

IN THE CIRCUIT COURT OF THE
SEVENTH JUDICIAL CIRCUIT, IN AND
FOR VOLUSIA COUNTY, FLORIDA

CASE NO:

CHARLES ST. GERMAIN,

Plaintiff,

v.

EDGEWATER POLICE DEPARTMENT,

Defendant.

COMPLAINT

Plaintiff, CHARLES ST. GERMAIN, by and through the undersigned attorney, sues the Defendant, EDGEWATER POLICE DEPARTMENT, and states as follows:

1. This is an action for damages that exceeds Fifty Thousand Dollars (\$50,000.00) exclusive of interest, costs and attorneys' fees.
2. At all times material to this action, Plaintiff, CHARLES ST. GERMAIN, is a natural person residing in Titusville, Brevard County, Florida.
3. At all times material to this action, Defendant, EDGEWATER POLICE DEPARTMENT, is a police agency operating in the City of Edgewater doing business in the State of Florida.
4. All other conditions precedent to the bringing of this action have been performed, have occurred or have been waived.
5. Venue is proper in Volusia County because the alleged incident occurred in Volusia County, Florida.

6. Plaintiff, CHARLES ST. GERMAIN, has complied with statutory requirements as set forth in § 768.28, Florida Statutes, and all other conditions precedent.

7. On June 10, 2025, Plaintiff, CHARLES ST. GERMAIN, served a statutory notice by certified mail on the Defendant, EDGEWATER POLICE DEPARTMENT, pursuant to Florida Statute § 768.28. (See Plaintiff's Exhibit "A").

FACTS COMMON TO ALL COUNTS

8. On or about May 26, 2023, Plaintiff, CHARLES ST. GERMAIN, was operating a motor vehicle, at or near the intersection of US 1 and Roberts Road, located in Edgewater, Volusia County, Florida.

9. At that time and place, Parker Lee Sweeney, was operating a motor vehicle owned by the Defendant, EDGEWATER POLICE DEPARTMENT, at or near the intersection of US 1 and Roberts Road, located in Edgewater, Volusia County, Florida.

10. At that time and place, Parker Lee Sweeney, was operating a motor vehicle during the course and scope of his employment with the Defendant, EDGEWATER POLICE DEPARTMENT.

11. At that time and place Parker Lee Sweeney operated the subject motor vehicle with the full knowledge and the express authority, permission and consent of its owner, Defendant, EDGEWATER POLICE DEPARTMENT.

12. At that time and place Parker Lee Sweeney negligently and carelessly operated and/or maintained his vehicle so as to collide with the motor vehicle being operated by Plaintiff, CHARLES ST. GERMAIN.

13. As a result of the collision caused by the negligence of Parker Lee Sweeney, Plaintiff, CHARLES ST. GERMAIN, sustained serious and permanent injuries.

**COUNT I – ACTION BY PLAINTIFF FOR NEGLIGENCE AGAINST
DEFENDANT, EDGEWATER POLICE DEPARTMENT**

14. Plaintiff, CHARLES ST. GERMAIN, adopts and re-alleges Paragraphs 1 through 13 as fully set forth herein.

15. Defendant, EDGEWATER POLICE DEPARTMENT, is vicariously liable for the negligence of Parker Lee Sweeney, pursuant to the doctrine of Respondeat Superior and principles of vicarious liability.

16. That as a direct and proximate result of the negligence of Parker Lee Sweeney, Plaintiff, CHARLES ST. GERMAIN, suffered bodily injury and resulting pain and suffering, disability, disfigurement, mental anguish, activation of a latent defect, permanent aggravation of a previously existing condition, loss of capacity for the enjoyment of life, expense of hospitalization, surgical treatment, medical and nursing care and treatment, loss of earnings, and the loss of ability to earn money. The losses are either permanent or continuing, and the Plaintiff will suffer the losses in the future.

