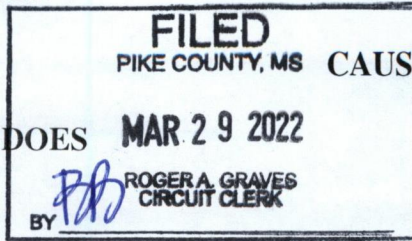


IN THE CIRCUIT COURT OF PIKE COUNTY, MISSISSIPPI

SARAH GRACE MILTON, KATHERINE A. ~~STANLEY~~<sup>STARKEY</sup>,  
AND DANIEL T. BOOZE, AS WRONGFUL DEATH  
BENEFICIARIES OF WENDY DANSBY, AND ON BEHALF  
OF ALL THE WRONGFUL DEATH BENEFICIARIES  
OF WENDY DANSBY, DECEASED

PLAINTIFF

VS



CAUSE NO. 22-29-PCT

ROBERT LENOIR AND JOHN DOES  
1-5 AND JANE DOES 1-5

DEFENDANTS

COMPLAINT

Plaintiffs, Sarah Grace Milton, Katherine A. ~~Stanley~~<sup>STARKEY</sup>, and Daniel T. Booze, as wrongful death beneficiaries of Wendy Dansby, deceased, and on behalf of all the wrongful death beneficiaries of Wendy Dansby, deceased, by and through her attorney of record, files this Complaint against Defendants, Robert Lenoir, John Does 1-5 and Jane Does 1-5, and would show unto the Honorable Court, as follows, to wit:

I.

PARTIES

1. The Plaintiffs are adult resident citizens of Livingston Parish, Louisiana.
2. Wendy Dansby, deceased, was an adult resident citizen of Madison County, Mississippi.
3. Defendant Robert Lenoir is an adult resident citizen of Pike County, Mississippi, who may be served with process wherever he may be found.
4. Pursuant to MISS. R. CIV. P. 9(h), JOHN DOES 1 through 5 and JANE DOES 1-5, whose identities are unknown to Plaintiffs after a diligent search and inquiry, are additional persons or entities who participated in or authorized or ratified the conduct and harm complained of herein and/or who entered and engaged in a conspiracy or common plan with the named Defendants to

commit one or more tortious acts. On information and belief, one or more of such Fictitious Parties and/or unknown parties are persons who reside within and are citizens of the State of Mississippi.

## II.

### JURISDICTION AND VENUE

5. This Court has subject matter jurisdiction of this cause pursuant to MISS. CODE ANN. § 9-7-81 (1972). The principal amount in controversy exceeds the jurisdictional limit of the Circuit Court of the State of Mississippi, exclusive of interest and court costs.

6. This Court has personal jurisdiction over the Defendants because one or more of the Defendants are residents of the State of Mississippi and because the acts and omissions giving rise to this case occurred in whole or in part within the State of Mississippi, and in Pike County, Mississippi.

7. Venue is proper in this Court pursuant to MISS. CODE ANN. § 11-11-3 (2004) because at least one Defendant resides in Pike County, Mississippi, and the acts and omissions giving rise to this case occurred substantially in Pike County, Mississippi.

## III.

### STATEMENT OF FACTS

7. This Complaint is filed on behalf of all the wrongful death beneficiaries of the victim, Wendy Dansby, deceased. On or about March 31, 2021, Wendy Dansby was found dead in the home of Robert Lenoir, on Hope Drive, in McComb, Mississippi. Robert Lenoir was charged with tampering with physical evidence and possession of a controlled substance.

8. On information and belief, Plaintiffs expect Robert Lenoir to be charged with killing their mother after a deadly and physical aggravated domestic violence incident shortly before her death. John Does 1-5, on information and belief, assisted in the cover-up of the assault or ignored the injuries of the decedent, therefore being partially responsible for the victim's death.

Jane Does 1-5, on information and belief, assisted in the coverup of the assault and/or ignored the injuries of the decedent, therefore, being partially responsible for the victim's death.

**IV.**

**CAUSES OF ACTION**

9. Each of the foregoing paragraphs is incorporated by reference in the following:

**COUNT ONE: WRONGFUL DEATH**

**AND INTENTIONAL DEATH**

10. Plaintiffs reallege, restate, and incorporate all allegations and averments otherwise set forth in Paragraphs Nos. 1 through 9 herein.

11. Defendant Robert Lenoir intentionally and with malice caused numerous injuries including massive head trauma to Wendy Dansby, the decedent, and therefore, caused her death.

