

Hello,

Attached is an amended complaint. My apologies for not having the case # yet, as I have not received a response from the original complaint filed recently.

I have also attached a 6 month income Funds statement from EL Paso County Jail for the previous Agreement to waive all fees.

Much appreciated and thank you for all that you do.

- b / (6) b
Shannon Curry

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

FILED
UNITED STATES DISTRICT COURT
DENVER, COLORADO

Civil Action No. _____

(To be supplied by the court)

DEC 12 2024

JEFFREY P. COLWELL
CLERK

Channing Curry, Plaintiff

v.

Jury Trial requested:

(please check one)

☒ Yes ☐ No

Steve Sanger,

Officer Sanger,

LAMAR POLICE DEPARTMENT

Doe officer,

Prowers County,

Doe Defendant, 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 listed in the above caption must be identical to those contained in Section B. Do not include addresses here.)

PRISONER COMPLAINT *(Amended)*

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.

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.

Channing Lurry, A0317001, 2739 East Las Vegas Colorado Springs, CO 80906
(Name, prisoner identification number, and complete mailing address)

(Other names by which you have been known)

Indicate whether you are a prisoner or other confined person as follows: (check one)

- ☒ Pretrial detainee
☐ Civilly committed detainee
☐ Immigration detainee
☐ Convicted and sentenced state prisoner
☐ Convicted and sentenced federal prisoner
☐ Other: (Please explain) _____

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: Steven Sanger, 102 E. Parmelee, Lamar CO
(Name, job title, and complete mailing address) 81052
Lamar Police Department

At the time the claim(s) in this complaint arose, was this defendant acting under color of state or federal law? ☒ Yes ☐ No (check one). Briefly explain:

Officer Sanger was allegedly acting under
color of state law.

Defendant 1 is being sued in his/her ☒ individual and/or ☒ official capacity.

Defendant 2: Officer Steve Sanger
(Name, job title, and complete mailing address)

Same As Defendant #1

At the time the claim(s) in this complaint arose, was this defendant acting under color of state or federal law? ☒ Yes ☐ No (check one). Briefly explain:

Same as Defendant #1

Defendant 2 is being sued in his/her ☒ individual and/or ☒ official capacity.

Defendant 3: "DOE" OFFICER, Lamar Police Department officer
(Name, job title, and complete mailing address)

103 E. Parmenter, Lamar, CO 81052

At the time the claim(s) in this complaint arose, was this defendant acting under color of state or federal law? ☒ Yes ☐ No (check one). Briefly explain:

The officer was allegedly acting under color of law.

Defendant 3 is being sued in his/her ☒ individual and/or ☒ official capacity.

C. JURISDICTION

Indicate the federal legal basis for your claim(s): (check all that apply)

☒ State/Local Official (42 U.S.C. § 1983)

☒ Federal Official

As to the federal official, are you seeking:

☒ Money damages pursuant to *Bivens v. Six Unknown Named Agents of Fed. Bureau of Narcotics*, 403 U.S. 388 (1971)

☒ Declaratory/Injunctive relief pursuant to 28 U.S.C. § 1331, 28 U.S.C. § 1361, or 28 U.S.C. § 2201

____ Other: (please identify) _____

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: Excessive Force

Claim one is asserted against these Defendant(s):

Steve Sanger, Steven Sanger, DOE officer,
DOE Defendant.

Supporting facts:

On or about October 8 2024, two officers,
one of which was officer Steve Sanger of
Lamar Police Department, VIOLENTLY beat
Plaintiff Curry in the front yard of
20 Paseo Place, Lamar CO 81052.

Defendant Sanger and Doe officer arrived at
that address at the same time relatively as
the Plaintiff, and claimed to have a warrant
to search inside the home at 20 Paseo Place.

(Additional Paper is attached)

D. ~~STATEMENT~~ OF CLAIMS Contin....

Plaintiff Curry stated to the officers that their warrant was invalid and to leave the property immediately.

While still in the front yard of 80 Paces Place in Lamar, Colorado, the two officers began to punch the Plaintiff EXCESSIVELY and VIOLENTLY in the Face and Chest.

AFTER Plaintiff Curry was handcuffed by the two officers, they CONTINUED to EXCESSIVELY AND VIOLENTLY "Superman punch" Plaintiff Curry in the Chest.

