

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS

Steak and Ale of Florida, Inc.

Case Number: 08-41914

Exhibit F-2

Litigation Claims & Disputes

<u>Name</u>	<u>Address</u>	<u>City, State &amp; Zip</u>	<u>Description</u>	<u>C</u>	<u>U</u>	<u>D</u>	<u>Total Claim</u> <u>Amount</u>
ACCESS NOW, INC	SCHWARTZ ZWEBEN & ASSOCIATES	HOLLYWOOD, FL 33021	PLAINTIFF HAS ALLEGED THAT DEFENDANT BREACHED ITS SETTLEMENT AGREEMENT IN A PRIOR ADA CASE BY FAILING TO MAKE REPAIRS REQUIRED BY THE AGREEMENT. THE AGREEMENT STATED THAT THE REPAIRS WERE TO BE COMPLETED BY 1/30/05. TO DATE REPAIRS HAVE NOT BEEN COMPLETED.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
ACCESS NOW, INC	SCHWARTZ ZWEBEN & ASSOCIATES	HOLLYWOOD, FL 33021	PLAINTIFF HAS ALLEGED THAT DEFENDANT BREACHED ITS SETTLEMENT AGREEMENT IN A PRIOR ADA CASE BY FAILING TO MAKE REPAIRS REQUIRED BY THE AGREEMENT. THE AGREEMENT STATED THAT THE REPAIRS WERE TO BE COMPLETED BY 2/28/03. TO DATE REPAIRS HAVE NOT BEEN COMPLETED.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
ANITA RAY	8 SOUTHEAST 8TH STREET	FT. LAUDERDALE, FL 33316	THE PLAINTIFF HAS ALLEGED THAT AS SHE WAS DESCENDING THE STAIRS AT THE BENNIGAN'S IN FORT LAUDERDALE, FLORIDA ON OCTOBER 17, 2003, SHE CAUGHT HER SANDALS UNDER ONE OF THE RUNNERS, WHICH CAUSED HER TO TRIP FORWARD. AS A RESULT, SHE CLAIMS TO HAVE SUFFERED INJURIES TO HER LEFT KNEE. SUBSEQUENT TO THE LEFT KNEE SURGERY, THE PLAINTIFF DEVELOPED SOME OTHER MEDICAL PROBLEMS, INCLUDING BACK PROBLEMS AND ABDUCTOR TENDONITIS OF THE BILATERAL HIPS. THE PLAINTIFF HAS FILED OVER \$50,000 IN LIENS. PLAINTIFF'S LAST DEMAND IS \$75,000. TRIAL IS SET FOR JUNE 9, 2008.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0

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ANNA RACHEL COSTIGLIOLA	THE MATASSINI LAW FIRM, P.A. 2811	TAMPA, FL 33609	THE PLAINTIFF, WHO LIVES IN ITALY, IS CLAIMING THAT SHE FRACTURED HER WRIST AS A RESULT OF A SLIP AND FALL AT A BENNIGAN'S RESTAURANT IN TAMPA, FLORIDA ON APRIL 17, 2006. SHE IS ALLEGING \$10,000 IN MEDICALS. PLAINTIFF HAS DEMANDED \$49,000.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
CARLOS SERRANO	PETER MARCELLUS CAPUA, P.A.	MIAMI, FL 33130	THE PLAINTIFF HAS ALLEGED THAT HE SLIPPED AND FELL IN A BENNIGAN'S RESTAURANT IN MIAMI, FLORIDA ON MAY 29, 2006. AS A RESULT, HE CLAIMS TO HAVE SUFFERED A SPRAIN IN HIS LEFT ANKLE. THE PLAINTIFF CLAIMS THAT HIS DOCTOR RECOMMENDED SURGERY FOR HIS ANKLE. CASE HAS STALLED AS PLAINTIFF'S ATTORNEY HAS BEEN SUSPENDED FROM THE PRACTICE OF LAW.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
DANIEL DAVIS	DE LA GRANA BOARDMAN LAW	TAMPA, FL 33605	THE PLAINTIFF HAS ALLEGED THAT HE SUFFERED A TORN MEDIAL MENISCUS IN HIS LEFT KNEE ON OCTOBER 10, 2005 THAT RESULTED IN ARTHROSCOPIC SURGERY AND EXTENDED PHYSICAL THERAPY AS A RESULT OF A SLIP AND FALL ON THE PREMISES OF A BENNIGAN'S RESTAURANT IN TAMPA, FLORIDA. THE PLAINTIFF HAS ALLEGED NEGLIGENCE DUE TO A SLIPPERY SUBSTANCE ON THE FLOOR OF THE MEN'S RESTROOM. PLAINTIFF HAD AGREED TO A \$15,000 SETTLEMENT PRE-SUIT BUT FAILED TO SIGN SETTLEMENT AGREEMENT IN TIME. DEFENDANT WITHDREW OFFER AND PLAINTIFF THEN SIGNED THE AGREEMENT AND THEN FILED SUIT.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0

