

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 16-cv-02744-MSK ***SEALED***

JANE ROE # 1, an individual
JANE ROE # 2, an individual

Plaintiffs,

v.

CARLOS MINGUELA, a former Deputy with the Teller County Sheriff's Department, in his individual capacity

MIKE ENSMINGER, former Sheriff of Teller County, in his official capacity

JASON MIKESELL, former Commander and current Sheriff of Teller County, in his individual and official capacities

ELIZABETH ROBINSON, a corporal of the Teller County Sheriff's Department, in her individual capacity

TYLER TURNER, an officer of the Teller County Sheriff's Department, in his individual capacity

DAVID SLOAN, an officer of the Teller County Sheriff's Department, in his individual capacity

PATRICK BAST, an officer of the Teller County Sheriff's Department, in his individual capacity.

STEVE DAVIDSON, an officer of the Teller County Sheriff's Department, in his individual capacity

JACLYN GAFFNEY, an officer of the Teller County Sheriff's Department, in her individual capacity

**BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF TELLER,
COLORADO**

Defendants.

SECOND AMENDED COMPLAINT & JURY DEMAND

Plaintiffs, Jane Roe # 1 and Jane Roe # 2, by and through their attorneys, John F. Poor and Todd M. Heideman of the law firm of Heideman Poor LLC, hereby submit their Second Amended Complaint and Jury Demand. They allege as follows:

INTRODUCTION

1. This is a civil rights action stemming from ongoing, systematic sexual harassment, sexual assault, and related misconduct in the Teller County Detention Center in Teller County, Colorado. The misconduct at issue included at least one known instance of sexual assault and multiple other incidents of sexual harassment and sexual misconduct. The misconduct resulted directly from several acts and omissions of high-ranking policymakers in Teller County, Colorado, which included, but are not limited to, poor facility design, a lack of training, a lack of sound policies and procedures, and the inadequate implementation of those policies and procedures that did exist to prevent sexual misconduct, abuse, and sexual assault in the Teller County Detention Center. This action, commenced pursuant to 42 U.S.C. § 1983 and 42 U.S.C. § 1988, seeks redress for the victims of this misconduct.

JURISDICTION & VENUE

2. This Court has jurisdiction pursuant to the following statutes:
 - a. 28 U.S.C. § 1331, which gives district courts original jurisdiction over civil actions arising under the Constitution, laws or treaties of the United States;
 - b. 28 U.S.C. § 1343 (3) and (4), which gives district courts jurisdiction over actions to secure civil rights extended by the United States government;
 - c. 28 U.S.C. § 1367, which gives the district court supplemental jurisdiction over state law claims.
3. Venue is appropriate in this judicial district under 28 U.S.C. §1391(b) because the events that gave rise to this Complaint occurred in this district.

4. Plaintiff has complied with the notice requirements of the Colorado Governmental Immunity Act, § 24-10-109, C.R.S.

PARTIES

5. Plaintiffs, Jane Roe # 1 and Jane Roe # 2 are currently, and were at all relevant times, lawful residents of the State of Colorado.
6. Defendant Carlos Minguela was a Deputy employed by the Teller County Sheriff's Office from May 2014 until on or about December 23, 2015. At all times relevant to this Complaint, Defendant Minguela worked as a guard in the Teller County Detention Center (the "Teller County Detention Center" or "Detention Center").
7. Defendant Mike Ensminger was the Sheriff of Teller County. He resigned from his position in May 2017. Upon information and belief, Defendant Ensminger was vested with final policymaking authority for the Teller County Sheriff's Department at the time of the events described in this Second Amended Complaint.
8. Defendant Jason Mikesell is currently serving as the Sheriff of Teller County. Upon information and belief, Defendant Mikesell is currently vested with final policymaking authority for the Teller County Sheriff's Department. At the time of the events giving detailed in this Second Amended Complaint, Defendant Mikesell was a Commander with the Teller County Sheriff's Department with supervisory authority over the officers and deputies whose conduct is detailed elsewhere in this Second Amended Complaint. At all times relevant to this Second Amended Complaint, Defendant Mikesell was responsible for developing policies, procedures and training materials relevant to the matters alleged herein and ensuring that all personnel of the Teller County Sheriff's Office were

adequately trained on these policies and procedures throughout their tenure with the Teller County Sheriff's Department and/or Teller County.