TWO to three days later while Plaintiff was in custody at Prowers County Jail, Mr. Curry declared a medical emergency, and was taken to Prowers Medical Center, where Medical personnel declared Plaintiff Curry had sustained internal injuries from the incident with the officers, and those internal injuries were declared to be in the Chest area.

E. PREVIOUS LAWSUITS

Have you ever filed a lawsuit, other than this lawsuit, in any federal or state court while you were incarcerated? ☒ Yes ☐ No (check one).

If your answer is "Yes," complete this section of the form. If you have filed more than one previous lawsuit, use additional paper to provide the requested information for each previous lawsuit. Please indicate that additional paper is attached and label the additional pages regarding previous lawsuits as "E. PREVIOUS LAWSUITS."

Name(s) of defendant(s):

Powers Lantry Dora Albany

Docket number and court:

23-CV-01331

Claims raised:

Milious Prisoner

Disposition: (is the case still pending?
has it been dismissed?; was relief granted?)

Dismissed

Reasons for dismissal, if dismissed:

Unsure. Unable to converse
with seeking relief due to
issues with electronic filing.

Result on appeal, if appealed:

F. ADMINISTRATIVE REMEDIES

WARNING: Prisoners must exhaust administrative remedies before filing an action in federal court regarding prison conditions. See 42 U.S.C. § 1997e(a). Your case may be dismissed or judgment entered against you if you have not exhausted administrative remedies.

Is there a formal grievance procedure at the institution in which you are confined?

☒ Yes ☐ No (check one)

Did you exhaust administrative remedies?

☒ Yes ☐ No (check one)

G. REQUEST FOR RELIEF

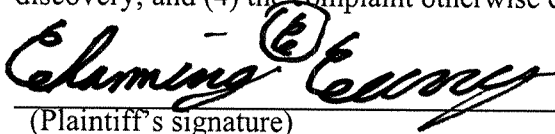
State the relief you are requesting or what you want the court to do. If additional space is needed to identify the relief you are requesting, use extra paper to request relief. Please indicate that additional paper is attached and label the additional pages regarding relief as "G. REQUEST FOR RELIEF."

- (1) Monetary Relief of 1.2 Million^{U.S.} Dollars
(One-Million, two hundred thousand U.S. Dollars) For
Medical expenses and future Medical expenses.
- (2) Monetary Relief of 4 million U.S. Dollars
(Four-Million Dollars in U.S. Currency) For
Pain and Suffering.
- (3) A Permanent Restraining order on all Defendants.
- (4) All current Criminal Charges in Powers County
Dropped, with an order of Stay.

H. 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)

11/17/2024
(Date)

RESIDENT ACCOUNT STATEMENT

Page

1 of

1

EL PASO COUNTY SHERIFF'S OFFICE

11/16/2024 18:22

ST 40 | OPR 23096

Inmate ID No : 0317001

Resident Name : CURRY, CHANNING DALTON

Housing Location : CJC 3G4 E 4T

Statement Period : 06/16/2024 - 11/16/2024

STATEMENT SUMMARY

Beginning Balance :	\$0.00
1 Deposits :	\$0.00
1 Payments :	\$0.00
Ending Balance :	\$0.00

Receipt #	Date	Time	Description	Payments	Deposits	Balance
A855442	10/14/2024	07:55	ReIntake		\$0.00	\$0.00

I hereby certify that these documents
are true and correct copies of the Inmate
Fund Account.

23096 Rm
Name
Bookkeeper
Title
11/16/24
Date

Curry, Channing A0317001

Criminal Justice Center
Detention Facility
2739 E. Las Vegas Street
Colorado Springs, CO 80906
LEGAL MAIL

NEPOST

US POSTAGE \$001.77



Distret Court of Colorado
court clerk's office

212 N. Wahsatch

Colorado Springs, CO

80903

Recd
incls
11.25.24
D

OFFICE OF THE CLERK
UNITED STATES DISTRICT COURT
ALFRED A. ARRAJ COURTHOUSE
901-19TH ST., ROOM A105
DENVER, CO 80294-3589
OFFICIAL BUSINESS



Office of the Clerk, US District Court
Alfred A. Arraj Courthouse 901 19th St, Ste
A105
Denver, CO 80294
Attn: Andrea Garcia Gallegos