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DEBRA COLARUSSO	PAPA & GIPE 1724 GULF TO BAY BLVD.	CLEARWATER, FL 33755	THE PLAINTIFF ALLEGES SHE SUFFERED INJURIES AS THE RESULT OF A SLIP AND FALL AT A BENNIGAN'S IN TAMPA, FLORIDA ON JUNE 10, 2006. PLAINTIFF HAS BEEN UNABLE TO IDENTIFY WHAT CAUSED HER TO FALL BUT HAS PRESENTED HER JEANS WITH A GREASE SPOT AS EVIDENCE. SHE IS ALLEGING OVER \$20,000 IN MEDICALS, BUT SHE ALSO HAD A PRIOR MOTOR VEHICLE ACCIDENT IN NOVEMBER 2003 IN WHICH SHE SUSTAINED INJURIES TO HER NECK.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
DOLORES LEOPARD	CHAMBERS LAW GROUP, P.A. 520 4TH	ST. PETERSBURG, FL 33701	THE PLAINTIFF ALLEGES THAT SHE WAS INJURED WHEN SHE SLIPPED AND FELL AT A BENNIGAN'S RESTAURANT IN ST. PETERSBURG, FLORIDA ON MAY 21, 2004.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
FLORIDA RETAIL FEDERATION SELF INSURERS FUND	POST OFFICE DRAWER 829	LAKELAND, FL 33802		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
FLORIDA RETAIL FEDERATION SELF INSURERS FUND	POST OFFICE DRAWER 829	LAKELAND, FL 33802		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
HOLLIS WILLIAMS	LAW OFFICES OF MICHAEL B. BREHNE,	MAITLAND, FL 32751	THE PLAINTIFF IS CLAIMING PERSONAL INJURIES AS A RESULT OF A SLIP AND FALL THAT OCCURRED ON DECEMBER 19, 2002 AT A BENNIGAN'S RESTAURANT IN SANFORD, FLORIDA. PLAINTIFF DEMANDED \$75,000 IN DECEMBER 2004 AND A PRE-SUIT OFFER WAS MADE IN THE AMOUNT OF \$4,219. PLAINTIFF SUSTAINED A SOFT TISSUE INJURY AND HAS TREATED ONLY WITH DOCTORS THAT WORK WITH PLAINTIFF ATTORNEYS. PLAINTIFF WAS DEMANDING \$15,000 AT MEDIATION. PLAINTIFF ACCEPTED THE COMPANY'S PROPOSAL FOR SETTLEMENT FOR \$10,000. THE CASE WILL BE DISMISSED UPON PLAINTIFF'S EXECUTION OF THE RELEASE.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0

