

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
(Northern Division)

SHAYONNA FEATHERSTONE, et al.)

Plaintiffs,)

v.)

Case No: 1:07-CV-1120

KENNEDY KRIEGER INSTITUTE, INC.,)
et al.,)

Defendants)

KENNEDY KRIEGER INSTITUTE, INC.,)
et al.,)

Cross-Plaintiffs,)

v.)

PYTHOROGAS AND ANNE L. PASSAS)

Cross-Defendants)

CROSS-CLAIM

Cross-Plaintiffs Kennedy Krieger Institute, Inc., Cecilia Davoli, M.D., The Johns Hopkins University, The Institutional Review Board of the Johns Hopkins University School of Medicine's Joint Committee on Clinical Investigation, Thomas R. Hendrix, M.D., Lewis C. Becker, M.D., David R. Cornblath, M.D., Paul Lietman, M.D., and Hayden G. Braine, M.D., by their undersigned counsel, hereby file this

Cross-Claim against Cross-Defendants Pythagoras and Anne L. Passas in accordance with Fed. R. Civ. P. 13(g), and state:

1. On March 22, 2007, Plaintiffs Shayonna Featherstone and Keona Featherstone, minors, by their mother and next friend, Sharon Jackson, instituted claims against the Defendants alleging in part that they were exposed to defective lead-based paint and injured as a proximate result of such exposure.

2. In their Complaint, the Plaintiffs allege that they resided at and/or spent significant periods of time at a property located at 739 North Milton Avenue, Baltimore, Maryland, which was owned and/or operated by Cross-Defendants Pythagoras and Anne L. Passas. *See* Complaint, ¶ 4.b.

3. Plaintiffs have asserted negligence claims and negligent misrepresentation claims against all of the Defendants.

Count I -- Contribution

4. Cross-Plaintiffs adopt by reference the allegations contained in paragraphs 1 through 3 of this Cross-Claim with the same effect as if herein fully set forth.

5. Should any of the Cross-Plaintiffs be held responsible for any of the Plaintiffs' counts, then each of the Cross-Plaintiffs hereby demands his/her/its right to contribution from the Cross-Defendants for any judgment that may be entered against the Cross-Plaintiff in favor of the Plaintiffs.

WHEREFORE, Cross-Plaintiffs demands judgment against Cross-Defendants, jointly and severally, for their share of any judgment that may be

entered against any of the Cross-Plaintiffs in favor of the Plaintiffs, as well as interest, costs, and attorneys' fees.

Count II -- Indemnity

6. Cross-Plaintiffs adopt by reference the allegations contained in paragraphs 1 through 5 of this Cross-Claim with the same effect as if herein fully set forth.

7. Should any of the Cross-Plaintiffs be held responsible for any of the Plaintiffs' counts, then each of the Cross-Plaintiffs hereby demands his/her/its right to indemnity from the Cross-Defendants for any judgment that may be entered against any of the Cross-Plaintiffs in favor of the Plaintiffs because the Cross-Defendants' negligence was active and the Cross-Plaintiffs negligence, if any, was passive.

WHEREFORE, Cross-Plaintiffs demand judgment against Cross-Defendants, jointly and severally, for indemnity in the amount of any verdict that may be entered against any of the Cross-Plaintiffs in favor of the Plaintiffs, as well as interest, costs, and attorneys' fees.

Respectfully submitted,

_____/s/
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DEMAND FOR JURY TRIAL

Cross-Plaintiffs hereby demand a trial by jury regarding their claims against the Cross-Defendants.

Respectfully submitted,

_____/s/_____
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 9th day of May, 2007, a copy of the foregoing Cross-Claim and Demand for Jury Trial was electronically filed to:

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