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

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

INITIAL DISCLOSURES OF  
DEFENDANTS JOHNSON, DIAL,  
CURTIS, CONWAY, ERICKSON,  
GARNER, KELCH, STEARNS  
AND MUHFELD

Pursuant to Rule 26(a), F.R.Civ.P., Defendant s Defendants Bradley

Johnson, Kristi Curtis, Kevin Conway, Bill Dial, Shane Erickson, Chase Garner,

Chuck Stearns, Bridger Kelch and John Muhfeld provide the following initial disclosures:

I. INDIVIDUALS LIKELY TO HAVE DISCOVERABLE INFORMATION

1. Candi-Lee Weeks  
175 Hutton Ranch Rd #103-231  
Kalispell, MT 59901

Information pertaining to the incidents

2. Bradley F. Johnson  
c/o Hammer, Quinn & Shaw, PLLC  
P.O. Box 7310  
Kalispell, MT 59901  
(406) 755-2225

Information pertaining to the incidents.

3. Bill Dial  
c/o Hammer, Quinn & Shaw, PLLC  
P.O. Box 7310  
Kalispell, MT 59901  
(406) 755-2225

Information pertaining to the incidents.

4. Kristi Curtis  
c/o Hammer, Quinn & Shaw, PLLC  
P.O. Box 7310  
Kalispell, MT 59901  
(406) 755-2225

Information pertaining to the incidents.

5. Kevin Conway  
c/o Hammer, Quinn & Shaw, PLLC  
P.O. Box 7310  
Kalispell, MT 59901  
(406) 755-2225

Information pertaining to the incidents.

6. Shane Erickson  
c/o Hammer, Quinn & Shaw, PLLC  
P.O. Box 7310  
Kalispell, MT 59901  
(406) 755-2225

Information pertaining to the incidents.

7. Chase Garner  
c/o Hammer, Quinn & Shaw, PLLC  
P.O. Box 7310  
Kalispell, MT 59901  
(406) 755-2225

Information pertaining to the incidents.

8. Chuck Stearns  
c/o Hammer, Quinn & Shaw, PLLC  
P.O. Box 7310  
Kalispell, MT 59901  
(406) 755-2225

Information pertaining to the incidents.

9. Bridger Kelch  
c/o Hammer, Quinn & Shaw, PLLC  
P.O. Box 7310  
Kalispell, MT 59901  
(406) 755-2225

Information pertaining to the incidents.

10. John Muhfeld  
c/o Hammer, Quinn & Shaw, PLLC  
P.O. Box 7310  
Kalispell, MT 59901  
(406) 755-2225

Information pertaining to the incidents.

11. Bill Hill  
Hill Brothers Towing  
5845 US 93  
Whitefish, Montana 59937

Information pertaining to the incidents.

12. Brian Carter  
Moonlighting Bail Bonds  
P.O. Box 3122  
Whitefish, MT 59903

Information pertaining to the incidents.

These Defendants reserve the right to identify additional individuals who may become necessary to support its claims or defenses. These Defendants have not identified which experts will testify in this matter. These Defendants reserve the right to retain one or more experts as to liability and/or damages and to disclose their identities at a later date as provided by the rules of the Court. These Defendants have provided these initial disclosures based upon the information available to it at this time and will supplement these disclosures if and when required pursuant to Rule 26(e), F.R.Civ.P.

## II. DOCUMENTS, DATA COMPILATIONS AND TANGIBLE THINGS

The following documents, data compilations and tangible things, which are in the possession of the City, may be used by the City to support its claims or defenses:

1. Notice of Initial Appearance.
2. Second Notice of Initial Appearance.
3. Notice of Order to Show Cause.
4. Notice of Status Hearing.
5. Notice of Hearing on Motion.
6. Notice of Arraignment.
7. Affidavit of Appearance.
8. Statement of Candi Weeks 12/16/16.
9. Statement of Brooke Cric Weeks 12/23/16.
10. Statement of Brooke Anthony Weeks II 12/16/16.
11. Second Statement of Brooke Anthony Weeks II 12/23/16.
12. Statement of Brooke Cas Weeks 12/23/16.
13. Statement of Brooke Col Weeks 12/23/16.
14. Certificate of Discharged Bond.
15. Ruling on Defendant's Motions 12/16/16.
16. Certified Notice of Mistake.
17. List of Exhibits
18. Police Case Report.
19. List of Exhibits

20. Notice of Discovery and Disclosure of Witnesses and Exhibits in case of *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305 with Citation E13967 attached.
21. Patrol Video for Whitefish Police Department 2016-10917.
22. 10/12/16 Recorded Hearing in *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305.
23. 10/19/16 Recorded Hearing in *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305.
24. 10/19/16 Documents filed by Ms. Weeks in *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305.
25. Notice of Discovery and Disclosure of Witnesses and Exhibits in case of *City of Whitefish v. Brooke Anthony Weeks*, Whitefish Municipal Court Case TK-16-2428 with Citation E15366 and Whitefish Police Department Case Report 2016-11593 attached.
26. 11/16/16 Motion for Extension of Appearance filed by Ms. Weeks in *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305.
27. 11/16/16 recorded hearing in *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305.

28. 11/30/16 recorded hearing in *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305.
29. 12/7/16 recorded hearing in *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305.
30. 12/7/16 Motion for Dismissal filed by Ms. Weeks in *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305.
31. 12/8/16 Motion to Strike Scandalous Material filed by Ms. Weeks in *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305.
32. 12/14/16 City's Opposition to Defendant's motions filed and served in *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305.
33. 12/14/16 recorded hearing in *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305.
34. 12/16/16 recorded hearing where Ms. Weeks failed to appear in *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305.
35. 12/20 Court's Ruling on Defendant's Motions in *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305.

36. 12/16/16 letter to bondsman in *City of Whitefish v. Candi L. Weeks*, Whitefish Municipal Court Case TK-16-2305.
37. Currently unidentified exhibits necessary for foundation, rebuttal or impeachment.

### III. COMPUTATION OF DAMAGES

Defendants do not claim damages against Plaintiff, except insofar as attorney fees.

### IV. INSURANCE

Defense and indemnity concerning Plaintiff's claims against these Defendants are being provided by the Montana Municipal Interlocal Authority ("MMIA") under the terms and conditions of its Memoranda of Coverage with the City of Kalispell. MMIA, an inter-governmental authority, is a group self-risk retention pool created under the authority of MCA §§ 2-9-211 and 7-11-101, *et seq.* The City of Whitefish is a pool member in the risk protection program. A copy of the applicable insurance agreement issued by Montana Municipal Interlocal Authority is available upon request for inspection and copying.

These Defendants have provided these initial disclosures based upon the information available to it at this time and will supplement these disclosures if and when required pursuant to Rule 26(e), F.R.Civ.P.



V. EXPERTS

These Defendants have not yet decided which experts, if any, are expected to testify at trial. These Defendants anticipate using the services of an expert, a law enforcement professional, to address the reasonableness of its acts or omissions.

Dated this 10<sup>th</sup> day of March, 2017.

HAMMER, QUINN & SHAW, PLLC

/s/ Todd A. Hammer

Todd A. Hammer

PO Box 7310

Kalispell, MT 59904-0310

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

CERTIFICATE OF SERVICE

I certify that on March 10, 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

/s/ Todd A. Hammer \_\_\_\_\_  
Todd A. Hammer  
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Kalispell, MT 59904-0310  
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