

**STATE OF NEW YORK
SUPREME COURT: COUNTY OF ERIE**

**JULIE BUTKOWSKI,
101 Argonne Drive,
Kenmore, NY 14217**

SUMMONS

Index No.

Plaintiff,

vs.

**WILLIAM J. CROKER
715 Sweet Home Road,
Buffalo, NY 14226**

and

**BARBARA LANDON
4120 Overcup Oak Lane,
Cary, NC 27519**

Defendants.

TO THE ABOVE-NAMED DEFENDANTS:

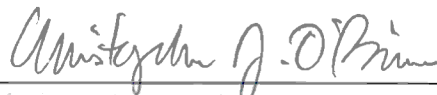
YOU ARE HEREBY SUMMONED AND REQUIRED to serve upon the plaintiffs' attorneys, at the address stated below, a written Answer to the attached Complaint.

If this Summons is served upon you within the State of New York by personal service you must respond within twenty (20) days after service, not counting the day of service. If this Summons is not personally delivered to you within the State of New York, you must respond within thirty (30) days after service is complete, as provided by law.

If you do not respond to the attached Complaint with the applicable time limitation stated above a Judgment will be entered against you, by default for the relief demanded in the Complaint, without further notice to you.

This action is brought in the County of Erie because it is the Plaintiff's County of residence.

DATED: Buffalo, New York
December 13, 2019



Christopher J. O'Brien, Esq.
O'Brien & Ford, P.C.
Attorneys for Plaintiff
4925 Main Street, Suite 222
Buffalo, New York 14226
TEL: (716) 907-7777

**STATE OF NEW YORK
SUPREME COURT: COUNTY OF ERIE**

JULIE BUTKOWSKI,

COMPLAINT

Plaintiff,

Index No.

vs.

**WILLIAM J. CROKER and
BARBARA LANDON**

Defendants.

Plaintiff, Julie Butkowski, by her attorneys, O'Brien & Ford, P.C., as and for her Complaint against the Defendants, hereby states and alleges:

1. At all times hereinafter referenced, the Plaintiff was and is a resident residing in the County of Erie and State of New York.
2. Upon information and belief and at all times hereinafter referenced, Defendant Barbara Landon was the spouse of Defendant William J. Croker and resided in the State of New York.
3. Upon information and belief and at all times hereinafter referenced, Defendant William J. Croker was an individual residing in the State of New York.

**AS AND FOR A FIRST CAUSE OF ACTION
PLAINTIFF HEREBY STATES AND ALLEGES:**

4. Plaintiff repeats and realleges the allegations contained in paragraphs "1" through "3" as if more fully stated herein.
5. In the year 1978, the Plaintiff, who was then an 11-year-old infant, began babysitting for the two Defendants at the Defendants' residence at 838 Brighton Road in the Town of Tonawanda, County of Erie and State of New York.

6. Within a year of first beginning babysitting for the Defendants, the Plaintiff was regularly sexually assaulted, groped, sodomized and raped by Defendants William J. Croker.

7. By reason of the conduct of the Defendants as described below, this case is brought under the Child Victims Act; and, as such, qualifies to be brought during the one-year revival period as provided by that statute.

8. The sexual acts described in the preceding paragraph took place in the residence located at 838 Brighton Road and in a variety of other locations including Defendant William J. Croker's motor vehicle.

9. The sexual assault in question took place between the years of 1979 up to and including 1984, during the time period when the Plaintiff was ages 12 through 17.

10. As a result of the conduct as described above, the Plaintiff suffered pain and suffering and, upon information and belief, will continue to suffer pain and suffering in the future.

11. As a result of the conduct as described above, the Plaintiff suffered lost wages and/or diminution of earnings and, upon information and belief, will suffer diminution of earnings in the future.

12. As a result of the conduct as stated above, the Plaintiff has sustained damages in an amount which exceeds the jurisdictional limits of all Courts of lower jurisdiction.

AS AND FOR A SECOND CAUSE OF ACTION
PLAINTIFF HEREBY STATES AND ALLEGES:

13. Plaintiff repeats and realleges the allegations contained in paragraphs "1" through "11" as if more fully stated herein.

14. At all times referenced herein, Defendant Barbara Landon was the wife of Defendant William J. Croker and resided in the home with him at 838 Brighton Road.

15. Upon information and belief, Defendant Barbara Landon knew or should have known of the sexual abuse and rape of the Plaintiff by Defendant William J. Croker which was taking place in that residence. Due to the negligence of Defendant Barbara Landon, Defendant William J. Croker was able to continue to engage in the rape and sexual abuse of the Plaintiff.

16. As a result of the negligence of Defendant Barbara Landon, the Plaintiff suffered injury.

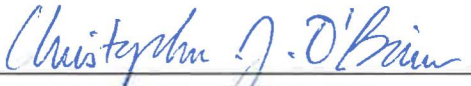
17. As a result of the negligence of Defendant Barbara Landon, the Plaintiff suffered pain and suffering and, upon information and belief, will continue to suffer pain and suffering in the future.

18. As a result of the negligence of Defendant Barbara Landon, the Plaintiff has suffered lost wages and/or diminution of earnings and, upon information and belief, will suffer diminution of earnings in the future.

19. As a result of the foregoing, the Plaintiff has suffered damages in an amount which exceeds the jurisdictional limits of all Courts of lower jurisdiction.

WHEREFORE, Plaintiff seeks judgment against Defendants William J. Croker and Barbara Landon on both causes of action in an amount which exceeds the jurisdictional limits of all Courts of lower jurisdiction.

DATED: Buffalo, New York
December 13, 2019


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O'Brien & Ford, P.C.
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