9. Defendants Elizabeth Robinson, Tyler Turner, David Sloan, Patrick Bast, Steve Davidson and Jaclyn Gaffney were police officers and/or deputies employed by the Teller County Sheriff's Department. These Defendants were present when Defendant Minguela engaged in conduct such as that outlined elsewhere in this Complaint, and were eminently aware of Defendant Minguela's lewd and lascivious conduct described elsewhere in this Complaint.
10. At all times relevant to this Second Amended Complaint, Defendant Mikesell was a Commander who was responsible for developing policies, procedures and training materials relevant to the matters alleged herein and ensuring that all personnel of the Teller County Sheriff's Office were adequately trained on these policies and procedures throughout their tenure with the Teller County Sheriff's Department and/or Teller County.
11. Defendant Board of County Commissioners of the County of Teller ("Board of County Commissioners" or "Teller County"), is the governing body for Teller County, a county established under the laws of the State of Colorado. Teller County is small and sparsely populated, and contained approximately 23,300 residents at the 2010 Census. The Board of County Commissioners is designated as a Defendant in this action pursuant to § 30-11-105, C.R.S.

GENERAL ALLEGATIONS

12. During 2015, Plaintiffs Jane Roe # 1 and 2 were incarcerated in the Boulder County Jail as a result of offenses committed in Boulder County.

13. In late November or early December 2015, officials elected to transfer Plaintiffs Jane Roe # 1 and 2 to the Teller County Detention Center, along with several other residents (the “Boulder County Residents”). Plaintiffs learned that the decision was made because of alleged overcrowding at the Boulder County Jail.

14. Soon after the arrival of the Boulder County Residents, Defendant Minguela began conducting himself in an overtly lascivious manner toward several of the Boulder County Residents. Examples of his conduct include, but are certainly not limited to, the following:

- a. Roaming at-will through portions of the Detention Center where female inmates were housed, including private areas such as restrooms and showers;
- b. Making overtly sexual comments, such as “Boulder girls are sluts,” “Boulder girls are easy,” and statements of a similar nature;
- c. Observing residents while they were exercising and making lascivious comments about their appearance while such residents were within earshot.
- d. Peering into cells while female inmates were dressing and undressing in order to observe them, undetected, in various stages of nudity and/or partial nudity;
- e. Walking around in the common shower area in order to observe residents of the Detention Center while they were getting into the showers, while they were showing, and while they were getting out of the shower;

- f. Entering the cells of female residents unannounced in order to see them when they were nude or partially nude.
15. Defendant Mingula engaged in such conduct regularly, openly, and in the presence of other officers employed by the Teller County Detention Center, including Defendants Turner, Sloan, Bast, Davidson and Gaffney. Defendants Turner and Davidson frequently joined Defendant Minguela in observing female residents at inappropriate times, making sexually suggestive comments, and otherwise participating in a campaign of sexual harassment against female residents at the Teller County Detention Center.
 16. Teller County Detention Center personnel, including, but not limited to, Defendants Minguela, Turner and Davidson, engaged in multiple instances of lascivious conduct toward female residents. Multiple residents, including Jane Roe # 1 and Jane Roe # 2, have described to officials investigating Minguela's misconduct an atmosphere in which male officers engaged in overtly sexual conduct toward female residents. Examples include, but are not limited to, the following:
 - a. Multiple residents recounted to investigators at least one incident in which male deputies, including Defendants Minguela, Turner, and Davidson, played loud music at night and instructed female residents to dance provocatively and suggestively to the music.
 - b. Multiple residents described Defendant Davidson as frequently leering at female residents and making inappropriate comments of a sexual nature to female residents. On one occasion, Defendant Davidson drew a postcard of a snowman with genitals and gave it to a female resident.

