

STATE OF MICHIGAN JUDICIAL DISTRICT 37th JUDICIAL CIRCUIT COUNTY PROBATE	<b>SUMMONS AND COMPLAINT</b> <b>CONRAD J. SINDT</b>	CASE NO. 12-2649 NL
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Court Address 161 E. MICHIGAN AVE., BATTLE CREEK, MI 49014-4066

Court telephone no.  
269-969-6518

Plaintiff name(s), address(es) and telephone no(s). ANGELA COMPTON, individually and as Next Friend for the minor children Mariah Compton and Celia Compton	v	Defendant name(s), address(es), and telephone no(s). Wal Mart 6020 B Drive North Battle Creek, MI 49014 269-979-1628
Plaintiff attorney, bar no., address, and telephone no. MICHAEL G. HEILMANN (P33034) 2675 West Jefferson Avenue Trenton, MI 48183 (734) 307-3800		

**SUMMONS NOTICE TO THE DEFENDANT:** In the name of the people of the State of Michigan, you are notified:

1. You are being sued.
2. YOU HAVE 21 DAYS after receiving this summons to file an answer with the court and serve a copy on the other party or to take other lawful action (28 days if you were served by mail or you were served outside this state).
3. If you do not answer or take other action within the time allowed, judgment may be entered against you for the relief demanded in the complaint.

Issued <span style="font-size: 1.2em;">8-22-12</span>	This summons expires <span style="font-size: 1.2em;">11-21-12</span>	Court clerk ANNE B. NORLANDER
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\*This summons is invalid unless served on or before its expiration date.

**COMPLAINT** *Instruction: The following is information that is required to be in the caption of every complaint and is to be completed by the plaintiff. Actual allegations and the claim for relief must be stated on additional complaint pages and attached to this form.*

**Family Division Cases**

- There is no other pending or resolved action within the jurisdiction of the family division of circuit court involving the family or family members of the parties.
- An action within the jurisdiction of the family division of the circuit court involving the family or family members of the parties has been previously filed in \_\_\_\_\_ Court.

The action remains \_\_\_\_\_ is no longer pending. The docket number and the judge assigned to the action are:

Docket no.	Judge	Bar no.
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**General Civil Cases**

- There is no other pending or resolved civil action arising out of the same transaction or occurrence as alleged in the complaint.
- A civil action between these parties or other parties arising out of the transaction or occurrence alleged in the complaint has been previously filed in \_\_\_\_\_ Court.

The action remains \_\_\_\_\_ is no longer pending. The docket number and the judge assigned to the action are:

Docket no.	Judge	Bar no.
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**VENUE**

Plaintiff(s) residence (include city, township, or village) Calhoun County, Battle Creek, Michigan	Defendant(s) residence (include city, township, or village) Calhoun County, Battle Creek, Michigan
Place where action arose or business conducted	

I declare that the complaint information above and attached is true to the best of my information, knowledge, and belief.

8-22-2012  
Date

*[Signature]*  
Signature of attorney/plaintiff

**SUMMONS AND COMPLAINT**  
Case No. \_\_\_\_\_

**PROOF OF SERVICE**

**TO PROCESS SERVER:** You are to serve the summons and complaint not later than 91 days from the date of filing. You must make and file your return with the court clerk. If you are unable to complete service you must return this original and all copies to the court clerk.

**CERTIFICATE / AFFIDAVIT OF SERVICE / NON-SERVICE**

<p style="text-align: center;"><b>OFFICER CERTIFICATE</b></p> <p>I certify that I am a sheriff, deputy sheriff, bailiff, appointed court officer, or attorney for a party [MCR 2.104(A)(2)], and that: <i>(notary not required)</i></p>	OR	<p style="text-align: center;"><b>AFFIDAVIT OF PROCESS SERVER</b></p> <p>Being first duly sworn, I state that I am a legally competent adult who is not a party or an officer of a corporate party, and that: <i>(notary required)</i></p>
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I served personally a copy of the summons and complaint,  
 I served by registered or certified mail (copy of return receipt attached) a copy of the summons and complaint,  
 together with \_\_\_\_\_  
List all documents served with the Summons and Complaint

Defendant's Name	Complete address(es) of service	Day, date, time
Wal-Mart Stores, Inc.	6020 B Drive North, Battle Creek, MI	

After diligent search and inquiry, I have been unable to find and serve the following defendant(s): \_\_\_\_\_  
 I have made the following efforts in attempting to serve the defendant(s): \_\_\_\_\_  
 \_\_\_\_\_

I have personally attempted to serve the summons and complaint, together with  
 Attachment \_\_\_\_\_  
 on \_\_\_\_\_  
Name  
 at \_\_\_\_\_ and have been unable to complete service because  
Address  
 the address was incorrect at the time of filing.