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JAMES WHITFORD	117 S. WILLOW AVENUE, SUITE 100	TAMPA, FL 33606	THE PLAINTIFF IS CLAIMING PERSONAL INJURIES AS A RESULT OF TRIPPING AND FALLING OVER A BROKEN SIGN POST IN THE PARKING LOT AT A BENNIGAN'S RESTAURANT IN TAMPA, FLORIDA ON MARCH 28, 2007. DEFENDANT HAD NOTICE OF THE BROKEN POST THE DAY BEFORE AND CORRECTED THE ISSUE THE DAY AFTER PLAINTIFF'S FALL. PLAINTIFF IS ALLEGING OVER \$4,000 IN DAMAGES.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
JOYCE FORNOS	5509 WEST GRAY STREET SUITE 202	TAMPA, FL 33609	THE PLAINTIFF ALLEGES THAT AS A RESULT OF A SLIP AND FALL ON THE PREMISES OF THE BENNIGAN'S IN TAMPA, FLORIDA ON JULY 22, 2002. PLAINTIFF ALLEGES NEGLIGENCE DUE TO A SLIPPERY FLOOR SURFACE AS WELL NEGLIGENCE DUE TO TILE WHICH BECAME LOOSE AND CAME UP WHEN THE PLAINTIFF STEPPED ON IT. PLAINTIFF ALLEGES THAT SHE SUSTAINED SIGNIFICANT INJURIES TO HER JAW NECESSITATING TMJ SURGERY, BACK AND NECK INJURIES, AND MINOR HEARING LOSS. PLAINTIFF'S INJURIES ARE SUSPECT AND HER TMJ SURGERY IS ESPECIALLY QUESTIONABLE SINCE THE PLAINTIFF COMPLAINED OF TMJ PAIN AS EARLY AS 1987. PLAINTIFF FILED A PROPOSAL FOR SETTLEMENT IN THE AMOUNT OF \$250,000 WHICH THE DEFENDANT REJECTED. DEFENDANT HAS OFFERED \$30,000 TO SETTLE. PLAINTIFF ALSO JOINED THE MANAGER ON DUTY ON THE DATE OF LOSS AS WELL AS THE GENERAL MANAGER. BOTH ARE FORMER EMPLOYEES AND THE MANAGER WAS SUBSEQUENTLY DISMISSED BY PLAINTIFF. TRIAL HAS BEEN CONTINUED TO NOVEMBER 3, 2008.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0

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JULIE DECAIR AND ROBERT DECIAR	TIMOTHY G. ANDERSON, PA 213	TAMPA, FL 33606	THE PLAINTIFF HAS ALLEGED THAT SHE SUSTAINED A LOWER BACK INJURY ON NOVEMBER 3, 2003 AS A RESULT OF A SLIP AND FALL ON THE PREMISES OF A BENNIGAN'S RESTAURANT IN LAKE LAND, FLORIDA. THE PLAINTIFF HAS ALLEGED NEGLIGENCE DUE TO A SLIPPERY SUBSTANCE ON THE FLOOR IN THE FOYER AREA. SHE REQUIRED SURGERY AND HER MEDICAL EXPENSES TOTAL MORE THAN \$211,000. THE TRIAL HAS BEEN CONTINUED TO THE WEEK OF OCTOBER 13, 2008.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
KATHY BARRETT	WEINSTEIN & ASSOCIATES, P.A. 1515	CORAL SPRINGS, FL 33071	THE PLAINTIFF HAS ALLEGED THAT SHE RECEIVED FOOD POISONING AT A BENNIGAN'S RESTAURANT LOCATED IN SUNRISE, FLORIDA ON NOVEMBER 14, 2005. NO OTHER INSTANCES OF FOOD POISONING AT THE RESTAURANT ON THE DATE OF THE ALLEGED FOOD POISONING HAVE BEEN REPORTED. THE PLAINTIFF HAS ALSO CLAIMED TO HAVE DEVELOPED POST-POISONING ARTHRITIS AS A RESULT OF THE ALLEGED POISONING.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
KIM RUDOLPH	ROVNER, ALLEN, ROVNER,	FEASTERVILLE, PA 19053	THE PLAINTIFF ALLEGES PERSONAL INJURIES AS A RESULT OF A SLIP AND FALL THAT OCCURRED ON MARCH 19, 2004 AT A BENNIGAN'S RESTAURANT IN OCALA, FLORIDA. PLAINTIFF ALLEGES THAT SHE SLIPPED ON A PIECE OF LETTUCE ON THE FLOOR. THE MATERIAL IN THE CLAIMS INVESTIGATION FILE RAISES SIGNIFICANT QUESTIONS AS TO THE CAUSATION OF ANY INJURIES RELATING TO THIS FALL BASED UPON A HISTORY OF DOMESTIC VIOLENCE INVOLVING THIS PLAINTIFF.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0

