

FILED
U.S. DISTRICT COURT
DISTRICT OF COLORADO

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO

2019 JUL -5 PM 3: 13

Civil Action No. 1:18-cv-03112-RBJ-STV

JEFFREY P. COLWELL
CLERK

SEAN SLATTON,

BY _____ DEP. CLK

Plaintiff,

v.

TODD HOPKINS, BRANDON BARNES, CITY OF FORT COLLINS, et al,

Defendants.

7/5/2019

**PRO SE PLAINTIFF'S REQUEST FOR EXTRA TIME TO RESPOND TO MOTION FOR
DISMISSAL [UPDATE]**


Plaintiff Slatton is planning on forwarding the body camera footage from Brandon Barnes to Attorney David Lane as soon as he receives it. Slatton has already met with Mr. Lane. Mr. Lane stated that when he receives the footage, he will likely enter as counsel.

Slatton requests 30 days from the date he receives the discovery materials to respond to the Defendants' Motions for dismissal. Slatton corresponded this update to opposing counsel on 7/3/2019. No response has been received.

Slatton withdrew his FCPD records request exactly as Ratner had requested. Ratner claimed he would provide the materials in order to streamline this process.

Regarding the surveillance camera footage, Ratner claimed he did not know if his clients had it. Slatton received that footage from the FCPD for his defense trial. Also, the surveillance camera footage was offered in the FCPD records request response from FCPD.

The following page is a copy of the email response Slatton received from the FCPD for the records request. It states: "BWC, Surveillance, Photos, x 3 hours Review/Redaction-\$90.00 Certified Case- \$21.00. Background Check on Sean Slatton-\$8.00."

From: Police Records Request PoliceRecordsRequest@fcgov.com 
Subject: RE: Records Request 16-20128
Date: June 27, 2019 at 5:19 PM
To: Sean Slatton shslatton@gmail.com

PR

Sean,

Please navigate to www.FCPSRecordsPay.com to pay the estimated invoice of \$119.00 using Invoice Number 0128-58289. If actual review and redaction time varies, we will invoice you for the difference. Upon receipt of payment, I will begin work on those items and notify you when they are complete. These items will be placed on CD/DVD/Blu Ray, and will be mailed out when complete.

BWC, Surveillance, Photos, x 3 hours Review/Redaction- \$90.00
Certified Case- \$21.00
Background Check on Sean Slatton-\$8.00

Thank you,

Sarah Cardenas
Monday-Thursday
8 a.m. to 6 p.m.

Email: scardenas@fcgov.com
Records Unit: 970-221-6540
Desk: 970-416-2278

Mailing Address:
P.O. Box 580
Fort Collins, Colorado 80522



2221 S. Timberline Rd
Fort Collins, Colorado 80525

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From: Sean Slatton <shslatton@gmail.com>
Sent: Thursday, May 23, 2019 2:42 PM
To: Police Records Request <PoliceRecordsRequest@fcgov.com>
Subject: Records Request

From: Ratner, Mark S. ratnerm@HallEvans.com 
Subject: Slatton v. Hopkins et al.
Date: June 24, 2019 at 2:07 PM
To: Sean Slatton shslatton@gmail.com
Cc: Marni Kloster MKloster@ndm-law.com, Tamborello, Amber tamborelloa@hallevans.com



Good Afternoon, Mr. Slatton.

I am in receipt of your request for records from the City of Fort Collins Police Department. First, as I believe we have discussed before, there is a procedure to the production of information, subsequent to the filing of a lawsuit. It is the City's position that submission of a request for records is an attempt to circumvent these Rules, and normally such a request would be met with a motion to quash. Second, the Rules also generally prohibit an attorney from contacting a represented party, about the subject matter which is at issue in a pending lawsuit. Here, this means you are prevented from contacting the City of Fort Collins (and the other Defendants), even though you are appearing pro se. This would include submission of a document request.

Nonetheless, in an effort to streamline the process a bit, we will provide to you a copy of the police report and the videos. They will be bates stamped and considered disclosures pursuant to Rule 26. Please be advised that any such disclosure is not intended to waive our position with respect to the stay of discovery.

Please let me know if there are any questions.

Best Regards,

- Mark

Mark S. Ratner | Special Counsel
ratnerm@HallEvans.com
Tel: 303-628-3337

Hall & Evans, LLC
1001 Seventeenth Street, Suite 300
Denver, CO 80202



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CERTIFICATE OF SERVICE

On 7/5/2019 a copy of the foregoing document was sent via electronic service/email to all opposing counsel at:

ratnerm@HallEvans.com (Mark Ratner)

Attorney for Brandon Barnes, the City of Fort Collins, Hutto
MKloster@ndm-law.com (Marni Kloster) NPoppe@ndm-law.com
(Nicholas Poppe)

Marni Nathan Kloster

Nicholas C. Poppe

Attorneys for Officer Todd Hopkins

NATHAN DUMM & MAYER P.C.
7900 E. Union Avenue, Suite 600 Denver, CO 80237-2776 Phone
Number: (303) 691-3737
Facsimile: (303) 757-5106 MNathan@ndm-law.com