12. Alternatively, Robert Lenoir, the Defendant, with gross negligence and/or culpable negligence caused numerous, serious injuries and including massive head trauma to Wendy Dansby, the decedent, and therefore, caused her death.

13. As a direct and proximate result of the aforementioned negligence of the Defendants, Wendy Dansby sustained serious bodily injuries resulting in her death. Defendants are jointly and severally liable unto the heirs and wrongful death beneficiaries of Wendy Dansby, for loss of her companionship, society, support, affection, and love.

14. That as a direct and proximate result of the aforementioned negligent acts of the Defendants, the heirs and wrongful death beneficiaries of Wendy Dansby, Deceased, have suffered the untimely and unexpected loss of their wrongful death beneficiaries, and have endured severe mental anguish and emotional suffering. Additionally, they have been unduly

deprived of their companionship, support, love, and affection. Plaintiffs have been forced to deal with the horrific and traumatic experience, which has affected their daily lives and routines and diminished their enjoyment of life.

15. That the heirs and wrongful death beneficiaries of Wendy Dansby, seek and demand any and all damages to which they are entitled by law or equity including, but not limited to, loss of love, society, companionship, loss of affection, pain, and suffering and mental anguish, medical expenses, funeral expenses, loss of wage-earning capacity, loss of future wages, loss of ability to enjoy life, economic damages, non-economic damages along with those provided pursuant to MISS. CODE ANN. § 11-7-13, the Wrongful Death Statute of the State of Mississippi, and any other applicable statutes or laws.

#### COUNT TWO

#### GROSS NEGLIGENCE AND PUNITIVE DAMAGES

16. Plaintiffs reallege, restate, and incorporate all allegations and averments otherwise set forth in Paragraph Nos. I through 11 herein.

17. Defendants' conduct and/or omissions constitute a willful and intentional wrong to Wendy Dansby, Deceased, which was done with such gross and reckless negligence as is equivalent to such a wrong, and which entitles Plaintiffs to punitive damages in an amount to be proven at trial.

18. The intentional, willful, unlawful, wanton, reckless, grossly negligent, and/or negligent acts and/or omissions of Defendants were proximate causes of the above-described incident, the resulting fatal injuries sustained by Wendy Dansby, deceased, and resulting losses and damages sustained by Plaintiffs.

19. Defendants had a duty to exercise reasonable care not to harm Plaintiff.

20. Defendants breached their duty of care to Plaintiff by engaging in conduct which, under the particular circumstances, discloses a reckless indifference to the consequences without the exertion of any substantial effort to avoid them. Defendants acted willfully, wantonly, or with reckless disregard for the safety of others and the consequences to Plaintiff.

21. As a direct and proximate result of Defendants' gross negligence, Plaintiff suffered severe physical pain, suffering, emotional distress, and injuries of a personal and pecuniary nature.

22. The actions of all Defendants complained of herein were so brutal, vicious, and reprehensible to constitute actual malice, willful and wanton conduct, and/or reckless disregard for Plaintiff's rights and bodily safety. As such, Plaintiff is entitled to an award of punitive damages from all Defendants, whether named or designated as Fictitious Parties herein, to punish Defendants for their conduct and to deter Defendants and others from similar misconduct in the future.

23. In the event of an award of punitive damages in this action, or a judicial finding that the conduct of Defendants is punitive in nature and of the type that would authorize an award of punitive damages, Plaintiff is entitled to and hereby demands recovery of his reasonable attorney's fees and expenses.

### **RELIEF REQUESTED**

WHEREFORE, PREMISES CONSIDERED, Plaintiff demands judgment:

- a. Awarding compensatory damages against Defendants, jointly and severally, in the sum of \$10 million, or such other sum as the Court may find, fix, and determine;
- b. Awarding Plaintiff punitive damages against Defendants, jointly and severally, in the sum that the Court may find, fix, and determine;

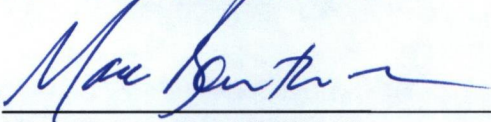
- c. Awarding Plaintiff, against Defendants jointly and severally, pre-judgment and post-judgment interest, costs, attorney's fees and expenses; and
- d. Granting such other and further relief, legal and equitable, as is just and proper.

A jury trial is demanded and not waived.

THIS, the 29th day of March 2022.

Respectfully submitted,

SARAH GRACE MILTON, ON BEHALF OF THE  
WRONGFUL DEATH BENEFICIARIES OF  
WENDY DANSBY, DECEASED

By:   
\_\_\_\_\_  
Marc Boutwell, MSB#9263

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