

STATE OF INDIANA)
) SS: IN THE HAMILTON CIRCUIT COURT
COUNTY OF HAMILTON) Case Number: 29C01-1703-CT-_____

AMANDA GRANT,)
 Plaintiff,)
 vs.)
PHILLIP GRANT,)
 Defendant.)

COMPLAINT

Plaintiff, Amanda Grant, by her attorney, Gregory Bowes, now presents this Complaint against Defendant, Phillip Grant. The specific allegations are as follows:

The Parties

- 1. Amanda Grant is a resident of Morgan County, Indiana. She reached her eighteenth birthday in early 2016.
- 2. Phillip Grant is a resident of Hamilton County, Indiana. He is the biological father of Ms. Grant.
- 3. At all times relevant to this Complaint, Ms. Grant and Mr. Grant resided together in the same household.

The Incidents

4. On or about November 19, 2016, while in the Arcadia, Indiana, residence of Mr. Grant, Mr. Grant grabbed both of Ms. Grant’s shoulders and shouted at her about an issue involving Ms. Grant’s sister and their Thanksgiving plans. When Ms. Grant attempted to back away, Mr. Grant moved forward and slightly head-butted her. He then shoved Ms. Grant into the kitchen table causing the table to strike Ms. Grant in the middle of her back. He used sufficient force to cause the table to slam against the wall.

Mr. Grant also struck Ms. Grant twice, once on each side of her head, and caused Ms. Grant to suffer pain in her ear for the next several weeks. The incident made Ms. Grant feel fearful, anxious and shaken up. She had a flashback to prior attacks Mr. Grant made against Ms. Grant and her mother.

5. In January of 2016, Mr. Grant received a call from one of Ms. Grant's teachers that she had a panic attack at school. Ms. Grant was cleaning a warehouse where Mr. Grant and his father worked. Mr. Grant came to the warehouse and shouted at Ms. Grant and flipped tables over while complaining about the teacher's report. Ms. Grant asked not to go on a planned trip to Chicago and Mr. Grant got even angrier. He told her she would "regret it" if she did not go to Chicago, and said, "I will make your life a living hell."

6. In July 2015, Ms. Grant learned Mr. Grant had accessed her Facebook account without her permission, and told him she would delete the account. Mr. Grant became angry, and began shouting at Ms. Grant. He pressed his forehead against hers and flicked her face with his fingers. He took her key chain and began smashed them against the kitchen counter, denting the counter. He bent the keys and smashed a container of pepper spray she had on the key chain.

7. On October 12, 2010, Ms. Grant's mother filed for a protective order against her husband, Mr. Grant. In her petition, Ms. Grant's mother alleged that Mr. Grant caused physical harm to her, and that he threatened to cause physical harm to her.

8. On or about September 12, 2010, Ms. Grant's mother called the police to her apartment at [REDACTED], Greenwood, Indiana, because Mr. Grant was pounding on her door to get in. Mr. Grant had moved out of the family apartment four

days earlier, but returned after he received court papers from Ms. Grant's mother. Mr. Grant had threatened to kill Ms. Grant's mother if she filed for divorce, and Ms. Grant's mother was fearful Mr. Grant would attack her.

9. On or about July 23, 2010, police were called to investigate Mr. Grant's actions at his home [REDACTED] in Greenwood, Indiana. Ms. Grant believes the police were called in response to abusive actions of Mr. Grant.

10. On or about May 24, 2010, Ms. Grant suffered a panic attack, which she believes was related to the abuse she and her mother suffered from Mr. Grant. She was treated at the hospital and released later the same day.

11. On or about May 2, 2009, Mr. Grant struck Ms. Grant's mother twice so hard with a pillow that she sought medical attention for neck pain lasting more than a week. When Ms. Grant's mother described the attack to medical personnel, she stated Mr. Grant has abused her on more than one occasion.

