

ST. ONGE & BROUILLARD  
ATTORNEYS AT LAW  
POST OFFICE BOX 550, PUTNAM, CT 06260-0550  
JURIS NO. 101898 (860) 928-0481

VS.

: AT PUTNAM

RICHARD CHENEY ,

: MARCH 22, 2021

**REQUEST TO AMEND COMPLAINT**

The plaintiff in the above-captioned matter pursuant to the provisions of Section 10-60 of the Superior Court Civil Rules hereby requests permission to amend its Complaint in accordance with the attached Second Amended Complaint.

**THE PLAINTIFF**

By: 

Mark R. Brouillard  
St. Onge & Brouillard  
Its Attorneys

ST. ONGE & BROUILLARD

ATTORNEYS AT LAW

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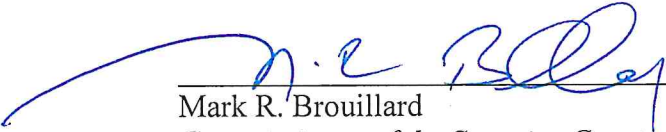
JURIS NO. 101898 (860) 928-0481

I hereby certify that on this 22<sup>nd</sup> day of March, 2020 a copy of the foregoing was sent

via e-mail and/or facsimile, and by regular mail to the following counsel of record and self-represented parties:

Charles K. Norris, Esq.  
Chinigo Leone & Maruzo LLP  
141 Broadway  
PO Box 510  
Norwich, CT 06360  
(Facsimile: 860-887-1744)

Mr. Richard Cheney (pro se)  
42 Oak Drive  
Mansfield, CT 06250  
(Email: [riche1859@gmail.com](mailto:riche1859@gmail.com))



Mark R. Brouillard  
*Commissioner of the Superior Court*

VS.

: AT PUTNAM

RICHARD CHENEY

: MARCH 22, 2021

**AMENDED COMPLAINT**

**FIRST COUNT: (Jolly John's Truck and Equipment, LLC v. Richard Cheney)**

1. The plaintiff, Jolly John's Truck & Equipment is a Connecticut limited liability company with a principal place of business at 380 North Main Street in Moosup, Connecticut.
2. The defendant, Richard Cheney, is an individual with an address of 42 Oak Drive in Mansfield Center, Connecticut.
3. In January, 2018, the defendant, Richard Cheney, requested of the plaintiff that he be allowed the use of a certain 1973 John Deere pay loader in order to evaluate whether he wished to purchase the same. It was agreed by the plaintiff and the defendant, Richard Cheney, that if he in fact purchased the pay loader, that he would not be charged any rental fee. It was further agreed that if he did not purchase the pay loader, then he would be charged the reasonable rental value of the pay loader.
4. In January 2018, through July 2018, the defendant, Richard Cheney, had the use of the 1973 John Deere pay loader. The defendant, Richard Cheney did not purchase

5. In accordance with the agreement reached by the parties, wherein the defendant would be responsible to pay for the reasonable rental value of the 1973 John Deere pay loader in the event that it was not purchased, the sum of Six Thousand Dollars and 00/100 (\$6,000.00) plus tax of Three Hundred Eighty-One Dollars & 00/100 (\$381.00) for a total due of Six Thousand Three Hundred Eight-One Dollars & 00/100 (\$6,381.00) A copy of the invoice is attached hereto as Exhibit "A".
6. Despite demand, the defendant has failed, neglected, or refused to pay the same.

**SECOND COUNT: (Jolly John's Truck and Equipment v. Mattern Construction, Inc.)**

1. The plaintiff, Jolly John's Truck & Equipment is a Connecticut limited liability company with a principal place of business at 380 North Main Street in Moosup, Connecticut.
2. The defendant, Mattern Construction, Inc. is Connecticut corporation with a place of business at 26M Bushnell Hollow Road, Baltic, Connecticut, 06330.
3. In January, 2018, through July, 2018, Richard Cheney, as agent for and acting on behalf of the defendant, Mattern Construction, Inc., agreed to purchase and/or to rent a 1973 John Deere pay loader from the plaintiff.
4. The pay loader was not purchased, and the defendant is liable for the reasonable rental value of the 1973 John Deere pay loader in the amount of Six Thousand Dollars & 00/100 (\$6,000.00) plus tax of Three Hundred Eighty-One Dollars &

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5. The defendant has failed, neglected, or refused to pay the same.

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