17. Plaintiff, CHARLES ST. GERMAIN, will suffer or incur the injuries, expenses and impairment in the future.

WHEREFORE, Plaintiff, CHARLES ST. GERMAIN, demands judgment for damages against Defendant, EDGEWATER POLICE DEPARTMENT, for personal injuries including the losses enumerated herein, costs, interest and for other such relief as may be just and equitable and otherwise deemed proper by the Court.

DEMAND FOR JURY TRIAL

Plaintiff, CHARLES ST. GERMAIN, demands a jury trial on all issues so triable of each and every one of the Counts set forth above.

RESPECTFULLY submitted this 16th day of December, 2025.

/s/ NADIA Y. SCHWOB, ESQUIRE

Nadia Y. Schwob, Esquire

Florida Bar No.: 127494

DAN NEWLIN INJURY ATTORNEYS

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Attorney for Plaintiff

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In compliance with (FL R. Jud. Admin. 2.516):

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DAN NEWLIN

INJURY ATTORNEYS

EXHIBIT "A"

Attorneys at Law

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Brent Riggie
Whitney Rodriguez
Shaun Rosenberg
Brian Rush
Kevin Russell
Joseph Scarpa, Jr.

Orlando | Lake Mary | Melbourne | Tampa | Ocala | Gainesville | Clermont | Altamonte | Champions Gate
NOTICE OF CLAIM-FLORIDA STATUTE §768.28(6)

[REDACTED]

CERTIFIED MAIL-RETURN RECEIPT

TO: Department of Financial Services
State of Florida - Legal Division
200 E. Gaines Street
Tallahassee, FL 32399-0300

City of Edgewater
104 North Riverside
Edgewater, FL 32132

Edgewater Police Department
135 E Park Ave
Edgewater, FL 32132

City of Edgewater - Mayor
Diezel DePew
PO Box 100
Edgewater, FL 32132

CLAIMANT: Charles St. Germain
Address: 2605 Columbia Blvd apt.1105
Titusville, FL 32780
Date of Birth: [REDACTED]
Place of Birth: [REDACTED]
Social Security No.: [REDACTED]

CONSORTIUM CLAIMANT: Not Applicable
Address:
Date of Birth:
Place of Birth:
Social Security No.:

PRIOR ADJUDICATED UNPAID CLAIMS: (if none, so state)
Claimant: None
Consortium Claimant: None

DATE AND TIME OF INCIDENT:
May 26, 2023 at 10:36 PM

PLACE OF INCIDENT:
Edgewater, Volusia County, Florida

DESCRIPTION OF INCIDENT:
Motor vehicle collision at the intersection of US 1 and Roberts Road. Parker Sweeney failed to yield the right of way, ran a red light, and crashed into the vehicle driven by Mr. St. Germain.

DESCRIPTION OF INJURIES:
Broken leg, fractured ribs

KNOWN GOVERNMENT AGENTS OR EMPLOYEES:
Parker Lee Sweeney with the Edgewater Police Department;
Vehicle License Number: XF2194.

RELIEF SOUGHT:
Compensation to include but not to be limited to all permanent injuries, past and future medical bills, wage loss, mileage, prescriptions, pain and suffering, property damage and any and all other out of pocket expenses incurred as a result of this accident.

IF ADDITIONAL INFORMATION IS NEEDED, PLEASE CONTACT THE UNDERSIGNED.
PLEASE ACKNOWLEDGE RECEIPT HEREOF.

Kelsey Schott
Nadia Schwob
Thomas B. Sherod
Laura L. Shields
Joshua Silberman
Dustin Smith
Nicole Smith
Paige Staudenmaier
Alexandra Steele-Duff
Michelle Stein
Emily Stottlemeyer
Tyler Swift
Matthew Swihart
Cynthia M. Thomas
Steven J. Tomesko
Michael H. Truax
Colleen Tuohy-Fleming
Adam Vandever
Monica Vandever
Karen Wasson
Lance Weber
Aaron Wong
Logan Young

Board Certified
George H. Anderson
Cosmo Bloom
Richard Dellinger
Michael Donsky
Scott Liotta

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by certified mail to the above agencies, this 4th day of June, 2025.



Nadia Y. Schwob, Esquire

FBN: 127494

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