

Eberhardt

FILED
U.S. DISTRICT COURT
DISTRICT OF COLORADO

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

NOV 21 PM 4:55

JOSEPH B. DELWELL
CLERK

BY _____

Civil Action No. _____
(To be supplied by the court)

RANDY J. Eberhardt, Plaintiff
EBERHARDT

v.

Jury Trial requested:
(please check one)
 Yes No

City of Greeley, CO, A MUNICIPALITY

Chief MARK JONES, INDIVIDUALLY AND [IN HIS CAPACITY AS A
Greeley, CO police officer]

Operations Division Deputy Chief and //
ADAM TURK

JOHN DOE 1-18, INDIVIDUALLY and Defendant(s). //

(List each named defendant on a separate line. If you cannot fit the names of all defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names of the defendants listed in the above caption must be identical to those contained in Section B. Do not include addresses here.)

COMPLAINT

NOTICE

Federal Rule of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should not contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include only: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Plaintiff need not send exhibits, affidavits, grievances, witness statements, or any other materials to the Clerk's Office with this complaint.

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A. PLAINTIFF INFORMATION

You must notify the court of any changes to your address where case-related papers may be served by filing a notice of change of address. Failure to keep a current address on file with the court may result in dismissal of your case.

RANDY J. EBERHARDT PO Box 1462, PARKER, CO 80134
(Name and complete mailing address)

303 598 4624 eberhardtvgreeley@gmail.com
(Telephone number and e-mail address)

B. DEFENDANT(S) INFORMATION

Please list the following information for each defendant listed in the caption of the complaint. If more space is needed, use extra paper to provide the information requested. The additional pages regarding defendants should be labeled "B. DEFENDANT(S) INFORMATION."

Defendant 1: City of Greeley, CO 1001 11th Ave, Greeley, CO
(Name and complete mailing address)

~~303 970 350 9605~~ 970. 350. 9774
(Telephone number and e-mail address if known)

Defendant 2: ~~Chief~~ Chief MARK JONES 2875 W 10th St Greeley, CO 80634
(Name and complete mailing address)

970 350 9605
(Telephone number and e-mail address if known)

Defendant 3: Operations Div. Deputy Chief ADAM TURK
(Name and complete mailing address) 2875 W. 10th St. Greeley, CO 80634

970 350 9605
(Telephone number and e-mail address if known)

Defendant 4: JOHN DOE 1-18 2875 W. 10th St. Greeley, CO 80634
(Name and complete mailing address)

970 350 9605
(Telephone number and e-mail address if known)

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C. JURISDICTION

Identify the statutory authority that allows the court to consider your claim(s): (check one)

Federal question pursuant to 28 U.S.C. § 1331 (claims arising under the Constitution, laws, or treaties of the United States)

List the specific federal statute, treaty, and/or provision(s) of the United States Constitution that are at issue in this case.

DEFENDANTS, INDIVIDUALLY AND COLLECTIVELY HAVE VIOLATED
PLAINTIFF'S CONSTITUTIONAL RIGHTS UNDER THE EIGHT AND
FOURTEENTH AMENDMENTS TO THE UNITED STATES CONSTITUTION.

Diversity of citizenship pursuant to 28 U.S.C. § 1332 (a matter between individual or corporate citizens of different states and the amount in controversy exceeds \$75,000)

Plaintiff is a citizen of the State of COLORADO

If Defendant 1 is an individual, Defendant 1 is a citizen of _____

If ~~Defendant 1 is a corporation,~~ DEFENDANTS ARE GOVERNED AS A
MUNICIPALITY, GREELEY, COLORADO WHICH HAS ITS
Defendant 1 ~~is incorporated under the laws of~~ _____ (name of
~~state or foreign nation~~).

PRINCIPAL OFFICES WITHIN COLORADO

Defendant 1 has its principal place of business in _____ (name of state or foreign nation).

(If more than one defendant is named in the complaint, attach an additional page providing the same information for each additional defendant.)

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D. STATEMENT OF CLAIM(S)

State clearly and concisely every claim that you are asserting in this action. For each claim, specify the right that allegedly has been violated and state all facts that support your claim, including the date(s) on which the incident(s) occurred, the name(s) of the specific person(s) involved in each claim, and the specific facts that show how each person was involved in each claim. You do not need to cite specific legal cases to support your claim(s). If additional space is needed to describe any claim or to assert additional claims, use extra paper to continue that claim or to assert the additional claim(s). Please indicate that additional paper is attached and label the additional pages regarding the statement of claims as "D. STATEMENT OF CLAIMS."

CLAIM ONE: _____

Supporting facts:

Plaintiff was severely injured incurred when elements/members of the Greeley Police Department opened fire on Plaintiffs Residence causing near FATAL WOUNDS when BULLETS permeated his home while Plaintiff was standing in his living room holding his cats.

Plaintiff was unassisted for over ten minutes, bleeding out on the floor and required multiple resuscitations on route to hospital.

Plaintiff was thereafter ruthlessly transferred to Weld County Jail and now faces retaliatory charges.

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E. REQUEST FOR RELIEF

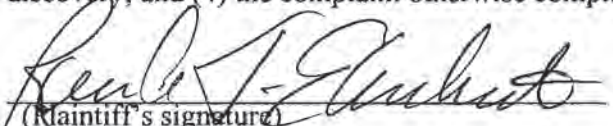
State the relief you are requesting or what you want the court to do. If additional space is needed to identify the relief you are requesting, use extra paper to request relief. Please indicate that additional paper is attached and label the additional pages regarding relief as "E. REQUEST FOR RELIEF."

Plaintiff seeks Restitution comparable to other comparable cases of police abuse reparation in N. Colorado

F. PLAINTIFF'S SIGNATURE

I declare under penalty of perjury that I am the plaintiff in this action, that I have read this complaint, and that the information in this complaint is true and correct. See 28 U.S.C. § 1746; 18 U.S.C. § 1621.

Under Federal Rule of Civil Procedure 11, by signing below, I also certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending or modifying existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.


(Plaintiff's signature)

November 14, 2022
(Date)

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