

NO. _____

MATTHEW DAVIS, ROBERT HEARN,	§	IN THE DISTRICT COURT OF
DENNIS DEWAYNE MARTINEZ, EUGENE	§	
DEWAYNE MOSS, SAMUEL WADE PIGG,	§	
and MICAH JOSEPH SANDELL	§	
	§	HARRIS COUNTY, TEXAS
	§	
VS.	§	
	§	
	§	_____ JUDICIAL DISTRICT
CAMERON INTERNATIONAL	§	
CORPORATION a/k/a CAMERON	§	
SYSTEMS CORPORATION	§	JURY TRIAL DEMANDED

PLAINTIFFS’ ORIGINAL PETITION

Plaintiffs MATTHEW DAVIS, ROBERT HEARN, DENNIS DEWAYNE MARTINEZ, EUGENE DEWAYNE MOSS, SAMUEL WADE PIGG, and MICAH JOSEPH SANDEL (collectively “Plaintiffs”) complain of Defendant CAMERON INTERNATIONAL CORPORATION a/k/a CAMERON SYSTEMS CORPORATION, and for cause of action respectfully show this Honorable Court the following:

I.

Discovery in this matter will be conducted pursuant to Level 2.

II.

Defendant CAMERON INTERNATIONAL CORPORATION a/k/a CAMERON SYSTEMS CORPORATION is a Delaware corporation with its principal place of business in Houston, Harris County, Texas. It can be served through its registered agent in Texas: CT Corporation System, 350 N. St. Paul Street, Dallas, Texas 75201.

III.

Plaintiff MATTHEW DAVIS is a resident of Mississippi.

Plaintiff ROBERT HEARN is a resident of Louisiana.

Plaintiff DENNIS DEWAYNE MARTINEZ is a resident of Louisiana.

Plaintiff EUGENE DEWAYNE MOSS is a resident of Mississippi.

Plaintiff SAMUEL WADE PIGG is a resident of Mississippi.

Plaintiff MICAH JOSEPH SANDELL is a resident of Louisiana.

IV.

The Court has jurisdiction over this matter in that Defendant does business in the State of Texas. Venue is proper in this matter because Defendant is headquartered in this County.

V.

On April 20, 2010, the Plaintiffs were aboard the DEEPWATER HORIZON (the “Vessel”), a deepwater semi-submersible drilling rig, as members of the crew when the Vessel caught fire and exploded, and ultimately sunk, injuring more than twenty, and likely killing eleven. Because of this incident, Plaintiffs sustained serious injuries to their persons. Due to their severe injuries, Plaintiffs are unable to work.

Upon information and belief, Cameron International Corporation a/k/a Cameron Systems Corporation (“Cameron”) designed, manufactured and/or supplied the DEEPWATER HORIZON’s blow-out-preventers (“BOP’s”). The purpose of BOP’s is to prevent explosive pressure releases and surges that could threaten a rig and the safety of those aboard it. However, the BOP’s on the Vessel were defective because they failed to operate as intended and/or because Cameron failed to warn the users that the BOP’s would not operate as intended.

VI.

Plaintiffs incorporate the above paragraphs as if set forth fully below.

Plaintiffs bring claims against Cameron under the Texas Products Liability Act (TEX. CIV. PRAC. & REM. CODE § 82.001, *et seq.*). Cameron designed, manufactured and/or supplied the defective BOP’s that were used on the Vessel and failed to operate as intended. Upon

information and belief, the BOP's at issue were not substantially changed after they left Cameron's control. Further, the BOP's were in a defective condition, unreasonably dangerous to the Vessel and everyone aboard it, and, Defendant, as the designer, manufacturer and/or supplier of such, is strictly liable for the physical harm caused Plaintiffs. Plaintiffs allege that these BOP's were defective as manufactured and/or designed and these defects legally caused the explosion, fire and resulting injuries to Plaintiffs. Additionally, Cameron failed to warn the owners, operators and/or lessees of the Vessel that these BOP's would not work as intended.

Plaintiffs would also show that Defendant acted willingly, wantonly, maliciously and recklessly when they breached the duties owed Plaintiffs. Accordingly, Plaintiffs also seek an award of PUNITIVE damages.

VII.

As a result of the incident, Plaintiffs seek all damages recognizable by law, including, but not limited to, past and future medical treatment, pain, suffering, mental anguish, loss of affection, society, guidance, counseling, earnings, earning capacity, consortium, and enjoyment of life.

VIII.

Plaintiffs assert that they are entitled to damages in excess of the minimum jurisdictional amount of this Honorable Court.

IX.

Request for Rule 194 Disclosure

Pursuant to Texas Rule of Civil Procedure 194, Plaintiffs request that Defendants disclose, within 50 days of the service of this request, the information or material described in Rule 194.2(a)-(k), Tex. R. Civ.P.

WHEREFORE, PREMISES CONSIDERED, Plaintiffs MATTHEW DAVIS, ROBERT HEARN, DENNIS DEWAYNE MARTINEZ, EUGENE DEWAYNE MOSS, SAMUEL WADE PIGG, and MICAH JOSEPH SANDELL pray for judgment against Defendants in the amount of FIVE MILLION, (\$5,000,000.00) DOLLARS each, plus pre- and post-judgment interest at the legal rate, for all costs of court, and all such other and further relief, at law and in equity, to which he may be justly entitled.

PLAINTIFFS RESPECTFULLY REQUEST A TRIAL BY JURY.

Respectfully submitted,

THE BUZBEE LAW FIRM

By: /s/ Anthony G. Buzbee

ANTHONY G. BUZBEE

State Bar No. 24001820

JP Morgan Chase Tower

600 Travis, Suite 7300

Houston, Texas 77002

Phone: 713-223-5393

Fax: 713-223-5392

www.txattorneys.com

ATTORNEY FOR PLAINTIFFS