

STATE OF SOUTH CAROLINA)
)
COUNTY OF ORANGEBURG)

IN THE COURT OF COMMON PLEAS
FIRST JUDICIAL CIRCUIT

Carolyn Widener,)
)
Plaintiff,)
)
vs.)
)
Fogle's, Inc. d/b/a Piggly Wiggly,)
)
)
Defendant.)
)
)

Case No.

**SUMMONS
(JURY TRIAL DEMANDED)**

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 Plaintiff or her attorney, Kerri B. Rupert at her office, 121 Executive Center Drive, Suite 218, Columbia, South Carolina 29210, 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 time aforesaid, the Plaintiff in this will apply to the Court for the relief demanded in this Complaint.

Respectfully submitted,

By: s/Kerri B. Rupert
Kerri B. Rupert (SC Bar#100557)
Dial Grimm & Rupert
121 Executive Center Drive, Suite 218
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Attorney for the Plaintiff

Columbia, South Carolina
December 9, 2025

STATE OF SOUTH CAROLINA)
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Carolyn Widener,)
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Plaintiff,)
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Fogle’s, Inc. d/b/a Piggly Wiggly,)
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**COMPLAINT
(JURY TRIAL DEMANDED)**

Upon information and belief, the Plaintiff Carolyn Widener, respectfully, alleges and will show the following:

1. Plaintiff is a citizen and resident of Orangeburg County, South Carolina.
2. Defendant Fogle’s, Inc. d/b/a Piggly Wiggly is a domestic corporation, organized and existing under the laws of South Carolina, and operating and doing business in Orangeburg, South Carolina.
3. The fall that is the subject of this Complaint occurred at Piggly Wiggly located in Neeses (Orangeburg), South Carolina.
4. Pursuant to S.C. Code Ann. § 15-7-30, venue is proper in Orangeburg County, South Carolina.
5. Defendant is properly named in this Complaint.
6. On July 5, 2024, Plaintiff was shopping at the Piggly Wiggly grocery store located at 6611 Savannah Highway in Neeses, South Carolina.
7. At all times pertinent to this Complaint, Plaintiff was a business invitee on the premises.

8. Defendants, their employees and agents, owed a duty of care to the Plaintiff as an invitee to discover risks and take safety precautions to warn of or eliminate unreasonable risks.

9. While Plaintiff was walking down the baking aisle, she slipped and fell on an oil or grease spilled on the floor.

10. Defendant did not place any wet floor signs or other notices regarding the oil or grease spilled on the floor.

11. Defendant caused a dangerous condition by failing to keep the floor dry and free from spills.

12. Defendant created a dangerous condition by failing to properly inspect its Piggly Wiggly grocery aisle floors.

13. Defendant owed duties of care to Plaintiff, including a duty to inspect its Piggly Wiggly grocery aisles, keep the floors free and clear of hazardous and dangerous conditions, and to keep the premises in a reasonably safe condition, which Defendant violated.

14. The dangerous condition foreseeably threatened the safety of the invitees on the premises, including Plaintiff.

15. As a result of her fall, Plaintiff suffered serious physical harm and injuries to her back, hip, and shoulder, which caused Plaintiff to undergo physical pain, suffering, mental anguish, emotional distress, permanent impairment of health and bodily efficiency, and permanent injury.

16. Plaintiff's injuries were directly and proximately caused by Defendant's careless, negligent, grossly negligent, reckless, willful, and/or wanton acts and/or omissions in one or more of the following particulars:

- a. In creating a dangerous condition by failing to clean up the oil or grease on the floor;

- b. In creating a dangerous condition by failing to inspect the Piggly Wiggly grocery store aisles;
- c. In failing to remedy a dangerous condition that it created and/or know about or, through the exercise of due diligence should have known about;
- d. In failing to keep the premises safe and free of dangerous conditions;
- e. In failing to warn of the dangerous condition created by the oil or grease on the floor;
- f. In failing to keep its grocery store aisles in a safe condition for invitees, including Plaintiff;
- g. In failing to supervise its employees in the care and maintenance of the floors;
- h. In failing to take appropriate remedial measures to remedy the dangerous conditions prior to Plaintiff's fall, specifically by placing warning signs or cleaning the oil or grease from the floor; and
- i. In such other particulars as the discovery in the case and the evidence at trial may show.

17. All of the above were the direct and proximate cause(s) of the injuries and damages suffered by Plaintiff, said acts and/or omissions constituting violations of the duty/duties of care owed by Defendant to its customers and invitees, including Plaintiff, as set forth by Statutory and Common Laws of this state.

18. As a direct and proximate result of the aforementioned careless, negligent, grossly negligent, reckless, and/or willful and wanton acts and/or omissions of Defendant, Plaintiff is informed and believes that she is entitled to a judgment in this matter in a sum to be determined.

WHEREFORE, Plaintiff prays for judgment in a sum sufficient to satisfy actual damages, for the costs of this action, and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

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