

FORM 1.997. CIVIL COVER SHEET

The civil cover sheet and the information contained in it neither replace nor supplement the filing and service of pleadings or other documents as required by law. This form must be filed by the plaintiff or petitioner with the Clerk of Court for the purpose of reporting uniform data pursuant to section 25.075, Florida Statutes. (See instructions for completion.)

I. CASE STYLE

IN THE CIRCUIT/COUNTY COURT OF THE TWELFTH JUDICIAL CIRCUIT,
IN AND FOR SARASOTA COUNTY, FLORIDA

Plaintiff

Case # _____

Judge _____

vs.

Defendant

II. AMOUNT OF CLAIM

Please indicate the estimated amount of the claim, rounded to the nearest dollar. The estimated amount of the claim is requested for data collection and clerical processing purposes only. The amount of the claim shall not be used for any other purpose.

- \$8,000 or less
- \$8,001 - \$30,000
- \$30,001- \$50,000
- \$50,001- \$75,000
- \$75,001 - \$100,000
- over \$100,000.00

III. TYPE OF CASE (If the case fits more than one type of case, select the most definitive category.) If the most descriptive label is a subcategory (is indented under a broader category), place an x on both the main category and subcategory lines.

CIRCUIT CIVIL

- Condominium
- Contracts and indebtedness
- Eminent domain
- Auto negligence
- Negligence—other
 - Business governance
 - Business torts
 - Environmental/Toxic tort
 - Third party indemnification
 - Construction defect
 - Mass tort
 - Negligent security
 - Nursing home negligence
 - Premises liability—commercial
 - Premises liability—residential
- Products liability
- Real Property/Mortgage foreclosure
 - Commercial foreclosure
 - Homestead residential foreclosure
 - Non-homestead residential foreclosure
 - Other real property actions
- Professional malpractice
 - Malpractice—business
 - Malpractice—medical
 - Malpractice—other professional
- Other
 - Antitrust/Trade regulation
 - Business transactions
 - Constitutional challenge—statute or ordinance
 - Constitutional challenge—proposed amendment
 - Corporate trusts
 - Discrimination—employment or other
 - Insurance claims
 - Intellectual property
 - Libel/Slander
 - Shareholder derivative action
 - Securities litigation
 - Trade secrets
 - Trust litigation

COUNTY CIVIL

- Small Claims up to \$8,000
- Civil
- Real property/Mortgage foreclosure

- Replevins
- Evictions
 - Residential Evictions
 - Non-residential Evictions
- Other civil (non-monetary)

COMPLEX BUSINESS COURT

This action is appropriate for assignment to Complex Business Court as delineated and mandated by the Administrative Order. Yes No

IV. REMEDIES SOUGHT (check all that apply):

- Monetary;
- Nonmonetary declaratory or injunctive relief;
- Punitive

V. NUMBER OF CAUSES OF ACTION: []

(Specify)

1

VI. IS THIS CASE A CLASS ACTION LAWSUIT?

- yes
- no

VII. HAS NOTICE OF ANY KNOWN RELATED CASE BEEN FILED?

- no
- yes If “yes,” list all related cases by name, case number, and court.

VIII. IS JURY TRIAL DEMANDED IN COMPLAINT?

- yes
- no

I CERTIFY that the information I have provided in this cover sheet is accurate to the best of my knowledge and belief, and that I have read and will comply with the requirements of Florida Rule of Judicial Administration 2.425.

Signature: s/ Patrick J Reilly
Attorney or party

Fla. Bar # 125109
(Bar # if attorney)

Patrick J Reilly
(type or print name)

03/10/2022
Date

IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT
IN AND FOR SARASOTA COUNTY, FLORIDA

JOSEPH PETITO and
NICHOLE SCHMIDT,

Plaintiffs,

vs.

CASE NO. 2022 CA _____ SC

CHRISTOPHER LAUNDRIE and
ROBERTA LAUNDRIE,

Defendants.

COMPLAINT

COME NOW, JOSEPH PETITO and NICHOLE SCHMIDT, by and through their undersigned counsel, and file the within Complaint against the Defendants, CHRISTOPHER LAUNDRIE and ROBERTA LAUNDRIE, and in support thereof, allege as follows:

1. This is an action for damages that exceed \$30,000.00 exclusive of prejudgment interest, costs and attorney fees.
2. Venue is proper in Sarasota County, Florida because the Defendants reside therein.
3. This Court has jurisdiction over the within matter pursuant to F.S. §86.011 and F.S. §26.012.
4. The Plaintiff, JOSEPH PETITO, is a resident of Vero Beach, Florida, and is the father of Gabrielle Petito, deceased.
5. Plaintiff, NICHOLE SCHMIDT, is a resident of Blue Point, New York, and is the mother of Gabrielle Petito, deceased.
6. Defendants, CHRISTOPHER LAUNDRIE and ROBERTA LAUNDRIE, are residents of North Port, Florida, and are the parents of Brian Laundrie, deceased.

