

MARY McNAMARA, a Florida citizen and resident

IN THE CIRCUIT COURT OF THE
15TH JUDICIAL CIRCUIT, IN AND FOR
PALM COUNTY, FLORIDA

Plaintiff,

CASE NO.:

v.

COASTAL WASTE & RECYCLING OF
PALM BEACH COUNTY, LLC, a Florida
Citizen, resident, and Limited Liability
for Profit Corporation,

Defendant.

/

COMPLAINT AND DEMAND FOR JURY TRIAL

COMES NOW, the Plaintiff, MARY McNAMARA, a Florida Citizen and Resident, by and through her undersigned counsel and sues the defendant, COASTAL WASTE & RECYCLING OF PALM BEACH COUNTY, LLC, (hereinafter "COASTAL"), a Florida profit corporation and alleges:

JURISDICTION, VENUE, AND BACKGROUND ALLEGATIONS

1. This is an action for damages in excess of Fifty Thousand Dollars (\$50,000.00), exclusive of attorneys' fees, interest and costs, and Plaintiff hereby demands a trial by jury; accordingly, although, to file this complaint, undersigned counsel is being required by order of the Supreme Court of Florida to contemporaneously complete a civil cover sheet with a dollar figure as an estimated amount of claim for data collection and clerical processing purposes only, the full monetary value of the damages suffered by Plaintiff is yet to be determined and will be decided in a verdict by the jury that judges the facts of this action in compliance with Article I, Section 21, Florida Constitution.

2. At all times material hereto, Plaintiff, MARY MCNAMARA, was and is a citizen and resident of Manatee County, Florida.

3. At all times material hereto, Defendant, COASTAL, was and is a Florida profit corporation with its principal place of business in Palm Beach County, Florida.

4. Jurisdiction and venue are proper in Palm County, Florida as the Defendant's primary place of business is within the County.

5. On or about September 10, 2024, Defendant around 9 am, COASTAL, operated and/or maintained a motor vehicle, specifically, a garbage truck (hereinafter "Truck"), at or near Gulf Drive in Manatee County, Florida.

6. On or about September 10, 2024, Defendant COASTAL, owned the Truck, which was being operated and/or maintained with its knowledge, permission and consent by its employees at the aforementioned time and place.

7. At the aforementioned time and place, Defendant COASTAL, by and through its employee(s), negligently operated and/or maintained the Truck reversing it into Plaintiff MARY MCNAMARA while Plaintiff was lawfully operating her e-bicycle in a northwesterly direction along Gulf Drive on the right-hand side of the roadway with her hazards and blinking lights activated.

COUNT I – NEGLIGENCE OF COASTAL WASTE & RECYCLING

8. At all times material hereto, Defendant, COASTAL, owed a duty to the Plaintiff, MARY MCNAMARA, and other similarly situated members of the public, to use due care in the operation and/or maintenance of the Truck in a safe and prudent manner.

9. At the aforementioned time and place, Defendant, COASTAL, breached those duties and was negligent in the operation and/or maintenance of the Truck.

10. As a direct and proximate result, Plaintiff, MARY MCNAMARA, was injured about her body, suffered aggravation of pre-existing conditions, pain and suffering, physical impairment, disfigurement, and mental anguish, loss of capacity for the enjoyment of life, and Plaintiff incurred medical expenses in the care and treatment of said injuries; all of said injuries are permanent within a reasonable degree of medical probability, and Plaintiff will suffer losses and impairment in the future.

WHEREFORE, Plaintiff, MARY MCNAMARA, demands a judgment for all damages recoverable by law against Defendant, COASTAL, and further demands trial by jury.

Dated: February 6th, 2026


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