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LEONARD DISANZA	TRENAM, KEMKER, SCHARF, BARKIN,	TAMPA, FL 33601	THE PLAINTIFF ALLEGES THAT HE SUSTAINED A LACERATION TO HIS LOWER LEG AND SCARRING AS A RESULT OF A SLIP AND FALL AT THE BENNIGAN'S IN CLEARWATER, FLORIDA ON MAY 29, 2005. THE PLAINTIFF HAS ALLEGED NEGLIGENCE DUE TO A BROKEN POLE WHICH WAS LOCATED ON THE SIDEWALK NEAR ONE OF THE HANDICAP PARKING SPACES. THE COMPANY HAD NOTICE OF THE BROKEN POLE AND HAD WRAPPED THE POLE IN ORANGE CONSTRUCTION MESH. THE POLE WAS REPAIRED WITHIN 72 HOURS. PLAINTIFF HAS INCURRED JUST OVER \$300 IN MEDICALS, BUT HIS LAST DEMAND WAS \$16,500 AT MEDIATION.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
LORI GUSTOFIK	HOLLIDAY, BOMHOFF & KARATINOS,	LUTZ, FL 33548	THE PLAINTIFF ALLEGES THAT SHE WAS INJURED ON FEBRUARY 28, 2006 WHEN SHE SLIPPED AND FELL AT A BENNIGAN'S RESTAURANT IN ST. PETERSBURG, FLORIDA.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
MICHELLE DAVILA	PABLO G. MARTINEZ ATTORNEY AT	TAMPA, FL 33603	THE PLAINTIFF ALLEGES THAT SHE WAS INJURED ON AUGUST 7, 2004 IN A SLIP AND FALL ON THE PREMISES OF THE BENNIGAN'S RESTAURANT IN TAMPA, FLORIDA ALLEGEDLY CAUSED BY A SLIPPERY SUBSTANCE ON THE FLOOR OF THE RESTAURANT. THE PLAINTIFF WAS ON THE PREMISES AS AN EMPLOYEE OF COMPLETE MAINTENANCE AND JANITORIAL SERVICE.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0

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NANCEE SUSSMAN AND KEN SUSSMAN	DICKINSON & GIBBONS, P.A 401 N.	SARASOTA , FL 34232	THE PLAINTIFF ALLEGES THAT SHE INJURED HER BACK WHEN SHE SLIPPED AND FELL AT A STEAK AND ALE RESTAURANT IN SARASOTA, FLORIDA ON DECEMBER 9, 2006. PLAINTIFF IS ALLEGING OVER \$125,000 IN MEDICALS AND CLAIMS TO HAVE 10 WITNESSES THAT WILL STATE THAT THERE WAS WATER ON THE FLOOR. MANAGER ON DUTY CLAIMS FLOOR WAS CLEAN AND DRY.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
NANETTE BAUMRITTER	757 NW27TH STREET	MIAMI, FL 33125	THE PLAINTIFF HAS BROUGHT A WRONGFUL DEATH CLAIM ON BEHALF OF ONE OF DEFENDANT'S FORMER EMPLOYEES IN THE BENNIGAN'S RESTAURANT IN FORT LAUDERDALE, FLORIDA ON JUNE 12, 2005. THE INCIDENT OCCURRED IN THE RESTAURANT'S PARKING LOT WHEN THE DECEDENT AND ONE OF OUR MANAGERS WERE CLOSING THE UNIT. THE TWO MEN WERE ROBBED AT GUNPOINT RESULTING IN THE DEATH OF ONE OF THE EMPLOYEES. THE PRIMARY ISSUE TO BE DECIDED BY THE COURT IS WHETHER WORKER'S COMPENSATION IS THE FAMILY'S EXCLUSIVE REMEDY.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
RHEC ASSOCIATES, LTD.	200 S. ANDREWS AVE	FT. LAUDERDALE, FL 33301		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0