7. Brian Laundrie and Gabrielle Petito became engaged to marry on or about July 2, 2020.

8. On July 2, 2021, Brian Laundrie and Gabrielle Petito left New York in a van owned by Gabrielle Petito to take a trip to the western United States which was expected to last for several months.

9. Prior to the trip taken by Gabrielle Petito and Brian Laundrie, Joseph Petito and Nichole Schmidt, and Christopher Laundrie and Roberta Laundrie, had a cordial relationship.

10. Gabrielle Petito had hopes of becoming a travel influencer, a “van-lifer” and document her cross-country travels on social media sites such as YouTube, Instagram and TikTok.

11. During the course of the aforementioned trip, Gabrielle Petito called her family almost daily, including her parents, Joseph Petito and Nichole Schmidt, and her siblings.

12. The last communication that Gabrielle Petito had with Joseph Petito was on August 21, 2021.

13. The last communication that Nichole Schmidt had with Gabrielle Petito was on August 27, 2021.

14. It is believed that on August 27, 2021, Brian Laundrie murdered Gabrielle Petito. The cause of her death was blunt force injuries to the head and neck with manual strangulation.

15. Gabrielle Petito was twenty-two (22) years of age at the time of her death.

16. After Brian Laundrie murdered Gabrielle Petito, Brian Laundrie sent text messages back and forth between his cell phone and Gabrielle Petito’s cell phone in an effort to hide the fact that she was deceased.

17. On August 27, 2021, it is believed that Brian Laundrie sent a text to Nichole Schmidt in which he referred to Gabrielle Petito's grandfather, Stan, by name. Gabrielle Petito never called her grandfather by his name.

18. It is believed, and therefore averred that on or about August 28, 2021, Brian Laundrie advised his parents, Christopher Laundrie and Roberta Laundrie, that he had murdered Gabrielle Petito. On that same date, Christopher Laundrie and Roberta Laundrie spoke with Attorney Steve Bertolino, and sent him a retainer on September 2, 2021.

19. On August 30, 2021, Brian Laundrie sent a text message from Gabrielle Petito's cell phone to Nichole Schmidt stating that there was no service in Yosemite Park in an effort to deceive Nichole Schmidt into believing that Gabrielle Petito was still alive.

20. On September 1, 2021, Brian Laundrie returned to the home of his parents, Christopher Laundrie and Roberta Laundrie, driving Gabrielle Petito's van.

21. After this point in time, there was no contact between Joseph Petito and Nichole Schmidt on the one hand, and Christopher Laundrie and Roberta on the other.

22. From August 27, 2021, until September 19, 2021, when Gabrielle Petito's remains were found at the Spread Creek Dispersed Camping area in Wyoming, Plaintiffs were extremely distraught and were attempting to locate Gabrielle Petito.

23. While Gabrielle Petito's family was suffering, the Laundrie family went on vacation to Fort DeSoto Park on September 6-7, 2021.

24. In an effort to avoid any contact with Nichole Schmidt, on or about September 10, 2021, Roberta Laundrie blocked Nichole Schmidt on her cellular phone such that neither phone calls nor texts could be delivered, and she blocked her on Facebook.

25. On September 14, 2021, with full knowledge that Gabrielle Petito had been murdered by their son, Christopher Laundrie and Roberta Laundrie through their lawyer issued the following statement:

“It is our understanding that a search has been organized for Miss Petito in or near Grand Teton National Park in Wyoming. On behalf of the Laundrie family it is our hope that the search for Miss Petito is successful and that Miss Petito is reunited with her family.”

26. On September 16, 2021, Attorney Richard Stafford, on behalf of Gabrielle Petito’s family, issued a letter to Christopher Laundrie and Roberta Laundrie as follows:

“We are writing this letter to ask you to help find our beautiful daughter. We understand you are going through a difficult time and your instinct to protect your son is strong.

We ask you to put yourselves in our shoes. We haven’t been able to sleep or eat and our lives are falling apart.

We believe you know the location of where Brian left Gabby. We beg you to tell us. As a parent, how could you let us go through this pain and not help us? As a parent, how can you put Gabby’s younger brothers and sisters through this?

Gabby lived with you for over a year. She was going to be your daughter in law. How can you keep her location hidden? You were both at Jim and Nichole’s house. You were both so happy that Brian and Gabby got engaged and were planning to spend their lives together. Please, if you or your family have any decency left, please tell us where Gabby is located. Tell us if we are even looking in the right place.

All we want is Gabby to come home. Please help us make that happen.”

