

**AND FOR PALM BEACH COUNTY, FLORIDA
Civil Division**

Case No.:

VALENTIN TAPANES VERA,

Plaintiff,

v.

APX BOOMERS! BOCA RATON, LLC,

And

APX OPERATING COMPANY, LLC

Defendants

COMPLAINT

Plaintiff, VALENTIN TAPANES VERA, by and through his undersigned counsel, brings his cause of action against Defendants, APX BOOMERS! BOCA RATON, LLC, and APX OPERATING COMPANY, LLC and alleges:

1. This is an action for damages that exceeds \$50,000.00.
2. The Plaintiff is a resident of Miami Dade County and at all times material hereto is *sui juris*.

3. The Defendant, APX BOOMERS! BOCA RATON, LLC was and still is a foreign limited liability company registered as a business in the State of Florida, and actively doing business in Palm Beach County, Florida and is *sui juris*.
4. The Defendant, APX OPERATING COMPANY LLC was and still is a foreign limited liability company registered as a business in the State of Florida, and actively doing business in Palm Beach County, Florida and is *sui juris*.

COUNT I – NEGLIGENCE

(APX BOOMERS! BOCA RATON, LLC)

5. That on or about April 13, 2024, Plaintiff, VALENTIN TAPANES VERA was on the premises of the Boomer's Amusement Park located at 3100 Airport Road, Boca Raton, Florida 33431, located in Palm Beach County, Florida.
6. That at the time and place, Plaintiff, VALENTIN TAPANES VERA was riding a go-kart with his daughter on the go-kart track at Boomer's Amusement Park.
7. That at the time and place, Plaintiff, VALENTIN TAPANES VERA was with his daughter riding a go-kart on the go-kart track at Boomer's

Amusement Park and safely pulled to the side of the go-kart track when Plaintiff's go-kart was crashed into by another go-kart that was on the go-kart track.

8. That at the time and place, Defendant, APX BOOMERS! BOCA RATON, LLC had a duty to keep the go-kart track safe for use by invitees; and to guard against subjecting lawfully proceeding invitees of the Defendant to dangerous conditions of which Defendant created, had actual notice of, or which in the exercise of reasonable care, Defendant should have been aware.
9. That the dangerous condition on the go-kart track used by Plaintiff, VALENTIN TAPANES VERA created a dangerous and hazardous condition for him.
10. That Plaintiff, VALENTIN TAPANES VERA, with due care and caution, had safely pulled his go-kart to the side of the go-kart track; and was crashed into by another go-kart and injured.
11. That the Defendant should have known, by the exercise of reasonable care, of the existence of the unsafe and dangerous condition at the Premises; yet Defendant failed to remedy the situation to protect, Plaintiff, VALENTIN TAPANES VERA.
12. Defendant owed Plaintiff a duty to use reasonable care to maintain the premises in a reasonably safe condition; to disclose and inspect potential

hazards; to warn of dangers which it knew of should have known; and to coordinate the site in a reasonably safe manner for go-kart users present there.

13. That as a direct and proximate result of the negligence and carelessness of the Defendant, APX BOOMERS! BOCA RATON, LLC, Plaintiff, VALENTIN TAPANES VERA sustained severe and grievous personal injuries and resulting physical and mental pain and suffering, grief, humiliation, loss of wages, loss of capacity for the enjoyment of life, loss of the ability to earn money now and in the future, expense of medical care and treatment, and/or aggravation of a previously existing condition. The losses are either permanent or continuing and Plaintiff will suffer the losses in the future.

COUNT II – NEGLIGENCE

(APX OPERATING COMPANY, LLC)

14. That on or about April 13, 2024, Plaintiff, VALENTIN TAPANES VERA was on the premises of the Boomer's Amusement Park located at 3100 Airport Road, Boca Raton, Florida 33431, located in Palm Beach County, Florida.

15. That at the time and place, Plaintiff, VALENTIN TAPANES VERA was riding a go-kart with his daughter on the go-kart track at Boomer's Amusement

Park.

16. That at the time and place, Plaintiff, VALENTIN TAPANES VERA was with his daughter riding a go-kart on the go-kart track at Boomer's Amusement Park and safely pulled to the side of the go-kart track when Plaintiff's go-kart was crashed into by another go-kart that was on the go-kart track.

17. That at the time and place, Defendant, APX OPERATING COMPANY, LLC had a duty to keep the go-kart track safe for use by invitees; and to guard against subjecting lawfully proceeding invitees of the Defendant to dangerous conditions of which Defendant created, had actual notice of, or which in the exercise of reasonable care, Defendant should have been aware.

18. That the dangerous condition on the go-kart track used by Plaintiff, VALENTIN TAPANES VERA created a dangerous and hazardous condition for him.

19. That Plaintiff, VALENTIN TAPANES VERA, with due care and caution, had safely pulled his go-kart to the side of the go-kart track; and was crashed into by another go-kart and injured.

20. That the Defendant should have known, by the exercise of reasonable care, of the existence of the unsafe and dangerous condition at the Premises; yet Defendant failed to remedy the situation to protect, Plaintiff, VALENTIN

TAPANES VERA.

21. Defendant owed Plaintiff a duty to use reasonable care to maintain the premises in a reasonably safe condition; to disclose and inspect potential hazards; to warn of dangers which it knew or should have known; and to coordinate the site in a reasonably safe manner for go-kart users present there.

22. That as a direct and proximate result of the negligence and carelessness of the Defendant, APX OPERATING COMPANY, LLC, Plaintiff, VALENTIN TAPANES VERA sustained severe and grievous personal injuries and resulting physical and mental pain and suffering, grief, humiliation, loss of wages, loss of capacity for the enjoyment of life, loss of the ability to earn money now and in the future, expense of medical care and treatment, and/or aggravation of a previously existing condition. The losses are either permanent or continuing and Plaintiff will suffer the losses in the future.

WHEREFORE, Plaintiff demands trial by jury and judgement against the Defendants for damages, costs of this action, and other such further equitable and legal relief as this Court may deem appropriate.

DATED: This 6th day of April, 2026

Respectfully submitted,

The Barry Law Group PC, Inc.

By: /s/Stephan M. Nitz

Stephan M. Nitz
Florida Bar No. 0045561
2455 Hollywood Blvd.
Suite 105
Hollywood, Florida 33020
sn@thebarrylawgroup.com
pe@thebarrylawgroup.com
Telephone: (954) 953-1818

Email addresses for service pursuant to:
Fla. R. Jud. Admin. 2.516

sn@thebarrylawgroup.com

pe@thebarrylawgroup.com

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