



COUNTY COURT; LARIMER COUNTY, COLORADO 201 La Porte Avenue Fort Collins, CO 80521-2761 (970) 494-3500	DATE FILED: August 23, 2017 2:17 PM FILING ID: 8889263AC50F2 CASE NUMBER: 2017M965
<b>PEOPLE OF THE STATE OF COLORADO vs.</b>  <b>Defendant:</b> SURAT, MICHAELLA LYNN	▲ COURT USE ONLY ▲
CLIFFORD E. RIEDEL District Attorney; Eighth Judicial District of Colorado  MITCHELL T. MURRAY, #17930 First Assistant District Attorney 201 La Porte Avenue, Suite 200 Fort Collins, CO 80521-2763 Phone: (970) 498-7200; Fax: (970) 498-7250	Case No: <b>C0352017M 000965</b>  Courtroom: <b>4D</b>
<b>MOTION TO AMEND SUMMONS AND COMPLAINT</b>	

COMES NOW CLIFFORD E. RIEDEL, the duly qualified and acting District Attorney in and for the Eighth Judicial District of the State of Colorado, by Mitchel T. Murray, his duly appointed, qualified and acting First Assistant District Attorney, in and for the County of Larimer, State of Colorado, and respectfully moves this Honorable Court to amend the summons and complaint in the following particulars:

1. That Count 1 on the original summons is **THIRD DEGREE ASSAULT**, C.R.S. 18-3-204(1)(a), a Class 1 Misdemeanor.
2. That the People respectfully request the Court amend Count 1 to **RESISTING ARREST**, C.R.S. 18-8-103, a Class 2 Misdemeanor;

That on or about April 6, 2017 Michaella Lynn Surat, unlawfully and knowingly prevented or attempted to prevent Randall Klamser, a peace officer, acting under the color of his official authority, from effecting the arrest of Michaella Lynn Surat by using or threatening to use physical force or violence against the peace officer or another; in violation of section 18-8-103, C.R.S.

3. That Count 2 on the original summons is **OBSTRUCTING A PEACE OFFICER**, C.R.S. 18-8-104(1)(a), a Class 2 Misdemeanor.
4. That the People respectfully request the Court amend Count 2 to read as follows;

That on or about April 6, 2017, Michaella Lynn Surat, by using or threatening to use violence, force, physical interference, or an obstacle, unlawfully and knowingly obstructed, impaired, or hindered the enforcement of the penal law or the preservation of the peace by Randall Klamser

and Garrett Pastor, peace officers, acting under color of their official authority, in violation of section 18-8-104(1)(a), C.R.S.

WHEREFORE, the People respectfully request that the Court accept the amendment of Count 1 and Count 2.

Dated this 23<sup>rd</sup> day of August, 2017.

Respectfully submitted,  
CLIFFORD E. RIEDEL  
District Attorney

By: /s/Mitchell Murray  
MITCHELL T. MURRAY, #17930  
First Assistant District Attorney

**CERTIFICATE OF SERVICE**

I certify that ( X ) I requested electronic service of the above via CCEF ( ) A true and correct copy of the above has been deposited in the US Mail to the following this 23<sup>rd</sup> day of August, 2017.

Andrew Bertrand  
David Lane

/s/Erica Reyna \_\_\_\_\_  
County Court Division

COUNTY COURT, LARIMER (FT COLLINS) COUNTY, COLORADO Court Address: 201 Laporte Avenue, Suite 100, Ft. Collins, CO, 80521	
<b>The People of the State of Colorado v. MICHAELLA LYNN SURAT</b>	<p style="text-align: right; color: blue;">DATE FILED: August 24, 2017 1:17 PM CASE NUMBER: 2017M965</p> <p style="text-align: center;"><b>△ COURT USE ONLY △</b></p> <p>Case Number: 2017M965 Division: 4D                  Courtroom:</p>
<b>Order to Amend Summons and Complaint</b>	

The motion/proposed order attached hereto: GRANTED.

Issue Date: 8/24/2017



JOSHUA BLAKE LEHMAN  
County Court Judge