Service Fee	Miles Traveled	Mileage Fee	Total Fee
\$		\$	\$

\_\_\_\_\_  
 Signature  
 \_\_\_\_\_  
 Title

Subscribed and sworn to before me on \_\_\_\_\_, \_\_\_\_\_ County, Michigan.  
Date

My commission expires: \_\_\_\_\_ Date Signature: \_\_\_\_\_  
Date Deputy court clerk/Notary Public

**ACKNOWLEDGMENT OF SERVICE**

I acknowledge that I have received service of the summons and complaint, together with:  
 \_\_\_\_\_ on \_\_\_\_\_  
Attachments Day, date, time  
 \_\_\_\_\_ on behalf of \_\_\_\_\_  
Signature

If you require special accommodations to use the court because of disabilities, please contact the court immediately to make arrangements.

**MC 01 (9/98) SUMMONS AND COMPLAINT**

MCR 2.102(B)(11), MCR 2.104, MCR 2.105, MCR 2.107, MCR 2.113(C)(2)(a),(b), MCR 3.206(A)

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STATE OF MICHIGAN  
IN THE CIRCUIT COURT FOR THE COUNTY OF CALHOUN

Angela Compton, individually and as Next  
Friend for the minor children Mariah Compton  
and Celia Compton,

Plaintiff,

Case No. *12-2648 NI*

vs.

**CONRAD J. SINDT**

---

Wal-Mart Stores, Inc.,

Defendant.

---

By: Michael G. Heilmann (P33034)  
Co-Counsel for Plaintiffs  
2675 West Jefferson Avenue  
Trenton, MI 48183  
(734) 307-3800 (telephone)  
(877) 270-8120 (facsimile)

MARLER CLARK  
By: William D. Marler  
  
(Pending Pro Hac Vice Admission)  
Co-Counsel for Plaintiffs  
1301 Second Avenue, Suite 2800  
Seattle, WA 98101  
(206) 346-1890 (telephone)  
(206) 346-1898 (facsimile)

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COMPLAINT

NOW COMES PLAINTIFF ANGELA COMPTON, by her attorneys, MICHAEL HEILMANN AND MARLER CLARK LLP, pursuant to MCR 2.118(A)(1), to allege and state as follows:

I. PARTIES

1. The amount in controversy is in excess of Twenty-Five Thousand (\$25,000.00) Dollars or is otherwise within the jurisdiction of this Court.
2. At all times material hereto, the plaintiff Angela Compton was a resident of Battle Creek, Calhoun County, State of Michigan.
3. The defendant Wal-Mart Stores, Inc. is a foreign corporation registered to conduct business as a retailer of food items, including cantaloupes, in the State of Michigan. Wal-Mart owns and operates the store located at 6020 B Drive North, Battle Creek, Michigan.

## II. GENERAL ALLEGATIONS

4. The plaintiff adopts by reference the allegations contained in paragraphs 1 through 3 of this Complaint with the same effect as if herein fully set forth.

5. On or about Friday, August 17, 2012, the Centers for Disease Control and Prevention (CDC) announced that a Salmonella outbreak had occurred, infecting 141 people in 20 states with the outbreak strain of Salmonella Typhimurium. The number of ill persons identified in each state is as follows: Alabama (7), Arkansas (3), California (2), Georgia (1), Illinois (17), Indiana (13), Iowa (7), Kentucky (50), Michigan (6), Minnesota (3), Missouri (9), Mississippi (2), New Jersey (1), North Carolina (3), Ohio (3), Pennsylvania (2), South Carolina (3), Tennessee (6), Texas (1), and Wisconsin (2). Thirty-one people have required hospitalization, and 2 people, residents of Kentucky, have died as a result of their infections.

6. According to the CDC, collaborative investigation efforts of state, local, and federal public health and regulatory agencies indicate that cantaloupe grown in southwestern Indiana is a likely source of this outbreak. Also, the Kentucky Division of Laboratory Services has isolated the outbreak strain of Salmonella Typhimurium from two cantaloupes collected from a retail location in Kentucky.