12. In February, 2010, Ms. Grant, who was an experienced beauty pageant contestant, won two contests that were very important to her. Later that spring, Ms. Grant was home alone when Mr. Grant came home and began to shout and throw items in anger. Ms. Grant locked herself in her bedroom for safety. Minutes later, Mr. Grant broke through her bedroom door with enough force to tear the entire door frame from the wall. When he entered, he went to the dresser where Ms. Grant displayed her pageant trophies and used his arm to sweep all of the trophies violently off the dresser. After he broke the trophies, he broke picture frames and awards hanging on Ms. Grant's walls. When Mr. Grant saw Ms. Grant holding her cell phone, he pushed her into a window

using his forehead to press against her forehead. He took her cell phone and threw it across the room causing it to shatter. He told her, "If you call anyone I'm going to shove that cell phone down your throat."

13. Ms. Grant remembers at least 12 occasions where Mr. Grant broke through doorways with enough force to require replacement of the doors. On one of those occasions, Mr. Grant broke through a bathroom door while Ms. Grant was bathing.

14. In the summer of 2009, the family was dining at a restaurant in Greenwood, Indiana. While waiting at the entrance to be seated, Mr. Grant pushed Ms. Grant into a wall and flicked her jaw with his fingers. Later, during the meal, Mr. Grant became angry, and shouted loud enough for the entire restaurant to hear him threaten to flip the table over.

15. In early March of 2009, Mr. Grant took his family and Ms. Grant's friend to the Caribbean Cove in Indianapolis to celebrate Ms. Grant's birthday. When they returned home, Mr. Grant pushed Ms. Grant into a wall while shouting at her, and roughly pinched her jaw. Because the friend witnessed this incident, the friend's parents did not allow the friend to visit Ms. Grant again.

16. In 2009, Ms. Grant went to the basement where they had a family room with her mother and sister. Mr. Grant had been working on advertising for his business. When Ms. Grant's mother asked him what he was doing, he did not respond verbally, but intently began to sharpen an artist's knives he was using. Just days prior to his, Mr. Grant threatened to kill Ms. Grant's mother if she tried to leave him. The way Mr. Grant deliberately sharpened the knives caused Ms. Grant to believe he was thinking about killing his family.

17. On or about August 22, 2008, police were called to investigate Mr. Grant's actions at his home at the Saratoga Drive address. Ms. Grant believes the police were called in response to abusive actions of Mr. Grant.

18. Sometime in 2008, Mr. Grant threatened to drive his Hummer truck through the first floor bay window of Ms. Grant's bedroom while she slept.

19. On or about February 8, 2008, when Ms. Grant was nearly ten years old, Mr. Grant threw Ms. Grant violently onto a couch. Mr. Grant then grabbed Ms. Grant's mother with both hands around her neck and attempted to strangle her mother. After witnessing this trauma, Ms. Grant called 911 and hung up the phone. When police arrived, they observed hand prints around the mother's neck, and arrested Mr. Grant. Ms. Grant felt scared and traumatized after witnessing this event.

20. Sometime during 2008, Mr. Grant broke a glass bowl over Ms. Grant's head, pushed her into a window, and pressed his forehead against her while shouting at her.

21. On or about December 16, 2007, Mr. Grant's yelling at Ms. Grant's mother caused Ms. Grant to fear for her mother's safety. Ms. Grant attempted to call her maternal grandmother, but, because of her fear, was unable to explain what was going on. The maternal grandmother called for police assistance and the police investigated the Saratoga Drive address.

22. Sometime during 2008, while they were living at the Saratoga Drive address, Ms. Grant heard her mother screaming in the upstairs "bonus room." Ms. Grant's older sister ran up to the room and had to force open the door, because Mr. Grant had been pushing Ms. Grant's mother against the door while attempting to strangle her. Ms. Grant

observed this incident from the bottom of the staircase.

23. On or about October 9, 2007, while the family was eating dinner at the Saratoga Drive address, Mr. Grant became angry and threw plate across the table and shattered a glass, and began beating his fists on the table. Ms. Grant became fearful for her safety and ran to her neighbors, who called the police who then came to investigate.

24. On or about October 2, 2007, police were called to the Saratoga Drive address to investigate a "juvenile problem." The problem was that Ms. Grant was suffering a panic attack because of Mr. Grant's abusive and threatening behavior.

