

David R. Flyer, Bar #100697
Raquel Flyer Dachner, Bar #282248
FLYER & FLYER, A Professional Law Corporation
4120 Birch St., Ste. 101
Newport Beach, CA 92660
(949) 622-8444
(949) 622-8448 (fax)
davidflyer@flyerandflyer.com
raquelflyer@flyerandflyer.com

Attorneys for Plaintiff
GREG DACHNER

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF RIVERSIDE

GREG DACHNER,)	Case No. CVRI 2404163
)	
Plaintiff,)	
)	COMPLAINT FOR DAMAGES BASED
vs.)	ON NEGLIGENCE
)	
ROCCO LANDERS; STONEY LANDERS;)	Unlimited Civil Jurisdiction
JAIME LANDERS; LANDERS RACING TEAM;)	
and DOES 1 through 100, inclusive,)	PLAINTIFF DEMANDS JURY TRIAL
)	
Defendants.)	

TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

COMES NOW Plaintiff and states:

I. MATERIAL FACTS

This case arises out of Defendant ROCCO LANDERS' (hereinafter "ROCCO," first names are used not out of disrespect but convenience because the Defendants share the same last name), negligent operation of his motorcycle at Adam's Motorsport Park on January 14, 2024. Defendants STONEY LANDERS ("STONEY") and JAMIE LANDERS ("JAMIE"), are ROCCO's parents and the owners/operators of Defendant LANDERS RACING TEAM ("LANDERS RACING"), and were negligent in management and control of that business. ROCCO was riding on behalf of LANDERS RACING on January 14, 2024. Plaintiff GREG DACHNER (hereinafter "DACHNER"), a husband and father of two young children, has ridden motorcycles almost his whole life, and ridden

1 supermoto at Adam's Motorsport Park for over ten years. On January 14, 2024, he was riding at a
2 safe and controlled speed. Plaintiff rode a first session without any incidents then watched a second
3 session. During that second session, ROCCO crashed his motorcycle twice within approximately ten
4 minutes. Plaintiff rode a third session with ROCCO. They rode about five laps before ROCCO lost
5 control of his motorcycle from behind Plaintiff, over corrected, ran off the track through the dirt, and
6 crashed directly into Plaintiff's left side. Immediately upon impact, Plaintiff heard and felt his left
7 ankle break and twist to a degree that his foot was pointed in the wrong direction. Plaintiff's left leg
8 had two broken bones, numerous ligament tears, and his ankle was dislocated with multiple fully
9 ruptured ligaments and tendons. Plaintiff has to date required one surgery, where other surgeries are
10 projected, was placed in a thigh-high cast, and was unable to go to his work for a substantial period
11 of time. He was also unable to sufficiently play with or provide care to his children.

12 ROCCO, STONEY, JAIME, and LANDERS RACING's disregard for the safety of others is
13 widely apparent on their social media pages and in the promotions of their racing team. Defendants
14 have posted numerous images of ROCCO crashing at the same track where he injured Plaintiff on
15 similar type turns; showing no regard for the likelihood of causing harm to others, including
16 Plaintiff.

17 **II. THE PARTIES**

18 1. Plaintiff GREG DACHNER is an individual residing in Orange County, California.

19 2. Defendant ROCCO LANDERS is an individual residing in Los Angeles County,
20 California.

21 3. Defendant STONEY LANDERS is an individual residing in Los Angeles County,
22 California.

23 4. Defendant JAMIE LANDERS is an individual residing in Los Angeles County,
24 California.

25 5. Defendant LANDERS RACING TEAM is a Motorcycle racing business owned and
26 operated by the other Defendants, in many southern California counties.

27 6. The true names and capacities, whether individual, corporate, associate, or otherwise,
28 of Defendants sued as DOES 1 through 100, inclusive, are unknown to Plaintiff who therefore sues

1 said Defendants by such fictitious names; Plaintiff will amend this complaint to show such true
2 names and capacities when he has ascertained the same.

3 7. At all times herein mentioned, each of the Defendants was the agent and/or employee
4 of each of the remaining Defendants, and was at all times herein mentioned acting within the course
5 and scope of such agency and employment, and/or ratified the actions or omissions of each of the
6 other Defendants. Plaintiff is further informed and believes, and thereon alleges, that each of the said
7 Defendants is in some manner responsible for the collision and damages caused to Plaintiff.

8 **III. JURISDICTION AND VENUE**

9 8. Jurisdiction is proper in the Superior Court of the State of California, and venue is
10 proper in the County of Riverside under California Civil Procedure Code §395 because the collision
11 occurred at a race track in Riverside County, California. The amount in controversy in this matter
12 exceeds the jurisdictional minimum for unlimited civil matters.

13 **IV. FACTUAL HISTORY**

14 9. Plaintiff age 37 years, husband, and father of two young children, is an automotive
15 engineer with a highly demanding job. He has been riding motorcycles almost his entire life and
16 lives a very active lifestyle with his family; enjoying exercising, running, and playing sports with his
17 children. Because he has a family to provide for, and is very experienced at riding, he mostly rides
18 supermoto practice sessions which involve: (1) lower speeds by all participants; (2) reduced
19 competitiveness and risk than in racing; and (3) closed course track with limited number of riders to
20 allow reasonable space for riding.