7. On information and belief, the farm that grew the contaminated cantaloupes responsible for causing the above-described outbreak has voluntarily withdrawn all cantaloupes from the marketplace, and has further agreed to cease distribution of cantaloupes for the remainder of the growing season. The farm, however, has not yet been identified by investigating public health authorities.

8. Certain Wal-Mart Stores Inc. locations, including the store located at 6020 B Drive North in Battle Creek, Michigan, source their cantaloupes from southwestern Indiana. The affected Wal-Mart stores have removed from their store shelves all cantaloupes sourced from southwestern Indiana.

Prior Outbreaks Linked to Contaminated Cantaloupes

9. The chart below summarizes the history of cantaloupe outbreaks in the United States, and certain recognized outbreaks internationally, since 1985.

No.	Year	State(s)	Confirmed Illnesses	Pathogen	Description
1.	1985	Wisconsin	16	<u>Campylobacter</u>	<u>Melon or cantaloupe</u>
2.	1990	30 States	245	<u>Salmonella</u>	<u>Cut cantaloupe at salad bars</u>
3.	1991	International, including U.S.	400	<u>Salmonella</u>	<u>Mexican cantaloupe</u>
4.	1997	California	24	<u>Salmonella</u>	<u>Mexican cantaloupe</u>
5.	1998	Ontario, Canada	22	<u>Salmonella</u>	<u>Cantaloupe</u>
6.	1999	Iowa	61	<u>Norovirus</u>	<u>Restaurant, cantaloupe or melon</u>
7.	2000	California, Oregon, Colorado, Washington, New Mexico, Nevada	47	<u>Salmonella</u>	<u>Mexican cantaloupe</u>
8.	2001	California, Arizona, New York, Minnesota, Oregon, Washington, Hawaii, Georgia, Nevada	50	<u>Salmonella</u>	<u>Viva Brand cantaloupe</u>
9.	2002	California, Minnesota, Missouri, Oregon, Arkansas, Vermont, Washington, Nevada, Texas	58	<u>Salmonella</u>	<u>Susie Brand cantaloupe</u>
10.	2003	New York, Ohio, New Mexico, Massachusetts, Connecticut, Missouri	58	<u>Salmonella</u>	<u>Day care center and private homes, cantaloupe/honeydew melon</u>
11.	2006	Multi-State and International	41	<u>Salmonella</u>	<u>Cantaloupe cut at processing facility in Canada</u>

12.	2007	California	11	<u>Salmonella</u>	<u>Private home cantaloupe</u>
13.	2008	15 States	53	<u>Salmonella</u>	<u>Agropecuraria Mobtelibano cantaloupe, from Honduras</u>
14.	2008	California	23	<u>Norovirus</u>	<u>Restaurant, melon and cantaloupe</u>
15.	2011	11 States	20	<u>Salmonella</u>	<u>Del Monte cantaloupe</u>
16.	2011	28 States	147	<u>Listeria</u>	<u>Jensen Farms cantaloupe</u>
17.	2012	20 States	141	<u>Salmonella</u>	<u>Indiana Farm cantaloupe</u>

Mariah Compton and Celia Compton's Salmonella Infections

10. On or about July 12, 2012, the plaintiff purchased three cantaloupes at the Wal-Mart store located at 6020 B Drive North, Battle Creek, Michigan. After purchase, she brought the cantaloupes home and sliced them for her family's consumption. Minors Mariah Compton and Cecilia Compton, and their parents, each ate the cantaloupes over the course of the next several days. The cantaloupes were contaminated by Salmonella Typhimurium.

11. Onset of Mariah Compton's Salmonella illness occurred on or about July 16, 2012, with abdominal cramps and general lethargy. Diarrhea and fever started the next day.

12. On July 16, Mariah Compton saw her pediatrician, who performed a physical exam and scheduled a gallbladder ultrasound. The pediatrician advised plaintiff to administer Motrin for the fever, and to give Mariah Compton an antacid to reduce the epigastric discomfort.

15. The ultrasound occurred on Thursday, July 19, and showed nothing diagnostically significant. Meanwhile, Mariah Compton's repeated bouts of diarrhea, and her other painful symptoms, persisted. Various over-the-counter medications did not help.

16. On Saturday, July 21, Mariah Compton was clearly dehydrated. Plaintiff brought her in to see the pediatrician again, who ordered them to the emergency department at Bronson Battle Creek for a CT scan of her abdomen. After the CT scan, it was thought that Mariah Compton was suffering from appendicitis, so she was transferred by ambulance to Bronson Kalamazoo, where the pediatrics department could administer proper care. At Bronson

Kalamazoo, Mariah Compton delivered a stool sample for testing.

