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DISTRICT COURT
FILED

IN THE DISTRICT COURT IN AND FOR TULSA COUNTY
STATE OF OKLAHOMA

OCT 23 2025

DON NEWBERRY, Court Clerk
STATE OF OKLA. TULSA COUNTY

ATAJA MARTIN, individually, and as Parent)

And Next friend of A.N.P, Deceased minor
child

Plaintiff,

vs.

CITY OF TULSA, a Political Subdivision
of the State of Oklahoma and TULSA FIRE
DEPARTMENT, a Political Subdivision
of the CITY OF TULSA

Defendant.

CJ-2025-04878

) Case No.

DAMAN CANTRELL

) ATTORNEY LIEN CLAIMED
JURY TRIAL DEMANDED

PETITION

COME NOW the Plaintiff, Ataja Martin, individually and as Parent and Next Friend of A.N.P., deceased minor child, by and through her attorney of record Amber Peckio of Amber Law Group and for her cause of action against the Defendant City of Tulsa, Oklahoma Fire Department, a political subdivision of the State of Oklahoma, allege and state as follows:

VENUE AND JURISDICTION

1. That the Plaintiff is resident of City of Tulsa, Tulsa County, Oklahoma. That Defendant City of Tulsa is a political subdivision, created pursuant to the law of the State of Oklahoma and is located in Tulsa County, Oklahoma. Defendant City of Tulsa maintains the Tulsa Fire Department ("TFD") which employs uniformed firefighters. That the firetruck/automobile accident giving rise to this action occurred in City of Tulsa, Tulsa County, Oklahoma, thus making jurisdiction of this Court just and proper.

FIRST CAUSE OF ACTION

2. That on February 26, 2024, Keiosha Rucker was operating a motor vehicle that was turning left in a southerly direction on New Haven Ave in City of Tulsa, Tulsa County, Oklahoma, with Plaintiff Ataja Martin as her passenger. At all times relevant, Plaintiff Ataja Martin was pregnant with her first child, A.N.P. At the same time, TFD employee Joesph Stern was operating a TFD fire truck in the wrong lane of traffic at a high rate of speed in a westerly direction on East 41st Street in City of Tulsa, Tulsa County, Oklahoma, when he carelessly, negligently and recklessly failed to yield to the vehicle and did cause a collision to occur.

3. As the direct and proximate result of Defendant's negligence in causing severe injuries to Plaintiff and injuries to Plaintiff's unborn child A.N.P. which were severe enough to cause the unborn child being killed.

4. That as a direct and proximate result of Defendant's negligence, the Plaintiff has suffered serious bodily injuries, has incurred past medical expenses, has incurred and will continue in the future to suffer inconvenience, has lost wages, lost enjoyment of life, has suffered emotional distress, mental and emotional suffering and loss of society, assistance, and companionship with her child, Baby A.N.P. past and present, all to Plaintiff's general and special loss and damage in a sum in excess of \$10,000.

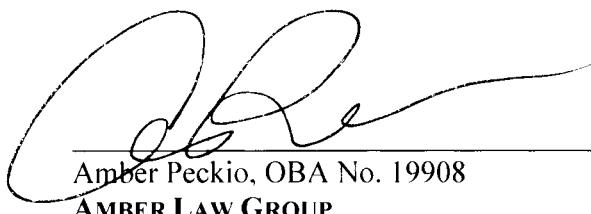
5. That pursuant to Title 51 O.S. § 151 et. seq., the Plaintiff gave formal notice of a governmental tort claim on February 11, 2025 , and Defendant City of Tulsa has failed to accept their claim in its entirety within ninety (90) days of receiving notice, therefore denying the claim pursuant to statute. This action is thus timely brought pursuant to Title 51 O.S. § 157.

SECOND CAUSE OF ACTION

6. Plaintiffs realleges, restates, adopts and incorporates by reference all material general allegations stated in paragraphs 1-5.
7. That as a direct and proximate result of all Defendant's negligence in contributing to the reckless operation of the motor vehicle, minor child A.N.P. received serious bodily injuries which later resulted in his wrongful death, incurred medical expenses and funeral expenses, suffered physical and mental pain and suffering before her death, and suffered further damages entitled to recovery from the Defendant in excess of \$10,000.00.
8. That Plaintiff Ataja Martin, as surviving mother of A.N. P. have suffered from grief and loss of companionship, society, assistance of her daughter, and is entitled to recover sums general and special loss and damages in a sum in excess of \$10,000.
9. That pursuant to Title 51 O.S. § 151 et. seq., the Plaintiff gave formal notice of a governmental tort claim on February 11, 2025 , and Defendant City of Tulsa has failed to accept their claim in its entirety within ninety (90) days of receiving notice, therefore denying the claim pursuant to statute. This action is thus timely brought pursuant to Title 51 O.S. § 157.

WHEREFORE, premises considered, Plaintiff prays that this Court award her damages equal to the limits provided by the Oklahoma Governmental Tort Claims Act as and for her general and special damages, present and future, together with interest after date hereof at the maximum rate of interest allowed by law until paid, for all costs herein expended, inclusive of Plaintiff's reasonable attorney fees, and for such other and further relief as this Court may deem just and proper.

Respectfully submitted this 22 day of October, 2025.



Amber Peckio, OBA No. 19908

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