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ROBIN BLUE AND HEBERT BLUE	LAW OFFICES OF CYTRYN AND	TAMARAC, FL 33321	THE PLAINTIFF ALLEGES THAT WHILE DINING AT THE BENNIGAN'S IN SUNRISE, FLORIDA, SHE SLIPPED AND FELL. AS A RESULT, SHE CLAIMS TO HAVE SUFFERED INJURIES TO HER KNEES, SPECIFICALLY, TEARS OF THE ACL AND PCL TO THE LEFT KNEE AND A COMPLEX TEAR INVOLVING THE INTERIOR AND POSTERIOR HORNS OF THE LATERAL MENISCUS IN THE RIGHT KNEE. THE PLAINTIFF'S MEDICAL RECORDS APPEAR TO BE REplete WITH INFORMATION THAT THE PLAINTIFF WAS SUFFERING FROM SIGNIFICANT DEGENERATIVE CONDITIONS IN BOTH HER LEFT AND RIGHT KNEE PRIOR TO THE ALLEGED INCIDENT. PLAINTIFF IS SEEKING IN EXCESS OF \$75,000 TO SETTLE THIS MATTER.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
RODNEY L. DUBOIS	MORGAN & MORGAN, PA ONE TAMPA	TAMPA, FL 33602	THE PLAINTIFF ALLEGES HE SLIPPED AND CAUGHT HIMSELF CAUSING HIM TO TWIST HIS BACK AT A STEAK AND ALE IN TAMPA, FLORIDA ON DECEMBER 20, 2006. PLAINTIFF DID NOT TREAT UNTIL 3 WEEKS AFTER THE SLIP. HE IS CLAIMING \$11,500 IN MEDICALS. MANAGER STATES MATS WERE IN PLACE AND NO TRANSITORY SUBSTANCE TO CAUSE PLAINTIFF'S FALL.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
ROSANNE FARLING AND JOE FARLING	LATOUR & ASSOCIATES, P.A. 135 EAST	TARPON SPRINGS, FL 34689	THE PLAINTIFF ALLEGES SHE INJURED HER LEFT HIP AND LEG WHEN SHE SLIPPED AND FELL ON MARCH 28, 2007 AT A BENNIGAN'S IN ST. PETERSBURG, FLORIDA. PLAINTIFF IS CLAIMING \$1,800 IN MEDICALS, BUT HAS DEMANDED \$200,000. DEFENDANT'S MANAGER CLAIMS FLOOR WAS CLEAN AND DRY AT TIME OF FALL.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0



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SHIRLEY J. PERRY AND ROBERT BRUCE PERRY	BUNNELL, WOULFE, KIRSCHBAUM,	FORT LAUDERDALE, FLORIDA 33394	THE PLAINTIFF HAS ALLEGED THAT SHE SLIPPED AND FELL OUTSIDE OF A BENNIGAN'S RESTAURANT IN SUNRISE, FLORIDA ON JULY 5, 2000. AS A RESULT, SHE CLAIMS TO HAVE SUFFERED INJURIES TO HER KNEE. THE PLAINTIFF WILL ALSO CLAIM A LOSS OF WAGES.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
SONNY GRIFFITHS	MORGAN & MORGAN, P.A. 20 N.	ORLANDO, FL 32802	THE PLAINTIFF ALLEGES THAT SHE WAS INJURED WHEN SHE SLIPPED AND FELL AT A BENNIGAN'S RESTAURANT LOCATED IN ORLANDO, FLORIDA ON MARCH 5, 2006. PLAINTIFF CAME TO MEDIATION WITH A DEMAND OF \$750,000, CLAIMING OVER \$150,000 IN MEDICALS. MEDIATION FAILED.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
YOLANDA RIVERA	9595 N. KENDALL DR., SUITE 200	MIAMI, FL 33176	THE PLAINTIFF HAS ALLEGED THAT ON JULY 27, 2006, WHILE WALKING HER YOUNG CHILD TO THE RESTROOM AT THE BENNIGAN'S RESTAURANT IN MIAMI, FLORIDA, SHE STEPPED OFF A RUNNER, AND WAS CAUSED TO SLIP AND FALL AS A RESULT OF GREASE. AS A RESULT, SHE CLAIMS TO HAVE SUFFERED AN UNSPECIFIED INJURY TO HER WRIST. DISCOVERY IS ONGOING. DEFENDANT HAS NOT YET BEEN ABLE TO FORM ANY REASONABLE ESTIMATE OF POTENTIAL LOSS RELATING TO THIS CASE.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
ZAHAVA ZION	ALVAREZ, PAZ & BARBARA, LLP 2701	MIAMI, FL 33133	THE PLAINTIFF IS CLAIMING PERSONAL INJURIES AS THE RESULT OF A SLIP AND FALL AT A BENNIGAN'S RESTAURANT IN DAVIE, FLORIDA ON SEPTEMBER 10, 2003. PLAINTIFF IS CLAIMING OVER \$13,000 IN MEDICALS AND HAS MADE A LAST DEMAND OF \$55,000.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$0
							\$0