16. Mariah Compton was admitted to the hospital at Bronson Kalamazoo. She would remain hospitalized through the morning of Tuesday, July 24. During her hospitalization, Mariah Compton received a steady stream of intravenous fluids for hydration and pain medications. At discharge, the plaintiff was instructed to take Mariah Compton to her pediatrician in follow up.

17. Onset of Celia Compton's gastrointestinal symptoms occurred on or about the afternoon of July 23 with diarrhea, abdominal cramps, vomiting, and a high fever. The next day, the plaintiff learned that Mariah Compton's stool sample had tested positive for Salmonella Typhimurium.

18. Meanwhile, Celia Compton continued to suffer from severe gastrointestinal symptoms. So, on July 24, the plaintiff took Celia Compton in to see her pediatrician. They followed with the pediatrician again the next day, because Celia Compton's symptoms were becoming worse. At this visit, Mariah Compton was also seen, due to ongoing symptoms. A urinalysis showed that she had developed a urinary tract infection, caused by her Salmonella infection.

19. The evening of July 25, the plaintiff rushed Celia Compton to the emergency department at Bronson Battle Creek, where she submitted a stool sample for testing. She was diagnosed with acute gastroenteritis, abdominal pain, dehydration, and a urinary tract infection. Fluids were administered for rehydration, medications for pain and nausea, and an antibiotic was also given.

20. After discharge from Bronson Battle Creek's ER, Celia Compton's symptoms continued in full force. She was seen on July 26 at Bronson Kalamazoo's emergency department, where she continued to be dehydrated, and then again at Bronson Battle Creek's emergency department on July 28. At this final ER visit, Celia Compton received a prescription for antibiotics, because testing on her stool sample given days earlier was positive for Salmonella.



21. Symptoms persisted for both Mariah Compton and Celia Compton over the course of the next week. Celia Compton finally began to feel somewhat better around August 3, but her symptoms persisted at a lesser intensity through August 7.

22. The plaintiff was first contacted by Michigan health officials on July 24, after Mariah Compton's stool sample had tested positive for Salmonella. In the several weeks that followed, the plaintiff had multiple conversations with Michigan health officials, who inquired about her daughters' food consumption history, and specifically their consumption of melons. During the plaintiff's final conversation with health officials, on or about August 16, she learned that her daughters had been infected by Salmonella Typhimurium as a result of contaminated cantaloupe.

### **III. CAUSES OF ACTION AGAINST WALMART**

#### **Strict Liability: Count I**

23. The plaintiff adopts by reference the allegations contained in paragraphs 1 through 22 of this Complaint with the same effect as if herein fully set forth.

24. At all times relevant hereto, the defendant was a manufacturer and seller of the adulterated food product that is the subject of the action.

25. The adulterated food product that the defendant manufactured, distributed, and/or sold was, at the time it left the defendant's control, defective and unreasonably dangerous for its ordinary and expected use because it was contaminated by Salmonella, a potentially deadly pathogen.

26. The adulterated food product that the defendant manufactured, distributed, and/or sold was delivered to the plaintiff without any change in its defective condition. The adulterated food product that the defendant manufactured, distributed, and/or sold was used in the manner expected and intended, and was consumed by the plaintiff's family, including her minor daughters Mariah Compton and Celia Compton.

27. The defendant owed a duty of care to the plaintiff to design, manufacture, and/or sell food that was not adulterated, that was fit for human consumption, that was reasonably safe in construction, and that was free of pathogenic bacteria or other substances injurious to human health. The defendant breached this duty.

28. The defendant owed a duty of care to the plaintiff to design, prepare, serve, and sell food that was fit for human consumption, and that was safe to the extent contemplated by a reasonable consumer. The defendant breached this duty.

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29. The plaintiff suffered injury and damages as a direct and proximate result of the defective and unreasonably dangerous condition of the adulterated food product that the defendant manufactured, distributed, and/or sold.

**Breach of Warranty: Count II**

30. The defendant is liable to the plaintiff for breaching express and implied warranties that it made regarding the adulterated product that the plaintiff purchased and her daughters consumed. These express and implied warranties included the implied warranties of merchantability and/or fitness for a particular use. Specifically, the defendant expressly warranted, through its sale of food to the public and by the statements and conduct of its employees and agents, that the food it prepared and sold was fit for human consumption and not otherwise adulterated or injurious to health.