- c. Defendant Turner groomed a female resident of the Detention Center for sexual relationship. In response to an official investigation, Defendant Turner ultimately admitted to (i) kissing the resident while she was incarcerated and he was employed by Teller County as an officer in the Detention Center, (ii) developing a sexual relationship with the resident after she was released from the Teller County Detention Center; and (iii) defying an official order not to contact the resident with whom he had conducted the inappropriate relationship once he learned that the relationship was the subject of an official investigation. Defendant Turner also committed multiple misrepresentations to investigators by denying many of the material allegations against him, before ultimately admitting them.
- d. Defendants Sloan, Bast and Gaffney were each aware of instances in which Defendant Turner took individual female residents alone to portions of the facility that were not viewable via security camera, and remained in those areas with the residents for significant periods of time. Notwithstanding, these Defendants failed to report the conduct to proper authorities.
- e. Defendant Minguela made repeated advances on another female resident of the Teller County Detention Center prior to the arrival of Jane Roe # 1 and Jane Roe # 2. Defendant Minguela's conduct in this regard included, but was not limited to (i) speaking to the resident over the intercom when Minguela was in the control room, including asking the resident personal questions and telling her that he wanted to see her after she got out of jail; (ii) giving the resident candy and hygiene products outside of the commissary system (iii) entering the cell of the

resident while she was sleeping so that he could stare at her; (iv) kissing and/or attempting to kiss the resident on multiple occasions, including through the use of force; (v) repeatedly trying to get the resident to touch his penis, as well as touching her bottom, attempting to touch her breasts and vagina, and otherwise making or attempting to make inappropriate sexual contact with the resident while he was on-duty; and (vi) stalking the resident after she was released from the Teller County Detention Center, including traveling to Canon City to see her, then leaving a series of voicemails and “spooky” text messages after he was unable to make contact with her. Importantly, Minguela repeatedly told the resident that Defendant Turner knew of his conduct and that Defendant Turner “had his back” regarding their interactions.

- f. Defendant Minguela pursued sexual contact with a third resident of the Teller County Detention Center. This resident was a Boulder County Resident who was 19 years old in December 2015. Defendant Minguela openly and repeatedly flirted with this resident, made sexually suggestive comments to her, and attempted on multiple occasions to interact with her outside of the presence of other residents or Teller County personnel. Defendant Minguela ultimately kissed this resident prior to his termination as a Teller County employee.

17. Upon information and belief, the Defendants referenced in the previous paragraph were well-aware of Defendant Minguela’s conduct, including his freely accessing private areas where female residents were likely to be nude or semi-nude, and engaged in the same

conduct themselves. Yet none of these Defendants took steps to halt Defendant Minguela's conduct, or to report it to supervisory personnel.

18. Shortly after Plaintiffs' arrival at the Teller County Detention Center, a large group of 30-40 women, all of whom were being detained on Immigrations & Custom Enforcement ("ICE") hold, arrived at the Detention Center.
19. In order to accommodate the additional persons being detained on ICE holds, Boulder County Residents, including Plaintiffs, were forced to sleep on portable, "sleigh" beds.
20. Plaintiff Jane Roe # 1 complained to personnel working at the Teller County Detention Center, including Defendant Robinson, about the lack of comfortable sleeping quarters. In response, Defendant Robinson took retaliatory actions against Plaintiff Jane Roe # 1, including ordering that Plaintiff Jane Roe # 1 be relocated from Pod B of the Detention Center, where the remainder of the Boulder County Residents were located, into Pod C, where Plaintiff Jane Roe # 1 would be alone with only four other residents. Shortly after Jane Roe # 1's arrival, one of the residents in Pod C was released from the Detention Center, leaving only Jane Roe # 1 and three other residents in the pod.
21. As Plaintiff Jane Roe # 1 was isolated from the majority of other residents, she became a target for Defendant Minguela's advances.
22. Pursuant to policy or custom, Wednesdays in the Teller County Detention Center were "razor days," on which female residents were permitted to obtain a razor and other toiletries.