25. In late August, 2007, while at the family business at [REDACTED], Martinsville, Indiana, Mr. made statements to Ms. Grant's mother in the presence of Ms. Grant and her sister such as "If you ever leave me, I will kill you," and "If you ever leave, I will find you and slash all four of your tires." After Mr. Grant made these threats, Ms. Grant's mother put her two daughters in her car and attempted to drive away to safety. Mr. Grant got in his Hummer truck and sped up to catch them. When he caught up he purposely attempted to run his wife's car off the road. Ms. Grant's mother had to drive off the road and almost into a ditch to avoid a collision.

26. Before Ms. Grant's mother divorced Mr. Grant in 2010, she often gathered her two daughters and left the family home for days at a time to protect herself and her children from Mr. Grant's abuse and violence. These episodes of leaving the home were so frequent that the mother and daughters began to have a bag already packed to be able to leave quickly. Ms. Grant's mother reports that she took her daughters to safety on at least 15 occasions.

27. On one occasion, Mr. Grant became angry because Ms. Grant's mother bought a diaper bag at Dollar General. He took a \$200 convection oven, threw it down, and crushed it with his feet. Ms. Grant's mother took her daughters from the home after this outburst.

28. On one of the occasions when Ms. Grant's mother took her daughters away from the family home, Mr. Grant threatened to drive his Hummer truck through the house of Ms. Grant's aunt and uncle where they had been staying.

29. After one episode where Ms. Grant's mother took her daughters out of the family home for safety, they eventually returned. When they entered the family home, Mr. Grant had left a baseball bat near the front door. Ms. Grant and her sister took this to be a threat of violence if anyone did anything in the future that Mr. Grant did not like.

30. Over the years of her childhood, Ms. Grant noticed various bruises on her mother's body resulting from Mr. Grant's attacks.

31. Over the years of her childhood, Ms. Grant often witnessed Mr. Grant making threats to kill her mother and to kill Ms. Grant and her sister. Because of these threats, Ms. Grant began to worry for her mother's safety and started missing school.

32. During the years of her childhood, Mr. Grant used a belt to strike Ms. Grant's bare buttocks in response to childhood misbehavior. On one occasion, Ms. Grant's mother intervened in the beating by grabbing the belt and lying on top of Ms. Grant to protect her. Mr. Grant then used the belt to attack Ms. Grant's mother.

33. After her parents divorced, and after her mother moved out of state, Ms. Grant moved back in with Mr. Grant. Although Mr. Grant did not physically hurt Ms. Grant

during this period, his verbal abuse and intimidation continued. Ms. Grant was having trouble at school from the worry and panic attacks she suffered. If she ever explained to school personnel anything relating to Mr. Grant's abusive behavior, Mr. Grant would react with anger and threats.

The Injuries

34. Ms. Grant lived in constant fear whenever she lived with or had visitation with Mr. Grant.

35. This fear caused her anxiety, stress, emotional trauma, panic attacks, depression, lack of focus, behavioral problems, and mood swings, school absenteeism, and failing grades. On at least one occasion, Ms. Grant contemplated suicide.

36. Because of all the times Mr. Grant broke glass, especially from the incident where he broke all of Ms. Grant's trophies, Ms. Grant has suffered spontaneous panic attacks when she hears crashing noises from any other source. After several panic attacks at school, school authorities had to include special preparation in Ms. Grant's

Individualized Education Plan to accommodate these possible future panic attacks. On one occasion when the school planned a fire drill, school personnel were assigned to help Ms. Grant in advance of the fire drill. Because of the fear of retaliation from Mr. Grant, Ms. Grant could never fully confide in school authorities to tell them the source of her problems. This prevented Ms. Grant from getting the professional help she needed.

37. Ms. Grant was first admitted to a hospital at age eight for psychiatric treatment. She was hospitalized three additional times before 2011.

38. Ms. Grant has been diagnosed with depression, anxiety, bi-polar disorder, and post-

traumatic stress disorder, all of which result from Mr. Grant's actions.