21 10. On January 14, 2024, Plaintiff was riding at Adam's Motorsport Park, a place where
22 he has ridden supermoto for over ten years. As usual, he was riding at a safe and controlled speed.
23 Plaintiff rode a first session without any incidents then rested and watched a second session.
24 ROCCO was riding on behalf of his race team LANDERS RACING. The race team is owned,
25 managed, and operated by Defendants STONEY and JAMIE. During the second session, ROCCO
26 crashed his motorcycle twice within approximately ten minutes.

27 11. Plaintiff rode a third session with ROCCO. They rode about five laps before ROCCO
28 lost control from behind Plaintiff, over corrected, ran off the track through the dirt, and crashed

1 directly into Plaintiff's left side. Immediately upon impact, Plaintiff heard and felt his left ankle
2 break and twist to a degree that his foot was pointed in the wrong direction. He was in excruciating
3 pain.

4 12. Plaintiff immediately pulled off the track. ROCCO came around and asked if he was
5 alright. ROCCO acknowledged that the collision was entirely his fault.

6 13. Plaintiff was unable to walk after the crash. He had to be taken by ambulance to the
7 emergency room at Riverside Community Hospital. He was placed in a splint and instructed to see
8 an orthopedic surgeon, which he did.

9 14. Plaintiff was diagnosed with a left fibula break, left tibia break, and a left ankle break.
10 Plaintiff was placed in a thigh-high cast with orders for an MRI. The MRI results revealed that
11 Plaintiff had significant ligament and tendon damage throughout his leg and ankle. The fibula break
12 resulted in complete rupture of his interosseous ligament, requiring surgery.

13 15. On January 26, 2024, Plaintiff underwent surgery involving setting the bones and
14 insertion of hardware. The surgery was successful, however, his surgeon advised Plaintiff that he still
15 had complete ruptures in multiple ligaments in his ankle. His surgeon further stated that because the
16 break is in the middle of the joint it will likely result in osteoarthritis throughout Plaintiff's life.

17 16. Following surgery, Plaintiff had his leg wrapped in a cast for two weeks. After the
18 two weeks he wore a boot for an additional four weeks. During this time, Plaintiff required crutches
19 or a scooter to move around. On March 16, 2024, about two months after the date of the injury,
20 Plaintiff was advised that he could start walking without crutches. He also was prescribed physical
21 therapy.

22 17. Although, Plaintiff can now walk, he experiences pain and swelling. His surgeon
23 advised him that the location of the break in the middle of his ankle joint indicates that he will likely
24 develop arthritis, and will probably require further surgeries.

25 **V. CAUSE OF ACTION**

26 (For Negligence Against All Defendants)

27 18. Plaintiff re-alleges and incorporates by reference paragraph numbers 1 through 17,
28 inclusive, as though set forth herein.

1 19. Defendants owed a duty to carefully manage, maintain, control and operate a
2 motorcycle on a race track. Defendants breached their duty of care, and failed to act in a manner that
3 a reasonably careful person would have acted in Defendants' situation. ROCCO was negligent
4 because after having had multiple crashes in the same location at Adam's Motorsport Park, he
5 continued to drive in a negligent matter, at a speed faster than he could control his motorcycle.
6 Defendants STONEY, JAMIE, and LANDERS RACING were negligent because they managed,
7 controlled, encouraged and supported ROCCO to ride in a negligent matter despite witnessing that
8 he was riding in a dangerous manner. They were also responsible for maintaining and repairing the
9 motorcycle, which duty they failed to properly perform. Further, ROCCO was riding on behalf of
10 LANDERS RACING, owned, operated and controlled by STONEY and JAMIE. LANDERS
11 RACING promotes and benefits from ROCCO's motorcycle riding and gave ROCCO authority to
12 continue to ride in a negligent manner.

13 20. Plaintiff was seriously harmed physically due to the broken leg and ankle, the need
14 for surgeries, and the likely development of lifelong arthritis. Plaintiff was seriously harmed
15 economically due to incurring past medical bills and with a likelihood of future medical bills. He
16 also sustained loss of past employment services which will probably impact his future employment
17 opportunities. Plaintiff experienced and experiences severe emotional distress, due to pain and
18 suffering, and not being able to care for his children in the manner he had become accustomed to
19 prior to the collision.

20 21. Defendants' negligence was a substantial factor in causing Plaintiff's harm.

21 WHEREFORE, Plaintiff prays for judgment against all Defendants as follows:

- 22 1. For general damages;
- 23 2. For special damages;
- 24 3. For attorney's fees and costs;

25 ///

26 ///

27 ///

28 ///


- 1 4. For prejudgment interest at the legal rate on a sum certain; and
2 5. For such other and further relief as shall be proper.

3 Respectfully submitted,

4 FLYER & FLYER, A PROFESSIONAL
5 LAW CORPORATION

6 Dated: July 22, 2024

By:

7 
8 David R. Flyer
 Raquel Flyer Dachner
 Attorneys for Plaintiff
 GREG DACHNER

9 PLAINTIFF DEMANDS JURY TRIAL