

Assigned for all purposes to: Spring Street Courthouse, Judicial Officer: Stephen Goorvitch

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5 Attorney for Plaintiff, JOSE LANDEROS CEJA, MARIA ANGELICA
LANDEROS, JOSEPHINA CERVANTES LANDEROS, CRISTINA ZARAGOZA,
6 VERONICA VEGA, GUILLERMINA VEGA, LILIA VALENCIA, IMELDA
CERVANTES, MANUEL LANDEROS, ROBERTO LANDEROS
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9 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**
10 **COUNTY OF LOS ANGELES-CENTRAL JUDICIAL DISTRICT**

11 JOSE LANDEROS CEJA, MARIA) Case No.: **20STCV04588**
ANGELICA LANDEROS, JOSEPHINA)
12 CERVANTES LANDEROS, CRISTINA) **COMPLAINT FOR DAMAGES**
ZARAGOZA, VERONICA VEGA,)
13 GUILLERMINA VEGA, LILIA) **1. WRONGFUL DEATH;**
VALENCIA, IMELDA CERVANTES,) **2. SURVIVOR ACTION**
14 MANUEL LANDEROS, ROBERTO)
LANDEROS,)

15)
16 Plaintiffs,)

17 vs.)

18 WESTMED AMBULANCE, INC., dba)
McCORMICK AMBULANCE, COUNTY OF)
19 LOS ANGELES FIRE DEPARTMENT and)
DOES 1-20 INCLUSIVE,)

20 Defendants.)
21

1 Plaintiffs allege:

2 **I. THE PARTIES**

- 3 1. Defendant WESTMED AMBULANCE, INC. ("WESTMED") is a
4 California Corporation with its principal California
5 office on Compton California. WESTMED does business as
6 McCORMICK AMBULANCE ("McCORMICK").
- 7 2. Defendant COUNTY OF LOS ANGELES FIRE DEPARTMENT is a
8 public entity organized and existing pursuant to the laws
9 of the State of California.
- 10 3. Plaintiff, JOSE LANDEROS CEJA is the husband of decedent,
11 Maria Landeros.
- 12 4. Plaintiffs, MARIA ANGELICA LANDEROS, JOSEPHINA CERVANTES
13 LANDEROS, CRISTINA ZARAGOZA, VERONICA VEGA, GUILLERMINA
14 VEGA, LILIA VALENCIA, IMELDA CERVANTES, MANUEL LANDEROS,
15 ROBERTO LANDEROS are the children of decedent Maria
16 Landeros.
- 17 5. Plaintiffs sue fictitious defendants DOES 1-20,
18 inclusive, because their names, capacities, status, or
19 facts showing them to be liable are not presently known.
20 Plaintiffs are informed and believe, and thereon allege,
21 that each of the fictitiously named Defendants is
22 responsible in some manner for the occurrences herein
23 alleged, and such Defendants caused Plaintiffs damages as
24 herein alleged. Plaintiffs will amend this complaint to
25 show their true names and capacities, together with

1 appropriate charging language, when such information is
2 ascertained.

3 6. Plaintiffs are informed and believes and thereon alleges
4 that at all times mentioned each defendant was the agent
5 and employee of each of the remaining defendants and, in
6 doing the things hereunder alleged, was acting within the
7 course and scope of such agency and employment.

8 **FIRST CAUSE OF ACTION FOR WRONGFUL DEATH**

9 **(Against all defendants)**

10 7. On November 2, 2019, decedent Maria Landeros was having
11 difficulty breathing.

12 8. Maria Landeros was then 91 years old and her family
13 called 911 so she could be transported to the hospital.

14 9. McCORMICK AMBULANCE and COUNTY OF LOS ANGELES FIRE
15 DEPARTMENT responded to Maria Landeros' home.

16 10. Defendants placed Maria Landeros on a gurney to wheel
17 her to an awaiting ambulance.

18 11. Neither McCORMICK AMBULANCE nor the COUNTY OF LOS
19 ANGELES FIRE DEPARTMENT strapped Maria Landeros into the
20 gurney prior to wheeling her away.

21 12. As McCORMICK AMBULANCE and COUNTY OF LOS ANGELES FIRE
22 DEPARTMENT attempted to transport her, Maria Landeros
23 fell off the gurney.
24
25

1 13. As a result of the fall, she suffered serious head
2 injuries and multiple neck fractures. Photos of some of
3 her injuries are attached herewith as Exhibit "A."

4 14. On November 21, 2019, Maria Landeros died, at least in
5 part, due to injuries suffered in the fall.

6 15. As a proximate result of the negligence of defendants,
7 and each of them, and of the death of the decedent,
8 plaintiffs have suffered pecuniary loss resulting from
9 loss of society, comfort, attention, services, and
10 support of the decedent.

11 16. As a further proximate result negligence of the
12 defendants, and each of them, and of the death of
13 decedent, plaintiffs incurred funeral and burial
14 expenses.

15 **SECOND SURVIVOR CAUSE OF ACTION**

16 **(Against all defendants)**

17 17. Plaintiffs incorporate paragraphs 1-16 as though fully
18 set forth herein.

19 18. Plaintiffs are the successors in interest of Maria
20 Landeros and succeeds to this cause of action because
21 there is no personal representative of the estate of
22 Maria Landeros. They bring this complaint in the
23 capacity of successors in interest.

24 19. Maria Landeros was then 91 years old and her family
25 called 911 so she could be transported to the hospital.

1 20. McCORMICK AMBULANCE and COUNTY OF LOS ANGELES FIRE
2 DEPARTMENT responded to Maria Landeros' home.

3 21. Defendants both placed Maria Landeros on a gurney to
4 wheel her to an awaiting ambulance.

5 22. Neither McCORMICK AMBULANCE nor the COUNTY OF LOS
6 ANGELES FIRE DEPARTMENT strapped Maria Landeros into the
7 gurney prior to wheeling her away.

8 23. As McCORMICK AMBULANCE and COUNTY OF LOS ANGELES FIRE
9 DEPARTMENT attempted to transport her, Maria Landeros
10 fell off the gurney.

11 24. As a result of the fall, she suffered serious head
12 injuries and multiple neck fractures.

13 25. As a proximate result of the negligence of defendants
14 in each of them, decedent was required to and did employ
15 physicians and surgeons to examine, treat, and care for
16 her, and did incur medical and incidental expenses.

17 WHEREFORE plaintiffs pray judgment against defendants as
18 follows:

- 19 1. For general damages according to proof;
- 20 2. For funeral and burial expenses according to proof;
- 21 3. From interest on all economic damages in the legal amount
22 from November 21, 2019, to the date of judgment;
- 23 4. For medical and related expenses according to proof;
- 24 5. For cost of suit herein incurred; and

1 6. For other and further relief as the court may deem
2 appropriate.

3 Dated: February 4, 2020

LAW OFFICES OF ROBIN D. PERRY

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5 By 

6 Robin D. Perry, Attorney
7 for plaintiffs JOSE
8 LANDEROS CEJA,
9 MARIA ANGELICA LANDEROS,
10 JOSEPHINA CERVANTES
11 LANDEROS, CRISTINA
12 ZARAGOZA, VERONICA VEGA,
13 GUILLERMINA VEGA, LILIA
14 VALENCIA, IMELDA
15 CERVANTES, MANUEL
16 LANDEROS, ROBERTO
17 LANDEROS
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EXHIBIT "A"







