70. As a direct and proximate result of Toyota's negligence as set forth in the preceding paragraphs, Plaintiffs and the Class Members have sustained and will continue to sustain the loss of use of their vehicles, economic losses, and other damages and are entitled to compensatory damages, and equitable and declaratory relief according to proof.

WHEREFORE, Plaintiffs demand judgment against Toyota for negligence as prayed for below.

FOURTH CAUSE OF ACTION
Strict Products Liability
Design Defect
C.R.S.§ 13-21-401, *et. seq.*

71. Plaintiffs hereby incorporate by reference, as if fully set forth herein, each and every allegation set forth in the preceding paragraphs and further allege as follows.

72. At all times material hereto, Toyota was engaged in the business of designing, manufacturing, assembling, promoting, advertising, selling, and distributing Toyota vehicles in the United States, including, but not limited to, the Subject Vehicles.

73. Toyota knew and expected for the Subject Vehicles to eventually be sold to and operated by purchasers and/or eventual owners of the Subject Vehicles, including Plaintiffs and the Class Members. Consequently, Plaintiffs and the Class Members were expected users of the product that Toyota manufactured.

74. The Subject Vehicles reached Plaintiffs and the Class Members without substantial change in their condition from time of completion of manufacture by Toyota.

75. The propensity of the Subject Vehicles to suddenly and unexpectedly accelerate out of their driver's control could not have been contemplated by any reasonable person expected to operate the Subject Vehicles, and, therefore, presented an unreasonably dangerous situation

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