF LOUISIANA

PETITION FOR DAMAGES

NOW INTO COURT, through undersigned counsel comes petitioner, TORI HARRISON, INDIVIDUALLY AND ON BEHALF OF HER MINOR DAUGHTER, JANE DOE, a person of the full age of majority residing in Livingston Parish, State of Louisiana, who, with respect, represents the following:

1.

Made defendants herein are the following:

- A. LIVINGSTON PARISH SCHOOL BOARD, upon information to a public entity that can be served through its agent for service of process and school board president, Buddy Mincey, Jr., 13909 Florida Boulevard, Livingston, Louisiana 70754; and
- B. CYNTHIA PERKINS, a person of the full age of majority and resident Livingston Parish, State of Louisiana;
- C. DENNIS W. PERKINS, a person of the full age of majority and resident Livingston Parish, State of Louisiana;

2.

The defendants are justly and truly indebted unto your petitioner, jointly, severally and *in solido*, for damages, injuries, and losses sustained together with legal interest from date of judicial demand, and all costs of these proceedings, and for general and equitable relief for the following to-wit:

3.

In November of 2018 and May of 2019, JANE DOE was a student of defendant, CYNTHIA PERKINS, at Westside Junior High School in Walker, Louisiana.

4.

On two separate occasions in November of 2018 and May of 2019, CYNTHIA PERKINS served cupcakes to her students, including JANE DOE, that she had prepared at home and brought to the class.

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FILED 11/27/19 AT 3:51 M.
DEPUTY CLERK

5.

On October 30,2019, TORI HARRISON received a call from the Livingston Parish School Board wherein she was informed that her daughter, JANE DOE, ingested cupcakes that were brought to the school by CYNTHIA PERKINS that were adulterated with human bodily fluids, including human semen that was supplied by defendant, DENNIS W. PERKINS, and videoed by CYNTHIA PERKINS.

6.

On October 31,2019, TORI HARRISON met with the Louisiana Attorney General's Office and was informed of the above again.

7.

At no time prior to October 30,2019, were plaintiffs informed of or aware of the adulterated cupcakes.

8.

Upon information and belief, at all times pertinent hereto defendant, CYNTHIA PERKINS, was employed by the defendant, LIVINGSTON PARISH SCHOOL BOARD and at the time of the accident was in the course and scope of employment for the defendant, LIVINGSTON PARISH SCHOOL BOARD. Petitioner therefore pleads the doctrine of *Respondent Superior*.

9.

Petitioner alleges that a substantial cause of the above-described events was the fault and/or negligence of CYNTHIA PERKINS, which is described in part but not exclusively as follows:

- a. Participating in the adulterating of food;
- b. In serving adulterated food to her students, including JANE DOE;
- c. In negligently inflicting emotional harm on plaintiffs;
- d. In violating the laws of Louisiana, including but not limited to serving adulterated food; and
- e. In committing a battery upon plaintiff

10.

Petitioner alleges that a substantial cause of the above-described events was the fault and/or negligence of **DENNIS W. PERKINS**, which is described in part but not exclusively as follows:

- a. Participating in the adulterating of food;
- b. In negligently inflicting emotional harm on plaintiffs;
- c. In violating the laws of Louisiana, including but not limited to serving adulterated food; and
- d. In committing a battery upon plaintiff.

11.

In addition to the negligence alleged heretofore, petitioner alleges that a substantial cause of the above-described events was the fault and/or negligence of the **LIVINGSTON PARISH SCHOOL BOARD** which is described in part but not exclusively as follows:

- a. In allowing Cynthia Perkins to violate school policy by allowing her to bring homemade goods and serve them to her students;
- b. In failing to employ a safe and competent teacher;
- c. In failing to properly check the background of Cynthia Perkins prior to hiring her; and
- d. In failing to employ proper procedures to ensure the safety of its students.

12.

As a result of the combined fault and/or negligence of the defendants in causing the aforementioned events, petitioner, **JANE DOE**, suffered injuries including, but not limited to:

- a. Fear of AIDS;
- b. Fear of Communicable diseases;
- c. Emotional distress;
- d. Loss of enjoyment of life;
- e. Nausea; and
- d. Other damages and losses to be shown at trial.

13.

As a result of the aforementioned accident, petitioner, **JANE DOE**, suffered the following damages:

- a. Physical pain and suffering – past, present, and future;
- b. Mental and emotional pain, anguish, and distress – past, present, and future;
- c. Medical expenses – past, present, and future;
- d. Loss of enjoyment of life – past, present, and future;
- e. Other damages and losses to be shown at trial.

14.

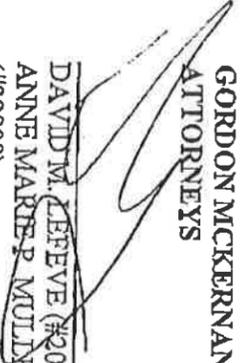
As a result of the combined fault and/or negligence of the defendants in causing the aforementioned events, petitioner, **TORI HARRISON**, suffered injuries including, but not limited to:

- a. Fear of her daughter contracting AIDS;
- b. Fear of her daughter contracting communicable diseases;
- c. Emotional distress;
- d. Loss of enjoyment of life;
- e. Loss of consortium; and
- d. Other damages and losses to be shown at trial.

WHEREFORE PETITIONER PRAYS that the defendants be served with a copy of the petition and citation, and after all legal delays and due proceedings had, there be judgment in favor of petitioner, **TORI HARRISON INDIVIDUALLY AND ON BEHALF OF HER MINOR DAUGHTER, JANE DOE** and against the defendants, **LIVINGSTON PARISH SCHOOL BOARD, DENNIS W. PERKINS and CYNTHIA PERKINS**, for compensatory damages in an amount that will fully and adequately satisfy the demands of justice in equity, together with legal interest thereon from date of judicial demand, until paid, and for all cost of these proceedings.

RESPECTFULLY SUBMITTED:

GORDON MCKERMAN INJURY
ATTORNEYS


DAVID M. LEFEVRE (#20920)
ANNE MARIE P. MULDER-MCCRARY
(#32908)

5656 Hilton Avenue
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Telephone: (225) 214-0657
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PLEASE SERVE:

LIVINGSTON PARISH SCHOOL BOARD

Through its president:
Buddy Mincey, Jr.
13909 Florida Boulevard
Livingston, Louisiana 70754

CYNTHIA PERKINS

At the Livingston Parish Jail
20300 Government Boulevard
Livingston, Louisiana 70754

DENNIS W. PERKINS

At the Ascension Parish Jail
2384 Lemaitre Cutoff Road
Donaldsonville, Louisiana 70346

*** FAX RX REPORT ***

RECEPTION OK

JOB NO.	7851
DESTINATION ADDRESS	UNKNOWN
SUBADDRESS	
DESTINATION ID	
ST. TIME	11/27 15:51
TX/RX TIME	01 10
PGS.	6
RESULT	OK