

CHRISTY SPENCE LIPPS

VERSUS

**TOMMY APHAIYARATH and
LAFAYETTE CONSOLIDATED
GOVERNMENT**

15TH JUDICIAL DISTRICT COURT

DOCKET NO:

**PARISH OF LAFAYETTE
STATE OF LOUISIANA**

PETITION FOR DAMAGES

NOW INTO COURT, through undersigned counsel, comes plaintiff, CHRISTY SPENCE LIPPS, a person of the full age of majority and resident of St. Martin Parish, Louisiana who makes this court to understand the following:

1.

Made defendants herein are:

1. Tommy Aphaiyarath, a person of the full age of majority and a resident of Lafayette Parish, Louisiana who may be served at his address of 900 East University Avenue, Lafayette, Louisiana;
2. Lafayette Consolidated Government, a municipality in Lafayette Parish, Louisiana that provides public services including a police force through the Lafayette Police Department which may be served through its Mayor-President Josh Guillory, 705 West University Avenue, Lafayette, Louisiana

2.

On or about June 3, 2023, petitioner, CHRISTY SPENCE LIPPS, was operating a vehicle in early morning hours within the city limits of Lafayette, Lafayette Parish, Louisiana.

3.

On June 3, 2023, defendant, Tommy Aphaiyarath, was acting in the course and scope of his employment with the Lafayette Police Department and was patrolling the city as a member of the specialized ATAC team searching for persons operating vehicles while under the influence of alcohol or drugs.

4.

Defendant, Tommy Aphaiyarath, initiated a formal police stop of CHRISTY SPENCE LIPPS' vehicle, using the lights and sirens on the police unit he was operating, and after questioning plaintiff, CHRISTY SPENCE LIPPS, defendant arrested her and transported her to the Lafayette Parish Correctional Center.

5.

During the process of arresting CHRISTY SPENCE LIPPS, defendant, Tommy Aphaiyarath, took possession of plaintiff's cellular telephone while both parties were in an area of LPCC that is not covered by cameras and installed his contact information into her telephone and listed himself in her contact list as "Christy's Man".

6.

CHRISTY SPENCE LIPPS bonded herself out of jail and immediately thereafter defendant, Tommy Aphaiyarath, began a text conversation with plaintiff that consisted of more than fifty (50) text messages that continued through June 7, 2023.

7.

Defendant requested that plaintiff send him nude photographs of herself and he continued to make statements of how sexy she was and make comments asking her to imagine the "things I would do to you." Defendant further explained that he had measured his blood pressure and that thoughts of plaintiff was making his blood pressure rise.

8.

During the sexually charged conversations, defendant, Tommy Aphaiyarath, made reassuring statements plaintiff such as "We are going to work through this" in order to groom plaintiff for his sexual desires.

9.

Defendant make plaintiff believe that possessed power to control the prosecution of the criminal charges against her.

10.

Defendant made statements to impress upon plaintiff that he had the power to control her case because of the relationships he maintained with certain individuals within the judicial system and on June 6, 2023, defendant, sent a text message to plaintiff, CHRISTY SPENCE LIPPS, advising her that she had been accepted into Sobriety Court and that through his efforts she was placed on the "fast track" to resolving her case.

11.

Defendant continued to demonstrate his influence and sent a text message to plaintiff advising her that he would have her case transferred to a specific probation officer with whom he maintained a relationship.

12.

Defendant continued to send sexually charged and inappropriate text messages to plaintiff which caused plaintiff significant distress and anxiety as plaintiff believed she was at defendant's mercy unable to resist defendant's repeated advances.

13.

Plaintiff's anxiety was exacerbated by her feeling of helplessness due to defendant's position as a police officer with the City of Lafayette and his power as the sole source of evidence in the State's case against her which was validated by his apparent ability to influence the criminal proceedings against her.

14.

Defendant continually texted plaintiff throughout the day and on June 7, 2023 amplified his pursuit of plaintiff by sending her a text message questioning plaintiff about changing the registration of her vehicle to her mother's name.

15.

Upon information and belief, defendant appeared at plaintiff's place of work and obtained the vehicle identification number from her vehicle and traced that number on one of the data bases available to defendant as an officer with the Lafayette City Police Department in order to obtain additional personal information about plaintiff to facilitate his scheme causing plaintiff to fear for her safety.

16.

Defendant, Tommy Aphaiyarath, abused his authority and position as police officer with the Lafayette Police Department and his actions caused plaintiff, CHRISTY SPENCE LIPPS, to suffer great fear, fright, anxiety, stress, embarrassment and other emotional trauma and which also causes her continuing worry and apprehension that pervades her thoughts and dreams.

17.

Defendant, Lafayette Consolidated Government, is vicariously liable for the acts of defendant, Tommy Aphaiyarath, committed in the course and scope of his employment with the Lafayette City Police Department and which failed to meet the appropriate standard of conduct and such failure was a cause in fact and legal cause of the injuries and damages sustained by plaintiff, CHRISTY SPENCE LIPPS.

18.

Defendant, Lafayette Consolidated Government, failed to properly supervise, train and monitor defendant, Tommy Aphaiyarath, and these failures were both a cause in fact and legal cause of the injuries and damages sustained by plaintiff, CHRISTY SPENCE LIPPS.

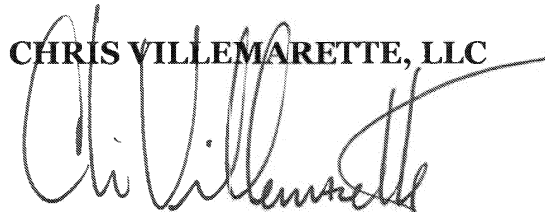
19.

As a result of the aforescribed acts defendants, Tommy Aphaiyarath and Lafayette Consolidated Government, are liable unto CHRISTY SPENCE LIPPS for past and future physical pain and suffering, past and future mental pain and suffering, medical expenses, loss of enjoyment of life, fear, fright and anxiety.

WHEREFORE, plaintiff, CHRISTY SPENCE LIPPS, prays that defendants, Tommy Aphaiyarath and Lafayette Consolidated Government, be duly cited to appear and answer and after all legal delays and due proceedings had this court render judgment in favor of plaintiff condemning defendants to pay to plaintiff an amount as is reasonable in the premises and punitive damages, together with legal interest from the date of judicial demand until paid and all costs of these proceedings.

Respectfully Submitted,

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ATTORNEY FOR CHRISTY SPENCE LIPPS

Please Serve:

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AND

Lafayette Consolidated Government
Through its Mayor-President
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Lafayette, Louisiana