31. The plaintiff relied upon the defendant's express and implied warranties at the time the product left the defendant's control.

32. The plaintiff alleges that the Salmonella-contaminated food that the defendant sold to the plaintiff would not pass without exception in the trade and was therefore in breach of the implied warranty of merchantability.

33. The plaintiff alleges that the Salmonella-contaminated food that the defendant sold to the plaintiff was not fit for the uses and purposes intended, i.e. human consumption, and that this product was therefore in breach of the implied warranty of fitness for its intended use.

34. As a direct and proximate cause of the defendant's breach of warranties, as set forth above, the plaintiff sustained injuries and damages in an amount to be determined at trial.

**Negligence: Count III**

35. The defendant owed to the plaintiff a duty to use reasonable care in the manufacture, distribution, and sale of its food product, which duty would have prevented or eliminated the risk that the defendant's food products would become contaminated with Salmonella, or any other dangerous pathogen. The defendant breached this duty.

36. The defendant had a duty to comply with all statutes, laws, regulations, or safety codes pertaining to the manufacture, distribution, storage, and sale of its food product, but failed to do so, and was therefore negligent. The plaintiff is among the class of persons designed to be protected by these statutes, laws, regulations, safety codes or provisions pertaining to the manufacture, distribution, storage, and sale of similar food products.

37. The defendant had a duty to properly supervise, train, and monitor its employees, and to ensure its employees' compliance with all applicable statutes, laws, regulations, or safety codes pertaining to the manufacture, distribution, storage, and sale of similar food products, but the defendant failed to do so and was therefore negligent.

38. The defendant had a duty to use ingredients, supplies, and other constituent materials that were reasonably safe, wholesome, free of defects, and that otherwise complied with applicable federal, state, and local laws, ordinances, and regulations, and that were clean, free from adulteration, and safe for human consumption, but the defendant failed to do so and was therefore negligent.

39. As a direct and proximate result of the defendant's acts and omissions of negligence, the plaintiff sustained injuries and damages in an amount to be determined at trial.

**Negligence Per Se: Count IV**

40. The defendant had a duty to comply with all applicable state and federal regulations intended to ensure the purity and safety of its food product, including the

requirements of the Federal Food, Drug and Cosmetics Act (21 U.S.C. § 301 et seq.), and the Michigan adulterated food statutes (MCL 289.5101.)

41. The defendant failed to comply with the provisions of the health and safety acts identified above, and, as a result, was negligent *per se* in its manufacture, distribution, and sale of food adulterated with Salmonella, a potentially deadly pathogen.

42. As a direct and proximate result of conduct by the defendant that was negligent *per se*, the plaintiff sustained injury and damages in an amount to be determined at trial.

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**V. VIOLATION OF MICHIGAN CONSUMER PROTECTION ACT BY THE DEFENDANT**

43. The plaintiff adopts by reference the allegations contained in paragraphs 1 through 42 of this Complaint with the same effect as if herein fully set forth.

44. The defendant breached an implied warranty that resulted in a violation of the Michigan Consumer Protection Act, entitling the consumer to attorney fees under MCL 445.903(1).

45. The defendant expressly promised that the food sold was of high quality and violated that promise under the Michigan Consumer Protection Act, MCL 445.903(1).

46. As a direct and proximate result of conduct by the defendant that was in violation of the Michigan Consumer Protection Act, the plaintiff sustained injury and damages in an amount to be determined at trial.

**VI. DAMAGES**

47. The plaintiff adopts by reference the allegations contained in paragraphs 1 through 46 of this Complaint with the same effect as if herein fully set forth.

48. The plaintiff has suffered general, special, incidental, and consequential damages as the direct and proximate result of the acts and omissions of the defendant as stated herein, in an amount that shall be fully proven at the time of trial. These damages include, but are not limited to: damages for general pain and suffering; damages for loss of enjoyment of life, both past and future; medical and medical related expenses, both past and

future; travel and travel-related expenses, past and future; emotional distress, past and future; pharmaceutical expenses, past and future; and all other ordinary, incidental, or consequential damages that would or could be reasonably anticipated to arise under the circumstances.

