

IN THE CIRCUIT COURT FOR THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA

CASE NO.:

BONNIE MARRONE,

Plaintiff,

v.

THE TJX COMPANIES, INC. d/b/a
TJ MAXX, a Foreign Profit Corporation,
and JANE DOE, individually,

Defendants.

COMPLAINT AND DEMAND FOR JURY TRIAL

Plaintiff, BONNIE MARRONE, by and through her undersigned attorneys, files this Complaint for Damages and Demand for Jury Trial against the Defendants, THE TJX COMPANIES INC. d/b/a TJ MAXX, a Foreign Profit Corporation, and JANE DOE, and alleges:

JURISDICTION AND IDENTIFICATION OF PARTIES

1. This is an action for damages in excess of Fifty Thousand Dollars (\$50,000.00), exclusive of interest and costs.
2. At all material times, the Plaintiff, BONNIE MARRONE, was and is a resident of Palm Beach County, Florida.
3. At all material times, the Defendant, THE TJX COMPANIES INC., was and is a foreign profit corporation duly authorized to do business in the State of Florida, and was actually doing business in Palm Beach County, Florida, operating a TJ MAXX commercial retail

store, open to the public at large within the normal course and scope of its commercial functions.

4. At all material times, the Defendant, JANE DOE, was and is a resident of the State of Florida and is otherwise sui juris.
5. The incident that gave rise to this lawsuit occurred in Palm Beach County, Florida.
6. All conditions precedent to the filing of this action have occurred or have been waived.

GENERAL ALLEGATIONS

7. At all material times, the Defendant, THE TJX COMPANIES INC. owned, supervised, controlled, maintained, possessed and/or operated, by and through their officers, agents, employees, and/or managers, a TJ MAXX store located at 8903 Glades Road, Boca Raton, Florida 33434 in Palm Beach County.
8. On or about September 21, 2025, Plaintiff, BONNIE MARRONE, was lawfully on the subject premises as a business invitee.
9. On or about September 21, 2025, Plaintiff, BONNIE MARRONE, while shopping inside the subject TJ Maxx, slipped and fell on a puddle of water on the floor.
10. On or about September 21, 2025, for a considerable time prior to the fall, the weather outside the store was pouring rain and customers were tracking water into the store and leaving small puddles of water throughout the store.
11. The water on the ground that caused the fall was located in an area frequently walked through by invitees and was a considerable distance from the front entrance of the store.
12. The puddles of water throughout the store, including the puddle that caused the fall, had been present for such a length of time that they had streaks running through them and

otherwise looked as though numerous customers and/or staff had walked through the puddles.

13. The water on the ground constituted an unsafe and dangerous condition.
14. Despite the weather conditions and pouring rain that day, Defendant, THE TJX COMPANIES INC., failed to take precautions to utilize sufficient mats to absorb the incoming water, having umbrella stands and/or umbrella bags available to customers, mopping up the puddles of water in the store, and putting out warning signs regarding the wet floor in the store.
15. That at all times material hereto, the Defendant, JANE DOE, was an employee of THE TJX COMPANIES INC., working at the subject TJ MAXX store at 8903 Glades Road in Boca Raton, Florida, in the course and scope of her employment with her employer, THE TJX COMPANIES INC.
16. That at all times material hereto, the Defendant, JANE DOE, was responsible for monitoring, supervising, maintaining, and/or cleaning the subject area of the fall and for implementing procedures to deal with and clean up water tracked into the store when is raining outside.
17. Despite the weather conditions and pouring rain that day, Defendant, JANE DOE, failed to take precautions to utilize sufficient mats to absorb the incoming water, having umbrella stands and/or umbrella bags available to customers, mopping up the puddles of water in the store, and putting out warning signs regarding the wet floor in the store.
18. The actions of Defendant, JANE DOE, created the dangerous condition that existed on the floor, which caused the fall in question.
19. The incident that resulted in Plaintiff's injuries that is the subject matter of this lawsuit occurred at TJ MAXX store at 8903 Glades Road in Boca Raton, Palm Beach County, Florida.

COUNT I – NEGLIGENCE CLAIM AGAINST DEFENDANT,
THE TJX COMPANIES INC.

