

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

ELIZABETH RIETZ,

Plaintiff,

vs.

THE NEIGHBORHOOD DINING GROUP  
INC d/b/a MARBLED & FIN,

Defendant.

IN THE COURT OF COMMON PLEAS  
NINTH JUDICIAL CIRCUIT  
CASE NO.: 2025-CP-10- \_\_\_\_\_

**SUMMONS  
(JURY- NEGLIGENCE)**

TO: THE DEFENDANT ABOVE NAMED:

YOU ARE HEREBY SUMMONED and required to answer the Complaint in this action, a copy of which is herewith served upon you, and to serve a copy of your answer to the said Complaint on the subscriber at his offices located at 8 Chalmers Street, P.O. BOX 1034, Charleston, SC 29402, within thirty (30) days after the service hereof, exclusive of the day of such service, and if you fail to answer the Complaint within the aforesaid time, the Plaintiff in this action will apply to the Court for the relief demanded in this Complaint and judgment by default will be rendered against you for the relief demanded in this Complaint.

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November 13, 2025  
Charleston, South Carolina

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

ELIZABETH RIETZ,

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**COMPLAINT  
(JURY- NEGLIGENCE)**

The Plaintiff complaining of the Defendant alleges:

1. Plaintiff is a resident and citizen of the State of South Carolina, County of Charleston.
2. Defendant the Neighborhood Dining Group Inc. d/b/a Marbled & Fin is a corporation duly organized and existing under the laws of a state other than South Carolina and at all times relevant hereto was doing business within Charleston County where it owns Marbled & Fin, a restaurant open to members of the public, including the Plaintiff.
3. That the most significant activity giving rise to the cause herein occurred in the State of South Carolina, County of Charleston.
4. That on October 7, 2024, Plaintiff was making lawful use of the premises owned and operated by Defendant located at 480 East Bay Street, Charleston, South Carolina.
5. That while Plaintiff was at Defendant's premises, at the date and place aforesaid, by and through the negligence, carelessness, recklessness, willfulness and

wantonness of the Defendant, Plaintiff was caused to fall at the premises, as a result of which Plaintiff sustained injuries and damages as hereinafter set forth.

6. That the aforesaid negligence, carelessness, recklessness, willfulness, and wantonness of the Defendant, caused the aforementioned occurrence and, among other things, consisted of the following:

- a. In failing to inspect, check for and eliminate the defective condition of the ramp when the Defendant knew, or should have known, the condition constituted a hazardous condition for those using the ramp;
- b. In creating and failing to maintain the aforesaid ramp in a reasonably safe condition for the use of persons thereon;
- c. In mismanaging the aforesaid ramp which was under its control;
- d. In failing to correct the defective condition of the ramp within a reasonable time after the Defendant knew, or should have known, of the dangerous condition existing;
- e. In failing to give proper and adequate warnings of the condition of the ramp and the existence of the defective condition on the ramp when the Defendant knew, or should have known, that the same was necessary;
- f. In failing to take every, or in fact any, precaution to avoid the hazardous and dangerous condition of the ramp although the Defendant knew, or should have known, that such a hazardous and dangerous condition was present;

- g. In failing to provide adequate warnings and instructions as the hazardous condition of the ramp;
  - h. In allowing the ramp to remain in an inherently dangerous condition resulting from the failure to inspect, maintain and/or take action to ensure the dangerous condition was corrected, when the Defendant knew or should have known of the inherently dangerous condition caused thereby;
  - i. In failing to exercise that degree of care which a reasonably prudent person would have exercised under the same or similar circumstances.
7. That by reason of and in consequence of the aforesaid negligence, carelessness, recklessness, willfulness and wantonness of the Defendant, and as a direct and proximate result thereof, the fall referred to above occurred, resulting in injuries to her body including injuries to her head, face, wrist, arm, shoulder, and other parts of her body, requiring treatment at hospitals, medical care and other medical treatment, by reason of which Plaintiff has been caused to expend monies for doctors and other medical expenses, and will be caused to expend monies for such care in the future; she has suffered and continues to suffer pain and mental anguish; she has been prevented from engaging in normal activities and she lost wages and gains she otherwise would have made and her earning capacity has been diminished; and she has been deprived of the enjoyment of persons in like circumstances and has been otherwise damaged, all to her damage.

WHEREFORE, Plaintiff prays for judgment against the Defendant, for damages in such sums as may fully, fairly, and justly compensate Plaintiff for the injuries sustained, together with actual and such punitive damages as are allowed and appropriate along with such other relief as the Court or jury determines appropriate, just and proper under the circumstances.

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