COUNT ONE: COMMON LAW BATTERY

39. The allegations in paragraphs 1-38 are hereby incorporated by reference.

40. Defendant touched Ms. Grant in a rude, insolent, and angry manner when he attacked Ms. Grant on November 19, 2016. This violent and unauthorized contact by Defendant constitutes common law battery.

41. Ms. Grant suffered pain, humiliation, and mental anguish from Defendant's attack.

COUNT TWO: COMMON LAW BATTERY

42. The allegations in paragraphs 1-38 are hereby incorporated by reference.

43. Defendant touched Ms. Grant in a rude, insolent, and angry manner when he attacked Ms. Grant on February 8, 2008. This violent and unauthorized contact by Defendant constitutes common law battery.

44. Ms. Grant suffered pain, humiliation, and mental anguish from Defendant's attack.

COUNT THREE: INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

45. The allegations in paragraphs 1-44 are hereby incorporated by reference.

46. Defendant intentionally inflicted emotional distress on Ms. Grant when he engaged in a years-long pattern of abuse against her, and against Ms. Grant's mother in Ms. Grant's presence. That abuse included physical attacks on Ms. Grant's mother in the presence of Ms. Grant, physical attacks on Ms. Grant, and threats to kill Ms. Grant, her mother and her sister. Defendant's intentionally felonious and extreme and outrageous conduct intentionally or recklessly caused Ms. Grant severe emotional distress.

47. Ms. Grant suffered pain, humiliation, and mental anguish from Defendant's

intentional acts.

PUNITIVE DAMAGES

48. The allegations in paragraphs 1-47 are hereby incorporated by reference.

49. Mr. Grant willfully, maliciously, and intentionally, without regard for the consequences and the rights of Ms. Grant, and without consent, wrongfully committed intentional and felonious harmful acts against Ms. Grant.

50. The conduct described above justifies the awarding of punitive damages against Mr. Grant in order to punish him, deter him in the future, and act as a deterrent to others who might be tempted to act in a similar manner.

WHEREFORE Plaintiff, Amanda M. Grant, by her attorney, Gregory Bowes, respectfully ask this Court to grant her a judgment in an amount sufficient to compensate her for her damages, for an award of punitive damages, including a reasonable attorney fee, and for all other appropriate relief.

Respectfully submitted,



Gregory Bowes
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Attorney for Plaintiff

SUMMONS

AMANDA GRANT,
Plaintiff,

IN THE HAMILTON CIRCUIT COURT

CAUSE NUMBER: 29C01-1703-CT-_____

PHILLIP GRANT,
Defendant.

TO DEFENDANT: **Phillip Grant**
[REDACTED]
Arcadia IN 46030-9778

You are hereby notified that you have been sued by the person named as plaintiff and in the Court indicated above.

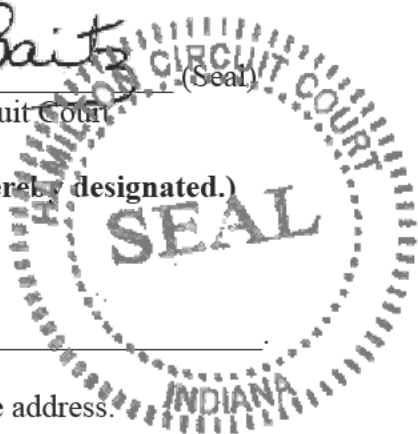
The nature of the suit against you is stated in the complaint which is attached to this Summons. It also states the relief sought or the demand made against you by the plaintiff.

An answer or other appropriate response in writing to the complaint must be filed either by you or your attorney within twenty (20) days, commencing the day after you receive this Summons, (or twenty-three (23) days if this Summons was received by mail), or a judgment by default may be rendered against you for the relief demanded by plaintiff.

If you have a claim for relief against the plaintiff arising from the same transaction or occurrence, you must assert it in your written answer.

Dated 3/3/2017

Tammy Baitz

Clerk, Hamilton Circuit Court (Seal)


(The following manner of service of summons is hereby designated.)