23. In the early morning on or about Wednesday, December 16, 2015, Defendant Jane Roe # 1 checked with other residents in Pod C to determine what toiletries they needed so that she could obtain the materials on behalf of the group.
24. After Plaintiff Jane Roe # 1 obtained the materials, Plaintiff Jane Roe # 1 took a shower in Pod C. Defendant Minguela located a sight-line from which he was able to observe Jane Roe # 1 as she showered. No other residents were present.
25. The design of the Detention Center was such that Detention Center personnel could, without difficulty, peer through a grated metal floor and beneath shower curtains in order to observe female residents while they were showering. The Detention Center featured large windows and sightlines that enabled male personnel to view female residents in various stages of undress. These features of the Detention Center were well-known to officers on patrol in the Detention Center, including Defendants Minguela, Robinson, Turner, Sloan, Bast, Davidson, and Gaffney, as well as policymakers for Teller County, including, but not limited to, Defendants Ensminger and Mikesell.
26. Once Plaintiff Jane Roe # 1 finished showering, Defendant Minguela entered the shower area. Defendant Minguela had no legitimate reason to be in the shower area.
27. Plaintiff Jane Roe # 1 quickly attempted to cover herself with a towel, but Defendant Minguela continued to leer at her while she dried off. Jane Roe # 1 dressed herself as quickly and inconspicuously as she could, given that Defendant Minguela was watching her closely. Plaintiff Jane Roe # 1 then returned to her room.
28. Previously, Plaintiff Jane Roe # 1 had made a “kite request” in which she requested scissors and other supplies in order to make scrapbooks during her free time.

29. At approximately 9 a.m. on December 16, 2015, Defendant Minguela came to Plaintiff Jane Roe # 1's room in order to perform a "room check" and deliver the scissors that Plaintiff Jane Roe # 1 had requested. Room checks were not routinely performed at the time that Defendant Minguela came to Plaintiff Jane Roe # 1's room. Owing to the relative isolation of Plaintiff Jane Roe # 1 in Pod C and the early hour, other residents of the pod were asleep and did not have the opportunity to observe Defendant Minguela's presence.
30. Defendant Minguela stared at Plaintiff Jane Roe # 1 while she cut pictures in silence, trying to ignore his presence.
31. Defendant Minguela then departed briefly, allegedly in order to obtain a commissary for Plaintiff Jane Roe # 1.
32. Defendant Minguela returned with the commissary. He stated, "you need to make sure it's all there" while pointing to the intercom in the room. He then compelled Plaintiff Jane Roe # 1 to perform a sex act on him. He left immediately thereafter.
33. Defendant Minguela told multiple people about the assault, claiming that it was a consensual encounter. Upon information and belief, persons informed of the assault include, but are not necessarily limited to, Defendants Turner, Sloan, Bast, Davidson, Gaffney and Robinson.
34. In connection with the investigation into his own sexual misconduct, as detailed *supra*, Defendant Turner admitted that he learned of the unlawful sexual contact between Defendant Minguela and Jane Roe # 1. Defendant Turner further acknowledged that he had viewed a video of the incident, but nevertheless failed to report the incident.

35. Defendant Minguela regularly observed Plaintiff Jane Roe # 2 while she showered and while she exercised.

36. Defendant Minguela repeatedly made inappropriate comments of the kind referenced elsewhere in this Complaint to Plaintiff Jane Roe # 2.

37. Defendant Minguela repeatedly stopped to observe Plaintiff Jane Roe # 2 while she was showering, when she was nude and/or semi-nude, and while she was exercising in the recreation room.

38. Defendant Minguela approached Plaintiff Jane Roe # 2 while she was shooting baskets on one occasion and physically groped her.

39. As a direct and proximate result of Defendants' conduct, and each of them, Plaintiffs suffered damages, injuries and losses. These damages include, but are not limited to, economic and non-economic losses, including medical expenses, lost wages, other incidental expenses, mental anguish, loss of enjoyment of life, pain and suffering, humiliation, and lasting emotional psychological trauma. The acts and omissions of these Defendants denied Plaintiffs their rights to equal protection and due process of law under the Fourteenth Amendment to the United States Constitution, as well as their right to be free from cruel and unusual punishment under the Eighth Amendment to the United States Constitution.