WHEREFORE, the plaintiff prays for judgment against the defendants as follows:

A. Award damages in whatever amount over \$25,000.00 the plaintiff is found to be entitled;

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B. Ordering compensation for all general, special, incidental, and consequential damages suffered by the plaintiff as a result of the defendants' conduct;

C. Awarding the plaintiff her reasonable attorneys fees and costs, to the fullest extent allowed by law; and

D. Granting all such additional and/or further relief as this Court deems just and equitable.

By: \_\_\_\_\_



Michael G Heilmann (P33034)  
Downriver Injury and Auto Law  
Attorney for Plaintiff  
2675 W. Jefferson  
Trenton, MI 48183  
(734) 307-3800

Dated: August 22, 2012

STATE OF MICHIGAN  
IN THE CIRCUIT COURT FOR THE COUNTY OF CALHOUN

Angela Compton, individually and as Next  
Friend for the minor children Mariah Compton  
and Celia Compton,

Plaintiff,

Case No.

vs.

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Wal-Mart Stores, Inc.,

Defendant.

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By: Michael G. Heilmann (P33034)  
Co-Counsel for Plaintiffs  
2675 West Jefferson Avenue  
Trenton, MI 48183  
(734) 307-3800 (telephone)  
(877) 270-8120 (facsimile)

MARLER CLARK  
By: William D. Marler  
  
(Pending Pro Hac Vice Admission)  
Co-Counsel for Plaintiffs  
1301 Second Avenue, Suite 2800  
Seattle, WA 98101  
(206) 346-1890 (telephone)  
(206) 346-1898 (facsimile)

**DEMAND FOR JURY TRIAL**

Plaintiff hereby demands a trial by jury on all issues so triable.

By:   
Michael G Heilmann (P33034)  
Downriver Injury and Auto Law  
Attorney for Plaintiff  
2675 W. Jefferson  
Trenton, MI 48183  
(734) 307-3800

Dated: August 22, 2012

STATE OF MICHIGAN  
IN THE CIRCUIT COURT FOR THE COUNTY OF CALHOUN

Angela Compton, individually and as Next  
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Case No.

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By: Michael G. Heilmann (P33034)  
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2675 West Jefferson Avenue  
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MARLER CLARK  
By: William D. Marler  
  
(Pending Pro Hac Vice Admission)  
Co-Counsel for Plaintiffs  
1301 Second Avenue, Suite 2800  
Seattle, WA 98101  
(206) 346-1890 (telephone)  
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1. That she petitions this Court for an Order Appointing Her Next Friend of Mariah Compton and Celia Compton for the purpose of appearing in said action as Next Friend pursuant to the statute in such case made and provided.

**CONSENT TO APPOINTMENT AS NEXT FRIEND**

I do hereby consent to the Appointment of myself as Next Friend of Mariah Compton and Celia Compton, minors, mentioned in the foregoing petition and to become security for costs in the action mentioned therein.

\_\_\_\_\_  
Angela Compton

Subscribed and sworn to before me,  
a Notary Public, this \_\_\_\_\_ day of

\_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
, Notary Public  
County, Michigan  
My commission expires:

STATE OF MICHIGAN  
IN THE CIRCUIT COURT FOR THE COUNTY OF CALHOUN

Angela Compton, individually and as Next  
Friend for the minor children Mariah Compton  
and Celia Compton,

Plaintiff,

Case No.

vs.

Wal-Mart Stores, Inc.,

Defendant.

By: Michael G. Heilmann (P33034)  
Co-Counsel for Plaintiffs  
2675 West Jefferson Avenue  
Trenton, MI 48183  
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MARLER CLARK  
By: William D. Marler  
  
(Pending Pro Hac Vice Admission)  
Co-Counsel for Plaintiffs  
1301 Second Avenue, Suite 2800  
Seattle, WA 98101  
(206) 346-1890 (telephone)  
(206) 346-1898 (facsimile)

ORDER APPOINTING NEXT FRIEND

At a session of Court held in the Courthouse in the  
City of \_\_\_\_\_, State of Michigan

On \_\_\_\_\_

PRESENT: \_\_\_\_\_  
Hon.

On reading and filing the petition of Angela Compton, mother of Mariah Compton and Celia Compton, minors of the age of twelve (12) years and (16) years, praying for her appointment as next friend of Mariah Compton and Celia Compton in a suit to be brought in the above-entitled Court by her against Defendant, and the written consent of Angela Compton having personally acknowledged the execution of such consent;

**IT IS HEREBY ORDERED** that the said Angela Compton be, and hereby is, appointed next friend of Mariah Compton and Celia Compton, to appear and act for the minors in the suit mentioned in the petition, and to be their security for costs thereof pursuant to the statute in such case made and provided.

\_\_\_\_\_  
Hon.