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14
15 **IN THE UNITED STATES DISTRICT COURT**
16 **FOR THE DISTRICT OF ARIZONA**

17 Strong Communities Foundation of Arizona
18 Incorporated, and Yvonne Cahill,

19 Plaintiffs,

20 v.

21 Stephen Richer, et al.,

22 Defendants.

Case No. 2:24-cv-02030-PHX-KML

**PIMA COUNTY DEFENDANTS’
ANSWER TO FIRST AMENDED
COMPLAINT**

23 Defendants Pima County and Pima County Recorder, Gabriela Cázares-
24 Kelly (“Pima County Defendants”) answer Plaintiffs’ First Amended Complaint as
25 follows:

26 1. As to the allegations in Paragraphs 1, 5, 7, 13, 21, 22, 23, 24, 25, 26, 27,
28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50,
51, 53, 54, 55, 56, 58, 59, 60, 70, 77, 78, 79, 80, 93, 94, 97, 98, 100, 103, 106, 108,
118, 121, 123, 124, 135, 137, 150, 156, 157, 158, 159, 160, 161, 165, 171, 178, 179,
181, 188, 192, and 195, the Pima County Defendants admit to the allegations.

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1 2. As to the allegations in Paragraphs 8, 9, 12, 18, 20, 57, 71, 72, 73, and
2 74, the Pima County Defendants deny the allegations.

3 3. As to the allegations in Paragraphs 2, 3, 4, 6, 10, 11, 14, 15, 16, 17, 19,
4 52, 61, 62, 63, 64, 65, 66, 67, 68, 69, 75, 82, 83, 84, 85, 86, 87, 88, 89, 90, 95, 96, 99,
5 101, 102, 104, 105, 107, 109, 110, 111, 112, 113, 114, 115, 116, 117, 122, 125, 127,
6 128, 129, 136, 141, 142, 143, 144, 145, 146, 147, 148, 151, 152, 153, 154, 155, 162,
7 163, and 194, the Pima County Defendants lacks knowledge or information sufficient
8 to form a belief about the truth of the allegations.

9 4. As to the allegations in Paragraphs 139, 167, 173, 183, and 193, the Pima
10 County Defendants admit to the allegations as to them and lacks knowledge or
11 information sufficient to form a belief about the truth of the allegations as to other
12 defendants.

13 5. As to the allegations in Paragraphs 138, 140, 169, 176, 186, 189, and
14 190, the Pima County Defendants deny the allegations as to them and lacks knowledge
15 or information sufficient to form a belief about the truth of the allegations as to other
16 defendants.

17 6. As to the allegations in Paragraphs 68, 69, 76, 81, 92, 119, 120, 126, 130,
18 131, 132, 133, 134, 149, 166, 168, 172, 174, 175, 180, 182, 184, 185, 196, 197, 198,
19 and 199, the allegations state legal conclusions to which no response is necessary. To
20 the extent that a response is required, the Pima County Defendants deny the
21 allegations.

22 7. All allegations not specifically admitted are hereby denied.

23 **Affirmative Defenses**

24 Additional facts may be revealed by future discovery which support affirmative
25 defenses available to, but unknown by the Pima County Defendants. Accordingly, the
26 Pima County Defendants hereby incorporates by this reference all applicable

1 affirmative defenses pursuant to Rules 8 and 12 of the Federal Rules of Civil Procedure
2 and Title 16 of the Arizona Revised Statutes as though set forth fully herein.

3 WHEREFORE, having fully responded to Plaintiffs' First Amended Complaint,
4 the Pima County Defendants request:

- 5 1. That this Court dismiss the Complaint.
- 6 2. Such other and further relief as the Court deems just and proper.

7
8 RESPECTFULLY SUBMITTED October 15, 2024.

9 LAURA CONOVER
10 PIMA COUNTY ATTORNEY

11 By: /s/Daniel Jurkowitz
12 Daniel Jurkowitz
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CERTIFICATE OF SERVICE

I hereby certify that on October 15, 2024, I electronically transmitted the attached document to the Clerk’s Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing and a copy of foregoing Answer was e-mailed on October 15, 2024, to:

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By: /s/ Kimberly Larkin

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