

**IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA**

YVONNE K. AULNER,	)	CASE NO. CI 15-3989
	)	
Plaintiff,	)	
	)	
v.	)	<b>CROSS-CLAIM</b>
	)	
HY-VEE, INC., an Iowa corporation,	)	
and SUPREME STEAM, INC., a	)	
Nebraska corporation,	)	
	)	
Defendants.	)	

COMES NOW the Defendant, HY-VEE, IINC., and for its Cross-Claim against the Defendant SUPREME STEAM, INC. states and alleges as follows:

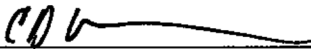
1. Defendant alleges that the Plaintiff's injuries, if any, were proximately caused, in whole or in part, as a result of water which had accumulated on the carpeting and/or the tile floor as a result of SUPREME STEAM INC.'s cleaning operations.
2. Defendant is entitled to contribution and/or indemnification from SUPREME STEAM, INC. for its attorney's fees, costs and expenses incurred in defending Plaintiff's claims, and the amount of any judgment entered against it as to Plaintiff's claims.
3. Defendant timely tendered defense of Plaintiff's claims to SUPREME STEAM, INC., but said Defendants have rejected such tender.
4. As a direct and proximate result of the Cross-Claim and/or Defendants' conduct, Defendant has or will suffer damages in the amount of its attorney's fees, costs and expenses incurred in defending Plaintiff's claims, and any judgment entered against it as to Plaintiff's claims.

WHEREFORE, Defendant prays for a judgment against Cross-Claim Defendant, SUPREME STEAM, INC., in the amount of its attorney's fees, costs and expenses

incurred in defending Plaintiff's claims, and any judgment entered against it as to Plaintiff's claims.

Dated this 13<sup>th</sup> day of July, 2015.

HY VEE, INC., Defendant

By   
DANIEL J. WELCH, #21553  
CATHERINE DUNN WHITTINGHILL, #20273  
WELCH LAW FIRM, P.C.  
1299 FARNAM STREET, SUITE 1220  
OMAHA, NE 68102  
(402) 341-1200  
(402) 341-1515 (FAX)

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the above and foregoing was forwarded by first class U.S. mail, postage prepaid, this 13<sup>th</sup> day of July, 2015, to the following persons:

Justin D. Eichmann  
Bradford & Coenen, LLC  
1620 Dodge St., Suite 1800  
Omaha, NE 68102-1505



# Certificate of Service

I hereby certify that on Friday, July 24, 2015 I provided a true and correct copy of the Cross Petition/Counter Claim to the following:

Hy-Vee Inc represented by Welch, Daniel J., (Bar Number: 21553) service method:  
Electronic Service to dan@welchlawfirm.com

Aulner, Yvonne, K represented by Eichmann, Justin Dale (Bar Number: 22405) service  
method: Electronic Service to jeichmann@bradfordcoenen.com

Supreme Steam Inc represented by Robert Mullin (Bar Number: 12973) service method:  
Electronic Service to rmullinjr@mcgrathnorth.com

Signature: /s/ Catherine Whittinghill (Bar Number: 20273)