20. Plaintiff re-alleges the allegations contained in paragraphs 1 through 19 above as though fully set forth herein.
21. On the aforementioned date at the subject premises, the circumstances were such that the Defendant, as owner and/or possessor of the subject property, had a non-delegable duty to exercise reasonable care for the Plaintiff, BONNIE MARRONE's safety.
22. The Defendant, THE TJX COMPANIES INC., breached its duty owed to Plaintiff by negligently committing one or more of the following omissions or commissions:
 - a. Creating a dangerous condition on the subject premises;
 - b. Allowing the unsafe and hazardous condition to exist on the subject premises, which business invitees, such as the Plaintiff, would be traversing near and around, thereby creating an unsafe, dangerous and hazardous condition;
 - c. Failing to maintain or adequately maintain the floors on Defendant's property, thus creating a hazardous condition to members of the public utilizing said property, including the Plaintiff herein;
 - d. Failing to inspect or adequately inspect the property as specified above, to ascertain whether the floors on the property constituted a hazard to pedestrians utilizing said property, including the Plaintiff herein;
 - e. Failing to warn or adequately warn the Plaintiff of the dangerous wet floors on the property of Defendant's premises, when Defendant knew or through the exercise of reasonable care, should have known that said the floors on Defendant's property were wet and unreasonably dangerous and that Plaintiff was unaware of same; and

- f. Failing to correct or adequately correct the unreasonably dangerous condition on the Defendant's premises, when said condition was either known to Defendant or had existed for a sufficient length of time such that Defendant should have known of same had Defendant exercised reasonable care;
 - g. Failing to take precautions to utilize sufficient mats or rugs to absorb the incoming water when Defendant knew it had been raining hard for a considerable length of time prior to the fall;
 - h. Failing to have umbrella stands and/or umbrella bags available to customers when Defendant knew it had been raining hard for a considerable length of time prior to the fall;
 - i. Failing to mop up the puddles of water throughout the store when Defendant knew it had been raining hard for a considerable length of time prior to the fall and that customers were tracking in water and leaving wet puddles throughout the store;
 - j. Failing to utilize warning signs, cones, or other warning indicators regarding the wet floor throughout the store despite knowledge by Defendant that it had been raining hard for a considerable length of time prior to the fall and that customers were tracking in water and leaving wet puddles throughout the store;
23. At all material times, the Defendant, THE TJX COMPANIES INC., knew of, or in the exercise of reasonable care should have known of, the aforementioned dangerous condition by and through its agents and employees as it had been raining hard for a considerable length of time prior to the fall, customers were tracking in water and leaving water puddles throughout the store even as much as 100 feet past the entrance, there were streaks and other markings through the puddles of water in the store, including in the subject puddle that caused the fall that indicate several people walked through that area before the Plaintiff

and that those puddles had been on the ground for a sufficient length of time to have been discovered by the Defendant, THE TJX COMPANIES INC.

24. As a direct and proximate result of the negligence of the Defendant, THE TJX COMPANIES INC., the Plaintiff, BONNIE MARRONE, fell and suffered permanent bodily injury, permanent aggravation and activation of a pre-existing condition, disability, scarring and disfigurement, past and future pain and suffering, past and future loss of enjoyment of life, past and future mental anguish, past and future disability, past and future inconvenience, past and future medical bills, past and future loss of income and loss of earning capacity, and all other damages allowed by law. All of the Plaintiff, BONNIE MARRONE's injuries and damages are permanent and/or continuing in nature.

WHEREFORE, the Plaintiff, BONNIE MARRONE, demands judgment against the Defendant, THE TJX COMPANIES INC., for damages in an amount to be determined at trial in this matter, together with interest, costs, and any other or further relief that this Court deems just and proper. The Plaintiff, BONNIE MARRONE, further demands a trial by jury on all issues triable as a matter of right.

COUNT II – NEGLIGENCE CLAIM AGAINST JANE DOE

25. Plaintiff re-alleges the allegations contained in paragraphs 1 through 19 above as though fully set forth herein.
26. At all times material hereto, Defendant, JANE DOE, as an employee of Defendant, THE TJX COMPANIES INC. owed a duty to the general public, and specifically, to the Plaintiff, BONNIE MARRONE, to monitor, maintain, and clean the area of the subject fall to prevent patrons of THE TJX COMPANIES INC. from falling in that area.
27. The Defendant, JANE DOE, breached its duty owed to Plaintiff and was both actively and passively negligent by committing one or more of the following omissions or commissions:

- a. Creating a dangerous condition on the subject premises;
- b. Allowing the unsafe and hazardous condition to exist on the subject premises, which business invitees, such as the Plaintiff, would be traversing near and around, thereby creating an unsafe, dangerous and hazardous condition;
- c. Failing to maintain or adequately maintain the floors on Defendant's property, thus creating a hazardous condition to members of the public utilizing said property, including the Plaintiff herein;
- d. Failing to inspect or adequately inspect the property as specified above, to ascertain whether the floors on the property constituted a hazard to pedestrians utilizing said property, including the Plaintiff herein;
- e. Failing to warn or adequately warn the Plaintiff of the dangerous wet floors on the property of Defendant's premises, when Defendant knew or through the exercise of reasonable care, should have known that said the floors on Defendant's property were wet and unreasonably dangerous and that Plaintiff was unaware of same; and
- f. Failing to correct or adequately correct the unreasonably dangerous condition on the Defendant's premises, when said condition was either known to Defendant or had existed for a sufficient length of time such that Defendant should have known of same had Defendant exercised reasonable care;
- g. Failing to take precautions to utilize sufficient mats or rugs to absorb the incoming water when Defendant knew it had been raining hard for a considerable length of time prior to the fall;
- h. Failing to have umbrella stands and/or umbrella bags available to customers when Defendant knew it had been raining hard for a considerable length of time prior to the fall;

- i. Failing to mop up the puddles of water throughout the store when Defendant knew it had been raining hard for a considerable length of time prior to the fall and that customers were tracking in water and leaving wet puddles throughout the store;
 - j. Failing to utilize warning signs, cones, or other warning indicators regarding the wet floor throughout the store despite knowledge by Defendant that it had been raining hard for a considerable length of time prior to the fall and that customers were tracking in water and leaving wet puddles throughout the store;
28. At all material times, the Defendant, JANE DOE, knew of, or in the exercise of reasonable care should have known of, the aforementioned dangerous condition by virtue of her role with THE TJX COMPANIES INC. and the length of time this condition existed, as it had been raining hard for a considerable length of time prior to the fall, customers were tracking in water and leaving water puddles throughout the store even as much as 100 feet past the entrance, there were streaks and other markings through the puddles of water in the store, including in the subject puddle that caused the fall that indicate several people walked through that area before the Plaintiff and that those puddles had been on the ground for a sufficient length of time to have been discovered by the Defendant, JANE DOE.
29. Moreover, despite the weather conditions and pouring rain that day, Defendant, JANE DOE, failed to take precautions to utilize sufficient mats to absorb the incoming water, having umbrella stands and/or umbrella bags available to customers, mopping up the puddles of water in the store, and/or putting out warning signs regarding the wet floor in the store.
30. The actions of Defendant, JANE DOE, in failing to implement procedures to deal with and clean up the water created the dangerous condition that existed on the floor, which caused the fall in question.

31. At all material times, the Defendant, JANE DOE, is an indispensable part of this lawsuit as the underlying tortfeasor, for whom Defendant, THE TJX COMPANIES INC., is vicariously liable. See Tsuji v Fleet, 366 So.3d 1020 (Fla. 2023).
32. As a direct and proximate result of the negligence of the Defendant, JANE DOE, the Plaintiff, BONNIE MARRONE, fell and suffered permanent bodily injury, permanent aggravation and activation of a pre-existing condition, disability, scarring and disfigurement, past and future pain and suffering, past and future loss of enjoyment of life, past and future mental anguish, past and future disability, past and future inconvenience, past and future medical bills, past and future loss of income and loss of earning capacity, and all other damages allowed by law. All of the Plaintiff, BONNIE MARRONE's injuries and damages are permanent and/or continuing in nature.

WHEREFORE, the Plaintiff, BONNIE MARRONE, demands judgment against the Defendant, JANE DOE, for damages in an amount to be determined at trial in this matter, together with interest, costs, and any other or further relief that this Court deems just and proper. The Plaintiff, BONNIE MARRONE, further demands a trial by jury on all issues triable as a matter of right.

**COUNT III – VICARIOUS LIABILITY NEGLIGENCE CLAIM AGAINST
DEFENDANT, THE TJX COMPANIES INC. – RESPONDEAT SUPERIOR**

33. Plaintiff, BONNIE MARRONE, adopts and re-alleges the allegations contained in paragraphs 1 through 19 and 25 through 32, above as if the same were fully set forth herein.
34. As previously alleged in paragraph 15 herein, Defendant, JANE DOE, was the agent, servant or employee of the Defendant, THE TJX COMPANIES INC., and at all times material to this action, was acting within the course and scope of said employment or agency.

35. Under the doctrine of *respondeat superior*, the Defendant, THE TJX COMPANIES INC., LLC, is liable for the negligent conduct of its employee, JANE DOE.

WHEREFORE, the Plaintiff, BONNIE MARRONE, demands judgment against the Defendant, THE TJX COMPANIES INC., for damages in an amount to be determined at trial in this matter, interest, costs, and any other relief that this Court deems just and proper. The Plaintiff, BONNIE MARRONE, further demands a trial by jury on all issues triable as a matter of right.

Dated: July 23, 2026.

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