27. Despite the fact that Joseph Petito and Nichole Schmidt implored Christopher Laundrie and Roberta Laundrie to tell them if their daughter was alive, and if she was not, where her remains were located, Christopher Laundrie and Roberta Laundrie refused to respond to either Joseph Petito and Nichole Schmidt, or law enforcement.

28. Christopher Laundrie and Roberta Laundrie instructed that all contacts were to be made through their attorney, Steven P. Bertolino, and he issued “no comment” when asked about Gabrielle Petito’s well-being.

29. While Joseph Petito and Nichole Schmidt were desperately searching for information concerning their daughter, Christopher Laundrie and Roberta Laundrie were keeping the whereabouts of Brian Laundrie secret, and it is believed were making arrangements for him to leave the country.

30. Christopher Laundrie and Roberta Laundrie knew of the mental suffering and anguish of Joseph Petito and Nichole Schmidt, and knew that they could alleviate, at least in part, such mental suffering and anguish by disclosing what they knew about the well-being and the location of the remains of Gabrielle Petito, yet they repeatedly refused to do so. In doing so, Christopher Laundrie and Roberta Laundrie acted with malice or great indifference to the rights of Joseph Petito and Nichole Schmidt.

31. Christopher Laundrie and Roberta Laundrie exhibited extreme and outrageous conduct which constitutes behavior, under the circumstances, which goes beyond all possible bounds of decency and is regarded as shocking, atrocious, and utterly intolerable in a civilized community.

32. As a direct and proximate result of the willfulness and maliciousness of Christopher Laundrie and Roberta Laundrie, Joseph Petito and Nichole Schmidt had been caused to suffer pain and suffering, mental anguish, inconvenience, loss of capacity for enjoyment of life experienced in the past and to be experienced in the future.

WHEREFORE, Plaintiffs, JOSEPH PETITO and NICHOLE SCHMIDT, respectfully request this Honorable Court enter judgment in their favor and against the Defendants,

CHRISTOPHER LAUNDRIE and ROBERTA LAUNDRIE, and award to them just compensation for the damages they have suffered, together with costs, and such other relief as this Honorable Court deems just and appropriate.

/s/ Patrick J. Reilly, Esquire
PATRICK J. REILLY, ESQUIRE
Florida Bar Number: 125109
Snyder & Reilly, Trial Lawyers
355 West Venice Avenue
Venice, Florida 34285
Telephone: (941) 485-9626
Primary Email: e-service@snyderandreilly.com
Secondary Email: pat@snyderandreilly.com
and valerie@snyderandreilly.com
Counsel for Plaintiffs, Joseph Petito and
Nichole Schmidt

IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT
IN AND FOR SARASOTA COUNTY, FLORIDA

JOSEPH PETITO and
NICHOLE SCHMIDT,

Plaintiffs,

vs.

CASE NO. 2022 CA _____ SC

CHRISTOPHER LAUNDRIE and
ROBERTA LAUNDRIE,

Defendants.

SUMMONS

**THE STATE OF FLORIDA:
TO ALL AND SINGULAR THE SHERIFFS OF SAID STATE, GREETINGS:**

YOU ARE HEREBY COMMANDED to serve this summons and a copy of the Complaint and Designation of Email Addresses in the above-styled cause upon the Defendant:

ROBERTA LAUNDRIE
4343 Wabasso Avenue
North Port, FL 34287

Defendant is hereby required to serve written defenses to said complaint or petition on plaintiffs' attorney, whose name and address is:

PATRICK J. REILLY, ESQUIRE
Snyder & Reilly, Trial Lawyers
355 West Venice Avenue
Venice, Florida 34285
Primary Email: e-services@snyderlawoffice.com
Secondary Email: pat@snyderandreilly.com and
valerie@snyderandreilly.com

within 20 days after service of this summons upon that defendant, exclusive of the day of service, and to file the original of said written defenses with the clerk of said court either before service on plaintiff's attorney or immediately thereafter. If a defendant fails to do so, a default will be entered against the defendant for the relief demanded in the complaint.

If you cannot afford to pay an attorney, call the Bar Association Legal Aid Society at (941) 366-1746; 1900 Main Street, Suite 311, Sarasota, Florida 34236-5921. An individual not eligible for

free legal assistance may obtain a referral to an attorney by calling The Florida Bar Lawyer Referral Service at (800) 342-8011; 650 Apalachee Parkway, Tallahassee, Florida 32399-2300.

In accordance with the Americans With Disabilities Act, persons needing a reasonable accommodation to participate in this proceeding should, no later than seven (7) days prior, contact the Clerk of Court's Jury Office at (941) 861-7400, 2000 Main Street, Sarasota, Florida 34237. If hearing impaired, contact (TDD) 1-800-955-8771 or 1-800-955-8770 via Florida Relay Service.

WITNESS my hand and the seal of said court on _____
_____, 2022.

