

FILED
FULTON COUNTY
COMMON PLEAS COURT

2017 APR -5 P 2:50

TRACY L. ZOVER
CLERK

IN THE COURT OF COMMON PLEAS, FULTON COUNTY, OHIO

ESTATE OF SIERAH JOUGHIN,
Deceased, By And Through
SHEILA VACULIK,
ADMINISTRATOR
16505 County Road 6
Metamora, OH 43540

Plaintiff,

vs.

JAMES DEAN WORLEY
c/o Sheriff Roy Miller
129 Courthouse Plaza
Wauseon, OH 43567

and

JAMES DEAN WORLEY TRUST
c/o Sheriff Roy Miller
129 Courthouse Plaza
Wauseon, OH 43567

Defendants.

* Case No. 17 CV 66

* Judge: Robinson

* **COMPLAINT**

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* Counsel for Plaintiff

* * * * *

NOW COMES Plaintiff, by and through Counsel, and for her causes of action
alleges and avers the following particulars to-wit:

COUNT I

Liability of Defendant Worley for Assault And Battery

1. The Defendant James Dean Worley purchased the 3.05 acre property located at 10627 Co. Road 6, Delta Ohio 43515 on September 4, 2013.
2. The Defendant Worley constructed a hidden room in the barn on his property that locked from the outside with a ratchet strap.
3. The Defendant Worley equipped the hidden room with restraints attached to the wall to restrain human beings.
4. The Defendant Worley equipped his pickup truck with duct tape and zip tie restraints to be used to restrain human beings.
5. The Defendant Worley grabbed Sierah Joughin off of her bicycle, hogtied her, and stuffed a gag in her mouth on July 19, 2016.
6. As a result of the assault and battery, suffered the following injuries, damages and losses *inter alia*:
 - a. Physical Injuries.
 - b. Pain and suffering;
 - c. Mental and emotional anguish;
 - d. Damage to her clothing.

COUNT II

LIABILITY OF DEFENDANT WORLEY FOR WRONGFUL DEATH

7. Plaintiff incorporates and realleges paragraphs one through six above.
8. As a result of the assault and battery Sierah Joughin died due to asphyxiation from a large plastic gag in her mouth.

9. Sierah Joughin's body was found on July 22, 2016 buried in a shallow grave in a hog-tied position. Her wrists were in handcuffs behind her back and her wrists were bound with rope to her ankles. Her ankles were taped together.

10. The Fulton County Probate Court appointed Sheila Vaculik the Administrator of the Estate of Sierah Joughin, Deceased.

11. As a result of the wrongful death of Sierah Joughin, her survivors suffered damages *inter alia*:

- a. Loss of support;
- b. Loss of services;
- c. Loss of the society of Sierah, including loss of love, companionship, consortium, care, assistance, attention, protection, advice, guidance, counsel, instruction, training and education;
- d. Loss of prospective inheritance;
- e. Mental anguish.

12. As a further result, Plaintiff incurred reasonable funeral and burial expenses for Sierah.

COUNT III **PUNITIVE DAMAGES**

13. Plaintiff incorporates and realleges paragraphs one through 12 as set forth above.

14. The Defendant Worley is liable for punitive damages under the facts and circumstances of this case.

COUNT IV
FRAUDULENT TRANSFER BY DEFENDANT WORLEY

15. Plaintiff incorporates and realleges paragraphs one through 14 as set forth above.

16. On July 22, 2016 Defendant James Worley was criminally charged with abduction, kidnaping, felonious assault, aggravated murder, aggravated robbery, possession of criminal tools, tampering with evidence, abuse of a corpse, and possessing weapons under disability.

17. Seven days later, on July 29, 2016, Defendant Worley transferred his 3.05 acre property located at 10627 Co. Road 6, Delta Ohio 43515 to his trust of which he was the sole trustee.

18. The land transfer left Defendant Worley indigent.

19. The defendant owes money damages to the Estate of Sierah Joughin for the abduction, murder, and wrongful death of Sierah Joughin.

20. The land transfer was fraudulent as to the next of kin of Sierah Joughin in violation of Ohio Revised Code § 1336.04.

21. The Defendant Worley intended to defraud the Estate of Sierah Joughin.

22. The Defendant Worley did not receive reasonably equivalent value in exchange for the land transfer and should have believed that the damages owed to the Estate of Sierah Joughin were beyond defendant's ability to pay a judgment against him.

23. Defendant's land transfer was done in order to avoid paying his just debt to the Estate of Sierah Joughin.

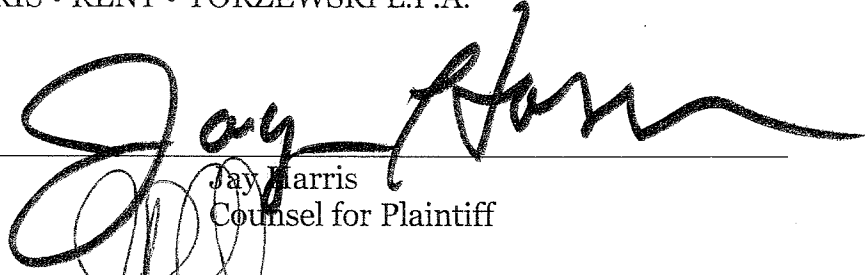
WHEREFORE, and for all of which damages Plaintiff Estate of Sierah Joughin claims money damages for injuries, damages, losses and harms caused by the Defendants' acts, in an amount that is fair and just, consistent with the law and evidence, as well as its costs, attorney's fees, pre-judgment interest, and punitive damages.

Plaintiff requests that the Court declare that the Defendant's fraudulent land transfer of August 29, 2016 is void and the land shall not be transferred until the amount of damages due plaintiff has been determined and paid.

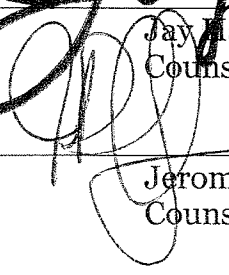
Respectfully submitted,

HARRIS • RENY • TORZEWSKI L.P.A.

By: _____


Jay Harris
Counsel for Plaintiff

By: _____


Jerome Phillips
Counsel for Plaintiff