

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	
COUNTY OF LEXINGTON	)	ELEVENTH JUDICIAL CIRCUIT
	)	
LATISHA WALLACE, individually, and as parent and natural guardian of A.W. (minor under the age of fourteen years old), and DONALD WALLACE, JR.,	)	Civil Action No. _____
	)	
Plaintiffs,	)	SUMMONS
vs.	)	
	)	
JAWHAR HAMIN	)	
	)	
Defendant.	)	
	)	

TO THE ABOVE NAMED DEFENDANT: JAWHAR HAMIN, 3418 EMANUEL CHURCH ROAD, #1, LEXINGTON, SC 29073, USA

You are hereby summoned and required to file with the clerk of said court and serve upon the Plaintiffs' attorney, whose name and address is:

**THE MIKE HOSTILO LAW FIRM**  
**JOHN DECKER**  
**33 PARK OF COMMERCE BOULEVARD**  
**SAVANNAH, GEORGIA 31405**  
**Tel: (843) 505-5789**  
**Fax: (843) 508-9792**

an Answer to the Complaint that is herewith served upon you, within thirty (30) days after the service of this Summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the Complaint.

This 23<sup>rd</sup> day of November 2022.

Respectfully submitted,  
**THE MIKE HOSTILO LAW FIRM**

By: /s/ John J. Decker  
 JOHN J. DECKER  
 South Carolina Bar No. 77430  
 CHARLES L. WHITAKER  
 South Carolina Bar No. 103832  
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33 Park of Commerce Blvd  
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**RECEIVED**

**Mar 06 2024**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	
COUNTY OF LEXINGTON	)	ELEVENTH JUDICIAL CIRCUIT
	)	
LATISHA WALLACE, individually, and as parent and natural guardian of A.W. (minor under the age of fourteen years old), and DONALD WALLACE, JR.,	)	Civil Action No. _____
	)	
Plaintiffs,	)	COMPLAINT FOR DAMAGES AND JURY DEMAND
vs.	)	
	)	
JAWHAR HAMIN,	)	
Defendant.	)	
_____	)	

COME NOW Plaintiff Latisha Wallace, (“Plaintiff L. Wallace”), individually and as parent and natural guardian of A.W. (“Plaintiff A.W.”) a minor under the age of fourteen years old, and Plaintiff Donald Wallace, Jr. (Plaintiff D. Wallace), by and through counsel, and hereby file their Complaint for Damages and Jury Demand, and would respectfully show unto this Court as follows:

**PARTIES AND JURISDICTION**

1.

Plaintiffs are residents of the State of Georgia.

2.

Defendant Jawhar Hamin (“Defendant Hamin”) resides at 3418 Emanuel Church Rd., #1, Lexington, SC 29073, and may be served with a copy of the Summons and Complaint at this address. Jurisdiction and venue are proper as to Defendant.

3.

This Court has jurisdiction of the parties and the subject matter herein set forth.

**BACKGROUND**

4.

On or about December 1, 2019, Plaintiff L. Wallace was operating a 2007 Ford F-150 truck traveling westbound on Interstate 20, in Lexington County, South Carolina.

5.

Plaintiff D. Wallace, and Plaintiff A.W. were passengers in Plaintiff L. Wallace's vehicle.

6.

Frank Wright was operating a 1998 Lincoln SUV and travelling westbound on Interstate 20, in Lexington County, South Carolina.

7.

Defendant Hamin was operating a 2014 Ford SUV and travelling westbound on Interstate 20, in Lexington County, South Carolina.

8.

On said date, Defendant Hamin negligently operated his vehicle which caused him to collide with the 1998 Lincoln SUV, causing the SUV to collide with Plaintiff L. Wallace's vehicle.

9.

The collision between the vehicles occurred as a direct and proximate result of Defendant's negligence and failure to exercise ordinary care

**STATEMENT OF CLAIMS**

10.

Plaintiff realleges and incorporates herein the allegations contained in paragraphs 1 through 9 above as if fully restated.

11.

Defendant owed a duty to the Plaintiffs to exercise proper, ordinary, and reasonable care in the operation his vehicle and to adhere to the laws of the State of South Carolina in the operation of his vehicle.

12.

Defendant was negligent and breached this duty.

13.

As a direct and proximate result of Defendant's negligence, the Plaintiffs were seriously injured and incurred medical expenses, lost wages, and other actual and special damages, including future medical bills and lost wages.

13.

Plaintiffs are entitled to recover for the injuries and pain and suffering sustained, and all other elements of damages allowed under South Carolina law, including but not limited to all compensatory, general, special, incidental, consequential, punitive and/or other damages permitted. Plaintiffs state their intention to seek all compensatory, special, economic, consequential, general and all other damages permissible under South Carolina Law, including, but not limited to:

- a) Personal injuries;
- b) Past, present and future pain and suffering;
- c) Disability;
- d) Disfigurement;
- e) Mental anguish;
- f) Loss of the capacity for the enjoyment of life;

- g) Incidental expenses;
- h) Lost wages;
- i) Loss of earning capacity;
- j) Past, present and future medical expenses;
- k) Permanent injuries; and
- l) Consequential damages to be proven at trial.

14.

That each of the forgoing acts and omissions constitute an independent act of negligence on the part of the Defendant and one or more or all of said herein above stated acts were the proximate causes of the injuries and damages sustained by the Plaintiffs. Defendant is liable for Plaintiffs' injuries sustained, pain and suffering, cost of treatment and all other elements of damages allowed under the laws of the State of South Carolina.

**WHEREFORE**, Plaintiffs pray as follows:

- (a) That process and summons be issued and served upon the Defendant;
- (b) That judgment be entered in her favor against Defendant on their Complaint;
- (c) That Plaintiffs have and recover from Defendant an amount for their past special and actual damages, the exact amount of which will be determined at trial;
- (d) That Plaintiffs have and recover from Defendants an amount for their past lost wages, the exact amount of which will be determined at trial;
- (e) That Plaintiffs have and recover from Defendant an amount to compensate them for their future medical and other expenses and lost wages, the exact amount of which will be determined at trial;

- (f) That Plaintiffs have and recover from Defendant an amount for their pain and suffering, general damages, and compensatory damages, the exact amount of which will be determined at trial;
- (g) That Plaintiffs have and recover from Defendant their reasonable and necessary attorney's fees and expenses of litigation;
- (h) That Plaintiffs have a trial by jury on all issues so triable;
- (i) That all costs of this action be taxed against Defendant; and
- (j) That this Honorable Court award such other and further relief as it deems just and proper.

This 28<sup>th</sup> day of November 2022.

Respectfully submitted,

**THE MIKE HOSTILO LAW FIRM**

By: /s/ John J. Decker

JOHN J. DECKER

South Carolina Bar No. 77430

CHARLES L. WHITAKER

South Carolina Bar No. 103832

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