

<input type="checkbox"/> County Court <input checked="" type="checkbox"/> District Court County, Colorado Court Address: Clerk of Court 201 La Porte Avenue, Suite 100 Fort Collins, CO 80521-2761		FILED IN COMBINED COURTS LARIMER COUNTY, CO 17 OCT 23 AM 11:33 DATE FILED: October 23, 2017 CASE NUMBER: 2017CV208
Plaintiff(s)/Petitioner(s): Caroline Steinbrecher v. Defendant(s)/Respondent(s): Larimer County Coroner, James Wilkerson, Detective Henry Stucky		▲ COURT USE ONLY ▲
Attorney or Party Without Attorney (Name and Address): PO Box 1321 Loveland, Co 80539 Phone Number: 970-584-4520 E-mail: FAX Number: Atty. Reg. #:		Case Number: 2017 CV 208 Division Courtroom
RESPONSE TO MOTION TO DISMISS AMENDED COMPLAINT AND UPHOLD AMENDED COMPLAINT		

I am the ☒ Plaintiff/Petitioner ☐ Defendant/Respondent in this action. I hereby respond to Motion to dismiss amended complaint against Larimer County Coroner/ James Wilkerson and Detective Henry Stucky LPD _____ (title of pleading) as follows: (cite any applicable law):

I am not pursuing a tort claim against the defendants, but instead am pursuing a court order or injunction forcing the defendants to perform their obligations to me to produce all tissue samples, slides, and paraffin blocks of my son's tissues and blood. Jake Steinbrecher's samples to be sent to a laboratory directly of my choosing for further diagnostics and testing. These samples are to be preserved in a child with an unknown cause of death.

Thus, defendants are not immune pursuant to the Colorado Governmental Immunity Statute. Please see attached a copy Nonkin v. Haubrich, a Connecticut case that describes this contention.

I am requesting:

The motion to dismiss the amended complaint be denied, A court order, writ of mandamus, or injunction be issued by the courts forcing the defendants to perform their obligations and duties.

Date: 10-20-2017 Caroline Steinbrecher


☒ Plaintiff/Petitioner or ☐ Defendant/Respondent

PO Box 1321
 Address

Loveland CO 80539
City, State and Zip Code
970-584-4520
Telephone Number (Home) (Work)

CERTIFICATE OF SERVICE

I certify that on 10-23-2017 (date) a true and accurate copy of this Response was served on the other party by:

☐ Hand Delivery, ☐ E-Filed, or ☐ Faxed to this number _____ or
☒ by placing it in the United States mail, postage pre-paid, and addressed to the following:

To: Kimberly Schutt
Wick and Trautwein
PO Box 2166
Fort Collins CO 80522

Carl Se
(Your Signature)

and
David Ayraud
Senior County Attorney
Lincoln County Attorney
PO Box 1606
Fort Collins CO 80522