- _____ Registered or certified mail.
- _____ Service at place of employment, specifically: _____
- XX Service on individual -- (Personal or copy) at above address.
- _____ Other service: _____

Gregory Bowes
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Greg Bowes Legal Services, P.C.
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317-259-4442
Greg@GregBowes.pro
Attorney for Plaintiff

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

IN THHAMILTON CIRCUIT COURT
Case Number: 29C01-1703-CT-_____

AMANDA GRANT,)
Plaintiff,)
vs.)
PHILLIP GRANT,)
Defendant.)

E-FILING APPEARANCE BY ATTORNEY IN CIVIL CASE

This Appearance Form must be filed on behalf of every party in a civil case.

1. The party on whose behalf this form is being filed is:
Initiating XX Responding _____ Intervening _____ ; and
the undersigned attorney and all attorneys listed on this form now appear in this case for
the following parties:

Name of party: **Amanda Grant**

Address of party

**c/o Gregory Bowes
445 N Pennsylvania St Ste 817
Indianapolis IN 46204-1890**

Telephone # of party: **317-259-4442**

2. Attorney information for service as required by Trial Rule 5(B)(2)

Name: Gregory Bowes Attorney No. 4335-49

Address: 445 N Pennsylvania St Ste 817 Phone: 317-259-4442

Indianapolis IN 46204-1890 FAX: None

Computer Address: Greg@GregBowes.pro

IMPORTANT: Each attorney specified on this appearance:

- (a) certifies that the contact information listed for him/her on the Indiana Supreme Court Roll of Attorneys is current and accurate as of the date of this Appearance;
- (b) **acknowledges that all orders, opinions, and notices from the court in this matter that are served under Trial Rule 86(G) will be sent to the attorney at the email address(es) specified by the attorney on the Roll of Attorneys**

- (c) **regardless of the contact information listed above for the attorney;** and understands that he/she is solely responsible for keeping his/her Roll of Attorneys contact information current and accurate, see Ind. Admis. Disc. R. 2(A).

Attorneys can review and update their Roll of Attorneys contact information on the Courts Portal at <http://portal.courts.in.gov>.

3. This is a **CT** case type as defined in administrative Rule 8(B)(3).
4. This case involves child support issues. Yes ____ No **XX**
5. This case involves a protection from abuse order, a workplace violence restraining order, or a no – contact order. Yes ____ No **XX**

This case involves a petition for involuntary commitment. Yes ____ No **XX**

6. There are related cases: Yes **XX** No ____:

Amanda Marie Grant v. Phillip Richard Grant, Cause Number: 29D06-1611-PO-010176

8. Additional information required by local rule:

None

9. There are other party members: Yes ____ No **XX**

10. This form has been served on all other parties and Certificate of Service is attached:

Yes ____ No **XX**



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Attorney for Plaintiff

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

IN THE HAMILTON CIRCUIT COURT
Case Number: 29C01-1703-CT-002134

AMANDA GRANT,)
 Plaintiff,)
 vs.)
PHILLIP GRANT,)
 Defendant.)

AFFIDAVIT OF SERVICE

Gregory Bowes, attorney for Plaintiff, Amanda Grant, presents his Affidavit of Service as follows:

1. On March 3, 2017, at approximately 3:25 p.m., I left copies of the Summons, Complaint, and Appearance for Plaintiff from the above-captioned case on the door of [REDACTED], Arcadia IN 46030-9778, which is known to me to be the residence of Defendant, Phillip Grant, in compliance with Ind. Trial Rule 4.1(A)(3).
2. Later on March 3, 2017, I mailed copies of the Summons, Complaint, and Appearance for Plaintiff to Phillip Grant at [REDACTED] Arcadia IN 46030-9778, using first class mail in compliance with Ind. Trial Rule 4.1(B).

Affirmation

I affirm, under the penalty for perjury, that the foregoing statements are true.



Gregory Bowes
Supreme Court # 4335-49
445 N Pennsylvania St Ste 817
Indianapolis, IN 46204-1890
317-259-4442

Internet: GregBowes.pro
E-mail: Greg@GregBowes.pro
Attorney for Plaintiff

Certificate of Service

I certify that a copy of the foregoing affidavit was served upon the following, this day, March 3, 2017, by first class mail:

Phillip Grant

[REDACTED]

Arcadia IN 46030-9778



Gregory Bowes