

<input type="checkbox"/> County Court <input checked="" type="checkbox"/> District Court Court Address: Plaintiff(s)/Petitioner(s): v. Defendant(s)/Respondent(s): Larimer County Coroner, James Wilkerson, Detective Henry Stucky	FILED IN COMBINED COURTS LARIMER COUNTY, CO 17 OCT 23 AM 11:33 DATE FILED: October 23, 2017 CASE NUMBER: 2017CV208 ▲ 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):

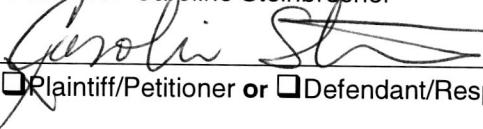
I am not pursuing a tort claim against the defendants, but instead am pursuing a court order or injunction forcing the defendants to perform their obligations to me to produce all tissue samples, slides, and paraffin blocks of my son's tissues and blood. Jake Steinbrecher's samples to be sent to a laboratory 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

Address

PO Box 1321

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 Schutte
Wick and Trautwein
PO Box 2166
Fort Collins CO 80522

Carla S

(Your Signature)

and

David Ayraud
Senior County Attorney
Larimer County Attorney
PO Box 1604
Fort Collins CO 80522