

<b>District Court</b> Larimer County, Colorado Court Address: Larimer County Justice Center 201 LaPorte Avenue Fort Collins, Colorado 80521	<div style="font-size: 24pt; font-weight: bold; margin-bottom: 10px;">COPY</div> <div style="font-size: 12pt; color: blue; margin-bottom: 10px;">DATE FILED: September 25, 2018</div> <div style="font-size: 12pt; color: blue;">CASE NUMBER: 2018CV172</div> <div style="font-size: 18pt; font-weight: bold; margin-top: 20px;">▲ COURT USE ONLY ▲</div>
<hr/> Plaintiff(s)/Petitioner(s): Stacy Lynne  v.  Defendant(s)/Respondent(s): City of Fort Collins Darin Atteberry Carrie Daggett Christopher VanHall	<hr/> Case Number:  2018CV172  Division:        4C        Courtroom:
<b>SUBPOENA TO   <input checked="" type="checkbox"/> ATTEND   <input type="checkbox"/> ATTEND and PRODUCE   <input type="checkbox"/> PRODUCE</b>	

To: Darin Atteberry, City Manager

**You are ordered to:**

**Attend** and give testimony at a  deposition,  hearing,  trial at the Larimer County Justice Center District Court at Division \_\_\_\_/Courtroom 4C, at 201 LaPorte Avenue, Fort Collins, Colorado (address), on Monday, October 1, 2018 (date) at 10:00 AM (time), as a witness for Stacy Lynne (name of party) in this action. If for a deposition, the means of recording will be by  shorthand reporter,  video,  audio.

**Attend, Produce**, and give testimony at a  deposition,  hearing,  trial at the \_\_\_\_\_ (court) at Division \_\_\_\_/Courtroom \_\_\_\_, at \_\_\_\_\_ (address), on \_\_\_\_\_ (date) at \_\_\_\_\_ (time), as a witness for \_\_\_\_\_ (name of party) in this action; If for a deposition, the means of recording will be by  shorthand reporter,  video,  audio; and **PRODUCE** the following books, papers and documents, whether in physical or electronic form, or tangible things now in your possession, custody or control:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Date and time of production: Unless otherwise agreed to in writing by all parties and privilege holder or holders and the person subpoenaed, production must be made no sooner than 14 days from the date of service of this subpoena and no later than \_\_\_\_\_ (date and time). In the case of an expedited hearing pursuant to C.R.C.P. 45 or any statute, in the absence of such agreement, production shall be made only at the place, date and time for compliance set forth in the subpoena.

**CONTINUED ON THE FOLLOWING PAGES**

OR

**Produce** the following books, papers and documents, whether in physical or electronic form, or tangible things now in your possession, custody or control (attach a separate sheet if necessary):

Place of production:	Date and time of production: Unless otherwise agreed to in writing by all parties and privilege holder or holders and the person subpoenaed, production must be made no sooner than 14 days from the date of service of this subpoena and _____ no _____ later than _____ (date and time) In the case of an expedited hearing pursuant to C.R.C.P. 45 or any statute, in the absence of such agreement, production shall be made only at the place, date and time for compliance set forth in the subpoena.
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**Notice form:**

If this subpoena is served for production of records or a tangible thing, see the attached important notice which sets out portions of Colorado Rule of Civil Procedure 45 concerning protections for subpoenaed persons and the requirements for production of records and tangible things.

**Identity of parties:**

The following are the names of the parties in this action and the names, addresses, phone numbers and e-mail addresses of the attorneys for the parties and of any parties who have entered appearances without an attorney:

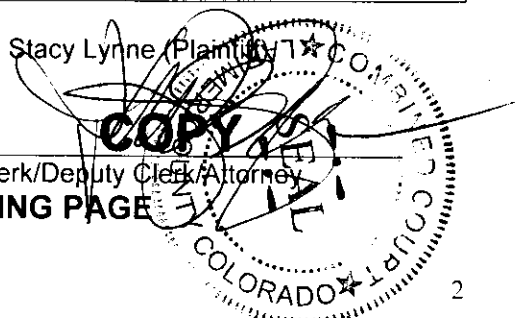
Name:	Address	Phone number:	Email Address
Stacy Lynne (Plaintiff)	305 West Magnolia Street #282 FC, CO 80521	970-402-1582	stacy_lynne@comcast.net
Kimberly Schutt (Attorney for Defendants)	Wick & Trautwein, LLC PO Box 2166 FC CO 80522	970-482-4011	kschutt@wicklaw.com
John Duvall (Attorney for Defendants)	Fort Collins City Attorney's Office PO Box 580 FC CO 80522	970-221-6520	jduval@fcgov.com

The party and the party's attorney who are serving this subpoena: Stacy Lynne (Plaintiff)

Dated: September 25, 2018

\_\_\_\_\_  
Clerk/Deputy Clerk/Attorney

**CONTINUED ON THE FOLLOWING PAGE**



By checking this box, I am acknowledging I am filling in the blanks and not changing anything else on the form.

By checking this box, I am acknowledging that I have made a change to the original content of this form.

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### AFFIDAVIT OF SERVICE

I declare under oath that, I am 18 years or older and not a party to the action and that I served the attached Subpoena on \_\_\_\_\_ (Person named in this Subpoena or name of agent served) in \_\_\_\_\_ (County) \_\_\_\_\_ (State) on \_\_\_\_\_ (date) at the following location:

Check one:

- By handing it to a person identified to me as \_\_\_\_\_ or by leaving it with the named person who refused service.
- I attempted to serve the person named in this subpoena on \_\_\_\_\_ occasions but have not been able to locate the named person.

Check one:

- Private process server
- Sheriff, \_\_\_\_\_ County

Fee \$ \_\_\_\_\_ Mileage \$ \_\_\_\_\_

\_\_\_\_\_  
Signature of Process Server

\_\_\_\_\_  
Name (Print or type)

My Commission Expires: \_\_\_\_\_

\_\_\_\_\_  
Notary Public /Deputy Clerk      Date

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### WAIVER OF SERVICE

I hereby waive Personal Service and accept service of this subpoena by mail/fax. \_\_\_\_\_

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

Phone Day: \_\_\_\_\_

Phone Evening: \_\_\_\_\_