



STATE OF OKLAHOMA } S.S.  
CLEVELAND COUNTY } FILED In The  
Office of the Court Clerk

IN THE DISTRICT COURT OF CLEVELAND COUNTY  
STATE OF OKLAHOMA

JAN 13 2012

Daniel Ray Stout, )  
an individual, )  
Plaintiff, )  
vs. )  
Cleveland County Sheriff Department )  
a governmental entity, )  
Defendant. )

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Rhonda Hall, Court Clerk  
DEPUTY

CJ-2012- 59

TS .

PETITION

COMES NOW the Plaintiff, Daniel Ray Stout, and in support of his Petition, alleges and states as follows:

1. The Plaintiff is an individual at all times relevant residing in Cleveland County, State of Oklahoma.

2. The Defendant is an individual at all times relevant maintaining its offices in Cleveland County, State of Oklahoma.

3. The incident subject of this Petition took place in Cleveland County, State of Oklahoma.

4. On or about March 16, 2011, Plaintiff, Daniel Ray Stout sustained serious and permanent injuries as a result of being attacked by a dog owned by Defendant.

5. That as a result of the dog attack, Plaintiff sought Emergency Care and subsequent to that treatments. That both the wound and subsequent injuries were the direct and proximate result of the injuries suffered as a result of being attached by the dog owned and controlled by the Defendant.

6. This Court has jurisdiction over the parties and subject matter as the attack occurred in Cleveland County.

7. Defendant is strictly liable under Okla. Stat. Tit. 4, §42.1, as it is the owner and custodian of the dog under Oklahoma law; Mr. Sout did not provoke the attack by the animal and was in a location where he had a legal right to be.

8. In addition to being strictly liable, the Defendant is negligent in failing to properly control and train the Dog and/or willfully ordered the dog to attack the Plaintiff and/or willfully refused to exert control over the dog in violation of Oklahoma Statutes and common Law negligence.

9. That the actions of the Defendant are additionally violation of the Plaintiff's Civil Rights.

10. As a result of the actions of the Defendant, Plaintiff, Daniel Ray Stout has sustained personal injuries, suffered permanent injuries, pain, suffering, actual medical expenses and severe emotional distress, for which the Defendant is responsible, entitling him to recover damages in excess of \$10,000.00. Further if actions of the Defendant are proved to be willful entitle the Plaintiff to additional punitive and exemplary damages.

**WHEREFORE**, the Plaintiff, Daniel Ray Stout, prays that the Court enter judgment against the Defendant for damages in excess of \$10,000.00; for exemplary damages; pre- and post-judgment interest; costs of this action; a reasonable attorney fee and for such other and further relief as the Court deems just and equitable.

Respectfully submitted,



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ATTORNEY LIEN CLAIMED