FIRST CLAIM FOR RELIEF

By All Plaintiffs

**42 U.S.C. § 1983 – Violation of Rights to Equal Protection, Due Process, Bodily Integrity, and Freedom from Cruel and Unusual Punishment under the Eighth and Fourteenth Amendments of the United States Constitution
Against Defendants Minguela, Robinson, Turner, Sloan, Bast, Davidson & Gaffney**

40. Plaintiffs hereby incorporate all other paragraphs as though fully alleged herein.

41. Defendants, at all relevant times, acted under color of state law.
42. Defendant Minguela, while acting under color of state law, engaged in a persistent pattern of sexual harassment, sexual assault, and sexual misconduct against Plaintiffs.
43. Defendants Minguela, Robinson, Turner, Sloan, Bast, Davidson, and Gaffney knowingly participated in such conduct and/or assisted Defendant Minguela in his pattern of conduct. They did so by, *inter alia*:
 - a. Relocating residents, including Jane Roe # 1, to an isolated portion of the Teller County Detention Center, where they were vulnerable to being isolated and exploited by sexual predators such as Minguela;
 - b. Ignoring Defendant Minguela's sexually harassing comments and actions, and/or engaging in similar conduct themselves;
 - c. Affording Defendant Minguela opportunities to have isolated contact with inmates that he sought to target, despite knowing, and while being deliberately indifferent to, the likelihood that Defendant Minguela would take the opportunity to commit sexual assault or other sexual misconduct.
44. These Defendants deprived Plaintiffs of their rights to equal protection under the law and due process of law, as guaranteed by the Fourteenth Amendment to the United States Constitution.
45. As a direct and proximate result of Defendants' unconstitutional conduct, Plaintiffs sustained the injuries, damages and losses set forth elsewhere in this Complaint.

SECOND CLAIM FOR RELIEF

By All Plaintiffs

**42 U.S.C. § 1983 – Failure to Investigate and Report
Against All Defendants**

46. Plaintiffs hereby incorporate all other paragraphs as though fully alleged herein.

47. Defendant Minguela engaged in a continuing, widespread and persistent pattern of misconduct. Such misconduct included persistent acts sexual harassment and sexual assault committed against multiple residents in the Teller County Detention Center, including the Plaintiffs in this action.

48. After receiving notice of the conduct, these Defendants demonstrated deliberate indifference to and/or tacit authorization of the conduct of Defendant Minguela.

49. Defendants' deliberate indifference was both a cause-in-fact and proximate cause of the injuries sustained by Plaintiffs.

THIRD CLAIM FOR RELIEF
By All Plaintiffs
§ 1983: Liability for Failure to Protect
Against All Defendants

50. Plaintiffs incorporate all other paragraphs set forth in this Complaint as if fully set forth herein.

51. Plaintiffs were involuntarily in the custody of Defendants at the time of the events described in this Second Amended Complaint.

52. While in custody, for the reasons outlined in the General Allegations of this Second Amended Complaint, there was a substantial risk of serious harm to Plaintiffs – namely, that they would be the victims of serious sexual misconduct as described elsewhere in this Second Amended Complaint.

53. Defendants were deliberately indifferent to that risk, as evidenced by, *inter alia*, their failure to take steps to protect residents such as Plaintiffs from sexual assault, sexual

harassment and/or sexual exploitation committed by employees of Teller County.

54. Plaintiffs would have suffered less harm and/or no harm if Defendants had not been deliberately indifferent.

55. The acts or omissions of these Defendants caused Plaintiffs severe mental and physical damage.

56. The actions of the above stated Defendants as described herein deprived Plaintiffs of their rights, privileges, liberties, and immunities secured by the Constitution of the United States of America, and caused Plaintiffs other damages as more fully set forth herein.

