

**ANSWER TO DISTRICT COURT CIVIL COMPLAINT**

3. Affirmative Defense

I should not be held (as) responsible because: *(check all that apply)*

For Contracts

- ☐ We agreed to end the contract. *Accord and Satisfaction.*
- ☐ I only entered the contract because of a threat of harm. *Duress.*
- ☐ I acted after relying on misleading information by the Plaintiff. *Estoppel.*
- ☐ Other: **[DESCRIBE ANY FACTS YOU BELIEVE REFUTE THAT A CONTRACT EXISTS OR THAT PLAINTIFF HAS ANY RIGHT TO ENFORCE THE CONTRACT]**
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For Injuries

- ☐ The Plaintiff understood there was a high risk of injury. *Assumption of the Risk.*
- ☐ The Plaintiff's own mistakes contributed to their injury. *Contributory Negligence.*
- ☐ The Plaintiff didn't act to reduce the damage after injury. *Failure to Mitigate.*
- ☐ Other: **[DESCRIBE ANY FACTS YOU BELIEVE REFUTE ANY RESPONSIBILITY FOR PLAINTIFF'S INJURIES.]**
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For Any Type of Claim

- ☐ This debt has been discharged in a Bankruptcy.
- ☐ This matter has been decided by another case. *Res Judicata | Collateral Estoppel.*
- ☐ It is too late to start the case. *Statute of Limitations | Laches.*
- ☐ Other: \_\_\_\_\_.

4. Counterclaims?

Will you be bringing claims against the Plaintiff? *(Check one)*

- ☐ No
- ☐ Yes *(extra fee)*
- Please attach your Counterclaim as a separate document.
  - The document contains my grounds for the suit.
  - It also contains the facts that establish those grounds.

5. Crossclaims?

Will you be bringing a crossclaim against a co-defendant?

☐ No

☐ Yes (*extra fee*)

- Please attach your Crossclaim as a separate document.
- The document contains my grounds for the suit.
- It also contains the facts that establish those grounds.

**WARNING: ALL FEES ARE NON-REFUNDABLE. IN SOME CASES, A REQUEST FOR A JURY TRIAL MAY BE DENIED PURSUANT TO LAW EVEN THOUGH A JURY FEE HAS BEEN PAID.**

Note: All Defendants filing this answer must sign unless the answer is signed by an attorney.

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**VERIFICATION**

**I declare under penalty of perjury under the law of Colorado that the foregoing is true and correct.**

Executed on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_  
(date) (month) (year) (city or other location, and state OR country)

\_\_\_\_\_  
(Printed name of Defendant(s))

\_\_\_\_\_  
Signature of Defendant(s)

\_\_\_\_\_  
Signature of Attorney for Defendant(s) (if applicable)

Address(es) of Defendant(s): \_\_\_\_\_

Phone Number(s) of Defendant(s): \_\_\_\_\_

**CERTIFICATE OF SERVICE**

I certify that on \_\_\_\_\_ (date) a true and accurate copy of this *ANSWER TO DISTRICT COURT COMPLAINT* was served on \_\_\_\_\_  
the other party(s) or attorney(s) by:

Hand Delivery

or

by placing it in the United States mail, postage pre-paid, and addressed to the following:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Defendant(s) Signature