

**IN THE CIRCUIT COURT OF THE NINTH JUDICIAL CURCUIT,  
IN AND FOR ORANGE COUNTY, FLORIDA**

**KRISTIE DEIESO,**

**Plaintiff,**

**-vs-**

**CASE NO.** \_\_\_\_\_

**WALT DISNEY PARKS AND RESORTS  
U.S., INC.**

**Defendant.**

\_\_\_\_\_ /

**COMPLAINT**

Plaintiff, KRISTIE DEIESO, by and through the undersigned attorney, sues Defendant, WALT DISNEY PARKS AND RESORTS U.S., INC., and states:

1. This is an action for damages that exceed the sum of FIFTEEN THOUSAND (\$15,000.00) DOLLARS.

2. At all times material hereto, Defendant, WALT DISNEY PARKS AND RESORTS U.S., INC. (hereinafter referred to as "DISNEY"), was and is a corporation, authorized and doing business in the State of Florida.

3. On February 10, 2017, Defendant, DISNEY, owned, operated, maintained and was in control of the Magic Kingdom Park and Tomorrowland® Transit Authority PeopleMover (hereinafter referred to as 'PEOPLEMOVER'), located at Walt Disney World, Lake Buena Vista, Orange County, Florida.

4. On February 10, 2017, Plaintiff, KRISTIE DEIESO, was legally at Walt Disney World Magic Kingdom Park as a member of the general public that was expressly or impliedly

invited upon said premises for the benefit of Defendant.

5. On February 10, 2017, Plaintiff, KRISTIE DEIESO, was a passenger on the PEOPLEMOVER when the ride malfunctioned causing the passenger cars to crash into one another causing injuries to Plaintiff, KRISTIE DEIESO.

6. Defendant, DISNEY, had a duty to operate, control and/or maintain the PEOPLEMOVER attraction in a reasonably safe manner for invitees such as Plaintiff, KRISTIE DEIESO.

7. Defendant, DISNEY, negligently operated, controlled and/or maintained the PEOPLEMOVER so that it malfunctioned causing the passenger cars to crash into one another, including the passenger car Plaintiff was riding in.

8. That as a direct and proximate result of the foregoing negligence, Plaintiff, KRISTIE DEIESO, suffered bodily injury and resulting pain and suffering, impairment, disability, disfigurement, mental anguish, loss of capacity for the enjoyment of life, expense of hospitalization, medical and nursing care and treatment, loss of earnings, loss of ability to earn money and aggravation of a previously existing condition. The injury to Plaintiff is permanent within a reasonable degree of medical probability and Plaintiff will continue to suffer the losses in the future.

WHEREFORE, Plaintiff, KRISTIE DEIESO, sues Defendant, WALT DISNEY PARKS AND RESORTS, U.S., INC., for damages, together with costs, interest and such other and further relief as this Court deems just and proper and demands a trial by jury on all issues so triable.

Dated this 1<sup>st</sup> day of March, 2019.

**DELLECKER WILSON KING  
McKENNA RUFFIER & SOS  
A Limited Liability Partnership**

*/s/ Brian T. Wilson*

BY: \_\_\_\_\_

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