FOURTH CLAIM FOR RELIEF

By All Plaintiffs

42 U.S.C. § 1983 – Failure to Supervise and Train

Against Defendants Ensminger, Mikesell, and Board of County Commissioners

57. Plaintiffs hereby incorporate all other paragraphs as though fully alleged herein.

58. Defendants knew that the design of the Teller County Detention Center afforded opportunities for Detention Center personnel to directly observe residents in private, intimate moments.

59. Failure to adopt and enforce clear policies, procedures and guidelines concerning interactions between male police officers and female residents had a strong propensity to result in conduct that harassed, intimidated, and/or resulted in inappropriate sexual contact between female residents and male law enforcement officials, in violation of the Eighth and Fourteenth Amendments to the United States Constitution.

60. Despite the substantial risk posed by these circumstances, Defendants had in place an unconstitutional custom or practice of failing to issue clear guidelines and/or failing to enforce existing guidelines concerning interactions between female residents and male

law enforcement officials. As a result, male officials were permitted to interact with female residents while unobserved by fellow officials or other residents, and were able to routinely observe female residents while these residents were showering, dressing, or undressing. As detailed above, because of the acts and omissions of Defendants, inappropriate interactions between Detention Center Officials and residents became routine.

61. Defendants also knew that employees of the Teller County Detention Center would encounter situations in which interactions between residents and law enforcement officials revealed and/or suggested the presence of harassment, intimidation, and/or inappropriate sexual contact, in violation of residents' rights under the Eighth and Fourteenth Amendments to the United States Constitution.

62. Despite the substantial risk posed by such interactions, Defendants had in place an unconstitutional custom or practice of failing to train employees to recognize and/or report such indicia of harassment, intimidation, and/or inappropriate sexual contact.

63. Defendants' unconstitutional custom or practice represented deliberate indifference to Plaintiffs' constitutional rights.

64. Defendants' unconstitutional custom or practice was a moving force behind the violation of Plaintiffs' constitutional rights.

65. As a direct and proximate result of these Defendants' unconstitutional customs and practices, Plaintiffs sustained injuries, damages and losses as more fully set forth in elsewhere in this Complaint.

PLAINTIFFS REQUEST A TRIAL TO A JURY.

WHEREFORE, Plaintiffs, Jane Roe # 1 and Jane Roe # 2, pray for judgment against Defendants for damages in an amount to be determined at trial, punitive damages, interest as provided by law, costs, expert witness fees, attorney's fees, and such other and further relief as this Court deems proper and fitting.

RESPECTFULLY SUBMITTED this 4th day of December, 2017.

/s/ John F. Poor

John F. Poor
Heideman Poor LLC
695 South Colorado Blvd., Suite 480
Denver, Colorado 80246

CERTIFICATE OF SERVICE

I hereby certify that on the 4th day of December 2017, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following ECF participants, and was served on the following as set forth below:

Jeffrey L. Driscoll
Williams, Turner & Holmes, P.C.
P.O. Box 338 / 200 North 6th Street
Grand Junction, Colorado 81502
jdriscoll@wth-law.com
Attorney for Defendants Ensminger, Board of County Commissioners, Mikesell, Morlock, Robinson, Sloan, Bast, and Gaffney

Josh A. Marks
David Goldfarb
Berg Hill Greenleaf & Ruscitti, LLP
525 17th Street
Denver, Colorado 80202
Attorney for Defendant Davidson

Leslie Schluter
Katrina Brannan Fiscella
Dagner | Schluter | Mitzner | Werber LLC
5105 DTC Parkway, Suite 250
Greenwood Village, CO 80111
Attorney for Defendant Turner

In addition, the following party, appearing *pro se*, has been served via U.S. Mail on the date of filing:

Carlos Minguela
710 Drew Drive
Colorado Springs, CO 80911

/s/ Jessica Warren
Jessica Warren

FILED
U.S. DISTRICT COURT
DISTRICT OF COLORADO

2017 NOV 30 PM 2:50

JEFFREY P. COLWELL
CLERK

BY _____ DEP. CLK

1 Carlos A Minguela Aviles
710 Drew DR.
2 Colorado Springs, CO 80911

4 UNITED STATES DISTRICT COURT

5 FOR THE

6 DISTRICT OF COLORADO

7 JANE ROE # 1, an individual

Case No.: 16-cv-02744-KLM -MSK

8 JANE ROE # 2, an individual

9 Plaintiff(s)

ANSWER

10 vs.

