

**COMPLAINT FOR DIVORCE CLAUSES
ALLEGING DOMESTIC TORTS FORM A**

COUNT TWO – ASSAULT AND BATTERY

1. Plaintiff repeats the allegations of Count One of the Complaint as if set forth verbatim and at length.

2. On or about _____, 20____, without provocation, Defendant physically struck Plaintiff about the head and body with his fists and a softball bat.

3. As a result of the aforementioned occurrence, Plaintiff suffered severe physical and emotional trauma necessitating medical intervention.

4. As a further result of the aforementioned incident, Plaintiff was caused to file a domestic violence complaint against Defendant under Docket No. FV-_____, which action barred and restrained Defendant from returning to the marital residence or from having further contact or communication with Plaintiff.

5. As a direct and proximate result of Defendant's actions, Plaintiff has experienced and will continue to experience physical and emotional pain and suffering and will require additional medical attention in the future.

6. The actions by the Defendant in attacking Plaintiff at the time and place set forth above were done intentionally, and with the express and exclusive purpose of causing grievous and severe physical injury to Plaintiff, and to cause Plaintiff to be in fear of further physical injury at the hands of the Defendant.

7. As a result of the Defendant's intentional, willful, malicious or gross negligence or wanton disregard of the surrounding circumstances and safety of the Plaintiff, or all or any combination of the aforesaid, the Plaintiff sustained serious, permanent and painful injuries, will experience great pain and suffering in the future, was obligated to expend large sums of money for medical care and attention, and was also caused to lose large sums of money for wages she would have earned but for her injuries, will lose further sums of money for lost wages in the future, was deprived of pursuing her usual activities, and will be so deprived of pursuing her usual activities in the future.

8. At the time of the aforesaid domestic violence hearing, the Plaintiff specifically reserved her right to damages, due to the fact that the extent and duration of the medical treatment, both physical and mental, had not yet been determined.

WHEREFORE, Plaintiff demands judgment against the Defendant, as follows:

1. For compensatory damages in an amount that is fair and just;
2. For punitive damages in an amount that is fair and just;
3. For costs, including reasonable attorney's fees;
4. For such other and further relief as the court deems equitable and just.