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Attorneys for Defendant Bill Dial

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION

CANDI-LEE WEEKS,

Plaintiffs,

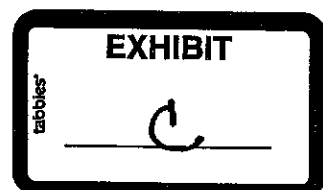
v.

BRADLEY F. JOHNSON; BILL DIAL;
KRISTI CURTIS; KEVIN CONWAY;
SHANE ERICKSON; CHASE GARNER;
CHUCK STEARNS; BRIDGER KELCH;
JOHN MUHFELD; BILL HILL; and BRIAN
CARTER.

Defendants.

Cause No: CV-16-161-DLC-JCL

AFFIDAVIT OF BILL DIAL



STATE OF MONTANA)

: ss.

County of Flathead)

Bill Dial, being first duly sworn upon her oath, does hereby declare as follows:

1. I am the Police Chief for the City of Whitefish.
2. On October 19, 2016 the Whitefish Police pulled over a vehicle as it did not have valid registration.
3. The driver of the vehicle, Brooke Weeks, did not have a driver's license.
4. I and other officers repeatedly requested the vehicle occupants to exit the vehicle. After they failed to comply I attempted to gain access to the vehicle.
5. I did not forcibly remove the vehicle's occupants and gave multiple warnings I would hit or pound on the window if the occupants failed to exit the vehicle.
6. I did not smash any window. Instead, I pounded on the window without smashing it in an effort to get the occupants to comply with the officer's requests and gain access to the vehicle
7. I did not hit, kick, punch or otherwise physically injure any individual.

CERTIFICATE OF SERVICE

I certify that on June 7, 2017, a copy of the foregoing document was served on the following persons by the following means:

- CMF/ECF
- Hand delivery
- Mail
- Overnight delivery service
- Fax
- E-mail.

Candi-Lee Weeks 175 Hutton Ranch Rd #103-231 Kalispell, MT 59901 <u>Candi-Lee.Weeks@truevine.net</u> <i>Pro Se Plaintiff</i>	Robert C. Lukes Tessa A. Keller Garlington, Lohn & Robinson, PLLP Missoula, MT 59807-7909 <u>rclukes@garlington.com</u> <u>takeller@garlington.com</u> <i>Attorney for Defendant Brian Carter</i>
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/s/ Todd A. Hammer

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Attorneys for Defendants Johnson, Dial, Curtis,
Conway, Erickson, Garner, Stearns, Kelch. and
Muhfeld