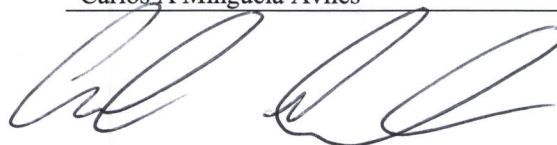
11 CARLOS A MINGUELA AVILES, a former Deputy
with the Teller County Sheriff Department, in his
12 individual capacity.

13 Defendant

14 [Type body of pleading here.]

15 Dated this 17 of September, 2017.

17 Carlos A Minguela Aviles

18 

My name is **Carlos A. Minguela Aviles**. I'm responding to the allegations as follow.

INTRODUCTION

1. I agreed that is a civil right action but denied any wrongful conduct.

JURISDICTION & VENUE

2. I don't understand paragraph 2 and so denying what's been said there.
3. I don't know what venue is and I continued to denied the allegation.
4. I don't know what the notice requirement are.

PARTIES

5. Jane Roe 1 and 2 were inmates in Teller County jail.
6. Statement in paragraph is true.
7. I agree Mike Ensminger was the sheriff but I don't know who makes the policies.
8. I don't understand what's been said in paragraph 8.
9. I don't understand who John Doe #2 is. So, I don't understand what's been said in this paragraph.
10. I don't understand who John Doe #3 is. So, I don't understand what's been said in this paragraph.
11. I don't know the duties and responsibilities of board of County Commissioners of the County Teller.

GENERAL ALLEGATIONS

12. I agree.
13. I agree
14. In response to paragraph 14 I denied I engage in any inappropriate conduct.
15. In response to paragraph 15 I denied engage in any inappropriate conduct.

16. In response to paragraph 16 I denied I engage in any inappropriate conduct.

17. I agree.

18. I agree.

19. I don't have any knowledge about the allegations on paragraph 19.

20. Statement in paragraph 20 is not true.

21. I agree.

22. I don't know who Jane Roe #1 is, so I don't agree with the statement. I had to be aware of my surroundings always.

23. I disagree.

24. I agree the design is not very good, but I don't know what the other defendants knew about the design.

25. I disagree with the statement.

26. I disagree with the statement.

27. I agree about the request of scissors but I disagree with the rest of the statement.

28. I disagree with statement.

29. I disagree I sat in the room but because she had scissors which can be used as a weapon I had to supervise her during her use of scissors.

30. I disagreed.

31. I agreed I returned with commissary but disagree with the rest of the paragraph.

32. I disagreed.

33. I disagreed.

34. I disagreed.

35. I disagreed.

36. I disagreed.

37. I don't understand paragraph # 37.

FRIST CLAIM FOR RELIEF

38. In response to paragraph from 38-43 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct. . In response to paragraph from 38-43 don't

understand what's been said but I continued to denied I engaged in any inappropriate conduct

39. In response to paragraph from 38-43 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

40. In response to paragraph from 38-43 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

41. In response to paragraph from 38-43 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

42. In response to paragraph from 38-43 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

43. In response to paragraph from 38-43 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

SECOUND CLAIM RELIEF

44. In response to paragraph from 44-47 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

45. In response to paragraph from 44-47 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

46. In response to paragraph from 44-47 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

47. In response to paragraph from 44- 47 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

THIRD CLAIM FOR RELIEF

48. In response to paragraph from 48-56 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

49. In response to paragraph from 48-56 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

50. In response to paragraph from 48-56 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

51. In response to paragraph from 48-56 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

52. In response to paragraph from 48-56 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

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55. In response to paragraph from 48-56 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

56. In response to paragraph from 48-56 I don't understand what's been said but I continued to denied I engaged in any inappropriate conduct.

I denied any wrongful conduct. Any interaction between Jane doe #1 and myself was consensual in nature.