

Small Claims Court <u>San Miguel</u> County, Colorado Court Address <u>305 W. Colorado Ave Telluride, CO 81435</u>	Filed in the Combined Courts San Miguel County, Colorado
PLAINTIFF(S): <u>Jayleen Troutwin</u> Address: <u>164 Alexander Overlook</u> City/State/Zip: <u>Telluride, CO 81435</u> Phone: Home _____ Work _____ Cell <u>970-708-7464</u>	DATE FILED: <u>December 19, 2016</u> CASE NUMBER: <u>2016S26</u> Bryen Yug Clerk of Court
v. DEFENDANT(1): <u>Christopher Parke</u> Address: <u>PO Box 616</u> City/State/Zip: <u>Telluride, CO 81435</u> Phone: Home _____ Work _____ Cell <u>928-277-3981</u>	▲ COURT USE ONLY ▲ Case Number: <u>16 S 24</u>
DEFENDANT(2): _____ Address: _____ City/State/Zip: _____ Phone: Home _____ Work _____ Cell _____	Division _____ Courtroom _____
NOTICE, CLAIM AND SUMMONS TO APPEAR FOR TRIAL (Part 1)	

If Defendant(s) is/are other than a person, go on-line at www.sos.state.co.us to determine the registered agent for service of this notice. Please enter name and address of the agent. Name: _____
Address: _____

1. The Defendant(s) is/are in the military service: Yes No Unknown
2. The Defendant(s) reside(s), is/are regularly employed, has/have an office for the transaction of business, or is/are a student in this county, or the Defendant(s) own(s) the real property in this county that is the subject of this claim arising from a restrictive covenant or security deposit dispute. Yes No
3. I/we understand that it is my/our responsibility to have each Defendant served with the "Defendant's Copy" of this Notice by a person whose age is 18 years or older and who is not a party to this action 15 days prior to the trial and to provide the Court with written proof of service. Yes No
4. I am an attorney: Yes No

Notice and Summons to Appear for Trial

To the Defendant(s):
You are scheduled to have your trial in this case on FEB 7th 2017 (date) at 9:30 AM (time) at the Court address stated in the above caption. Bring with you all books, papers and witnesses you need to establish your defense. If you do not appear, judgment may be entered against you. If you wish to defend the claim or present a counterclaim, you must provide a written response or written counterclaim on or before the scheduled trial date and pay a nonrefundable filing fee.

Dated 12-19-2016

Clerk of Court/Deputy Clerk

Plaintiff(s)'s Claim (Please summarize reasons to support your claim below.)
The Defendant(s) owe(s) me \$ 7500.00, which includes penalties, plus interest and costs allowed by law, and/or should be ordered to return property, perform a contract or set aside a contract or comply with a restrictive covenant for the following reasons. (If seeking return of property, please describe the property being requested).

FOR MEDICAL BILLS

* See attached plaintiff's claim page *

Note: The combined value of money, property, specific performance or cost to remedy a covenant violation cannot exceed \$7,500.00. Plaintiff(s) declare under penalty of perjury that the above statements are true and correct, and that I/we have not filed in any Small Claims Court in this County more than 2 claims during this calendar month, nor more than 18 claims in this County this calendar year.

Dated ~~December 7, 2016~~ Dec. 19, 2016
Jayleen Troutwin

Plaintiff's Signature
Jayleen Troutwin

Plaintiff's Signature

SUBSCRIBED AND SWORN
TO BEFORE ME THIS _____ DAY OF _____ OF DECEMBER 2016

Clerk/Deputy Clerk

JDF 250-1-14 (PART 1/PAGE 1) NOTICE, CLAIM AND SUMMONS TO APPEAR FOR TRIAL COURT COPY
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DEC 19 2016

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Clerk of Court

Plaintiff's Summary

On April 3, 2016, at approximately 11:30 am, I was skiing in Bear Creek outside of Telluride Resort in San Miguel County with my friend Greg Hope. At the top of our line, we saw another two-person party (Chris Parke and another man whose name was not given) who were planning to ski the same line. The other party was not ready to go when we were, so they told us we could go before them. We all had cell reception. In order to avoid an incident and stay safe, we made a plan to call them when we were out of the couloir and in a safe zone. It was communicated and agreed that Parke and his partner would wait for our call. Unfortunately, they did not wait- they skied while we were still in the chute, and they triggered an avalanche on top of us. I was on rappel at the time of the avalanche, and was ripped off the rope and fell 1200 feet and suffered several injuries. We waited for them at the bottom of the chute, and Parke admitted that they triggered the avalanche and agreed to pay for medical bills. I received \$588.75 from Parke. However, after a few payments, they stopped. I still have nearly \$12,000 in medical bills related to this incident. Despite efforts to reconcile with Parke, he has refused to pay any more of them. 16 S26

See attached Plaintiff Claim for individual costs.