CLERK OF COURT

(SEAL)

By: _____
Deputy Clerk

PERSONAL SERVICE ON A NATURAL PERSON
IMPORTANT

A lawsuit has been filed against you. You have 20 calendar days after this summons is served on you to file a written response to the attached complaint with the clerk of this court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money, and property may thereafter be taken without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or legal aid office (listed in the phone book). If you choose to file a written response yourself, at the same time you file your written response to the court you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's Attorney" named in this summons.

IMPORTANTE

Usted ha sido demandado legalmente. Tiene 20 días, contados a partir del recibo de esta notificación, para contestar la demanda adjunta, por escrito, y presentarla ante este tribunal. Una llamada telefónica no lo protegerá. Si usted desea que el tribunal considere su defensa, debe presentar su respuesta por escrito, incluyendo el número del caso y los nombres de las partes interesadas. Si usted no contesta la demanda a tiempo, podría perder el caso y podría ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de las oficinas de asistencia legal que aparecen en la guía telefónica. Si desea responder a la demanda por su cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, deberá usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney" (Demandante o Abogado del Demandante).

IMPORTANT

Des poursuites judiciaires ont été entreprises contre vous. Vous avez 20 jours consécutifs à partir de la date de l'assignation de cette citation pour déposer une réponse écrite à la plainte ci-jointe auprès de ce tribunal. Un simple coup de téléphone est insuffisant pour vous protéger. Vous êtes obligé de déposer votre réponse écrite, avec mention du numéro de dossier ci-dessus et du nom des parties nommées ici, si vous souhaitez que le tribunal entende votre cause. Si vous ne déposez pas votre réponse écrite dans le délai requis, vous risquez de perdre la cause ainsi que votre salaire, votre argent, et vos biens peuvent être saisis par la suite, sans aucun préavis ultérieur du tribunal. Il y a d'autres obligations juridiques et vous pouvez requérir les services immédiats d'un avocat. Si vous ne connaissez pas d'avocat, vous pourriez téléphoner à un service de référence d'avocats ou à un bureau d'assistance juridique (figurant à l'annuaire de téléphones). Si vous choisissez de déposer vous-même une réponse écrite, il vous faudra également, en même temps que cette formalité, faire parvenir ou expédier une copie de votre réponse écrite au "Plaintiff/Plaintiff's Attorney" (Plaignant o

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IN AND FOR SARASOTA COUNTY, FLORIDA

JOSEPH PETITO and
NICHOLE SCHMIDT,

Plaintiffs,

vs.

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Primary Email: e-services@snyderlawoffice.com
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NICHOLE SCHMIDT,

Plaintiffs,

vs.

CASE NO. 2022 CA _____ SC

CHRISTOPHER LAUNDRIE and
ROBERTA LAUNDRIE,

Defendants.

NOTICE OF APPEARANCE AND DESIGNATION OF EMAIL ADDRESSES

Patrick J. Reilly, Esquire of Snyder & Reilly, Trial Lawyers does hereby file his Notice of Appearance as Counsel of Record for the Plaintiffs, JOSEPH PETITO and NICHOLE SCHMIDT, and designates the following email addresses for the purpose of service of all documents required to be served pursuant to Rule 2.516 in this proceeding:

Primary Email Address: e-service@snyderandreilly.com

Secondary Email Addresses: pat@snyderandreilly.com
valerie@snyderandreilly.com

/s/ Patrick J. Reilly, Esquire
PATRICK J. REILLY, ESQUIRE
Florida Bar Number: 125109
Snyder & Reilly, Trial Lawyers
355 West Venice Avenue
Venice, Florida 34285
Telephone: (941) 485-9626
Primary Email: e-service@snyderandreilly.com
Secondary Email: pat@snyderandreilly.com
and valerie@snyderandreilly.com
Counsel for Plaintiffs

IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT
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Plaintiffs,

vs.

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Defendants.

NOTICE OF SOUTH COUNTY ORIGIN

The above referenced case, including but not limited to probate, guardianship, circuit civil and county court civil, meets the following criteria pursuant to Administrative Order # 2012-11.2:

✓ The Defendants reside within the South County Judicial District;

The cause of action arose within the South County Judicial District; and/or

The property in litigation is within the South County Judicial District.

I hereby certify the above is true and correct and submitted in good faith this 10th day of March, 2022.

/s/ Patrick J. Reilly, Esquire
PATRICK J. REILLY, ESQUIRE
Florida Bar Number: 125109
Snyder & Reilly, Trial Lawyers
355 West Venice Avenue
Venice, Florida 34285
Telephone: (941) 485-9626
Primary Email: e-service@snyderandreilly.com
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and valerie@snyderandreilly.com
Counsel for Plaintiffs, JOSEPH PETITO and
NICHOLE SCHMIDT