

Fort Collins Municipal
Request for Court Records

Return:
In Person: 215 N Mason St, Fort Collins, CO
By Mail: PO Box 580, Ft Collins, CO 80522-0580
Email: court@fcgov.com

MUST INCLUDE COPY OF GOVERNMENT ISSUED PHOTO ID!

I, Veronique Marie Bellamy, request to inspect the Record(s)
of Official Action identified below.
Date of Request: 2 April 2020

Please select one of the following options for type of record to be received:

There is a minimum fee of \$5.00 per record.

☐ Electronic Computer Case Registry Printout

☒ Copy of Official Paper Record (including copy of citation and disposition information)

The following information is needed to identify the correct record.

Case or citation #: 1500390727

Defendant name: Katherine Doerner

FCPS Report # 19-12956

Date of Birth: 09/29/1991

Requestor's Information:

Address: 136 Falconridge Gardens NE City: Calgary Province: AB
Postal Code: T3J 2C1 Phone Number: 587-664-8509 Canada

According to Colorado Revised Statute 24-72-305.5, records of official action, criminal justice records, or the names, addresses, telephone numbers, and other information in such records shall not be used by any person for the purpose of soliciting business for pecuniary gain. A violation of this section subjects you to misdemeanor charges and upon conviction, a fine of \$100 or 90 days in jail or both.

Limitations on Juvenile Records will apply.

I affirm that I will not use the records, or any portion of the records requested for the purpose of soliciting business for pecuniary gain.

Signature: _____

Date: 2 April 2020

Witness: _____

☐ Will pick up

☐ Fax to: _____

*If you have any questions please contact the

☐ Mail to: _____

Court at 970.221.6800 or court@fcgov.com*

☒ E-mail: v.Overo.moe



For Official Use Only

L.D. Verified ☒ Yes ☐ No

Record Released ☒ Yes ☐ No

No Record Found ☐

Record Release Denied ☐ - Attach Denial form.

If not immediately available: date will be available _____

Number of pages released 6

Total \$ Amount Charged \$5.00 (OK per PN)

Date Paid: 4-16-20

Clerk Initials: TM

19-12956 1500390727

Civil Citation & Penalty Assessment
Uniform Summons & Complaint or Penalty Assessment

Date of Violation 9/2/19 Time of Violation 0928
Fingerprinted Traffic Accident Injuries Construction Zone School Zone Traffic Penal Municipal C.R.S. Dir of Travel N S E W

The People of Colorado / City of Fort Collins vs.
Defendant (Last Name) (First) (Middle) Daerner, Katherine Louise
Driver's License 55-240-6547 State CO Class W P Sex F Race W Eth Hgt 58 Wht Eyes 27 Registered Owner Name Registered Owner Address

Home Address 726 S College Av City Fort Collins CO 80524 Zip 901-494-9432 Phone Type C
Vehicle License Number Lic Type State Veh Year Vehicle Make Vehicle Model Body Style Color (Top/Bottom) VIN

1/2 City Of FTC Traffic Code	Offense	Code	City Of FTC Traffic Code	Offense	Code
110 (1) Speeding in a zone	Summons	141 4 Pts.	237 (2) No Seat Belt	Summons	575 0 Pts.
604 (1c) Red Light Violation	Summons	304 4 Pts.	1409 No Proof of Insurance	Summons	4 Pts.

CRS/Code of the City of Fort Collins/City of FTC Traffic Code
Section 17-126(4) Harassment - harass by telephone (text)
Section
Section
Section

Summons - See instructions on reverse side
I hereby promise to pay the fines listed or without admitting guilt, appear in court at the time and place below.
Defendant Katherine Daerner
You are summoned and ordered to appear to answer charges as stated above in:
Fort Collins Municipal Court, 215 N. Mason Street, Fort Collins, CO
Larimer County Court, 201 LaPorte Ave, Fort Collins, CO

Offense
Fine+Surcharge: \$
Court Costs: \$
Total Due: \$
Points: 0

On: September 30 2019 At: 0800 AM
Officer Katherine Daerner No. 347
Print Last Name Date Issued: 9/3/19

Distribution: White - COURT, Pink - CITY DEFENDANT, Blue - COUNTY DEFENDANT, Green - MDV TRANSCRIPT, Yellow - DISP/D.A.
THIS IS A LEGAL DOCUMENT - READ BOTH SIDES!
FORT COLLINS POLICE SERVICES



MUNICIPAL COURT, CITY OF FORT COLLINS 215 N. Mason Street, Fort Collins, CO 80524 Phone (970) 221-6800 Fax (970) 416-2162 court@fcgov.com	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
THE CITY OF FORT COLLINS, by and on behalf of The People of the State of Colorado, vs. Defendant: DOERNER, KATHERINE LOUISE,	
726 S COLLEGE AVE FORT COLLINS, CO 80524 Phone: (901) 494-9432 Email:	Case No: 2019-0006248-MD Citation No. 0000390727 Charge(s): Harassment
NOTICE OF ATTORNEY PRE-TRIAL CONFERENCE	

TO THE ATTORNEY OF ABOVE-NAMED DEFENDANT: This case is set for an Attorney Pre-Trial Conference on: **November 12, 2019 at 2:00 PM**, in the Fort Collins Municipal Court, 215 N. Mason St., 1st Floor. Mailing address: P.O. Box 580, Fort Collins, CO 80522-0580. **USE THE NORTH ENTRANCE TO ENTER THE BUILDING.**

ATTORNEY FOR DEFENDANT:

THIS IS THE ONLY NOTICE YOU WILL RECEIVE. THIS PRE-TRIAL CONFERENCE WILL BE CANCELED IF DISPOSITION PAPERWORK IS COMPLETED AND RECEIVED BY THE COURT PRIOR TO THE DATE OF THE PRE-TRIAL CONFERENCE. IF A DISPOSITION IS NOT REACHED, A TRIAL WILL BE SCHEDULED.

09/27/2019
Date

TR
Municipal Court Clerk



Sent to attorney via: x e-mail in person other

by Clerk: TR Date: 09/27/2019

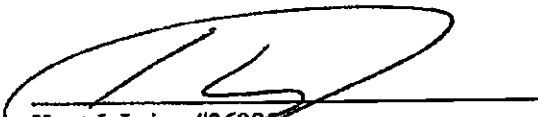
Copied to CA by Clerk:

MUNICIPAL COURT, FORT COLLINS, COLORADO 215 N. Mason St. Fort Collins, CO 80524 (970) 221-6800	<div style="text-align: center;"> RECEIVED SEP 27 2019 <i>TL</i> FORT COLLINS MUNICIPAL COURT </div> <div style="text-align: center;"> <input type="checkbox"/> COURT USE ONLY <input type="checkbox"/> </div>
THE PEOPLE OF THE STATE OF COLORADO vs. KATHERINE DOERNER, DEFENDANT,	
Attorney for Defendant: The Leier Law Office, LLC Kent J. Leier, #36995 405 Mason Court, Suite 115B Fort Collins, CO 80524 Phone: 970-682-4581 Fax: 970-224-2004 Email: kent@leierlawoffice.com	Case Number: 2019-0006248-MD Div: Municipal Court
ENTRY OF APPEARANCE, REQUEST FOR DISCOVERY, WAIVER OF FORMAL ADVISEMENT, AND REQUEST FOR PRETRIAL CONFERENCE	

COMES NOW, The Leier Law Office, LLC, by and through attorney Kent J. Leier, and hereby enter their appearance on behalf of the defendant, requests all discovery, waives formal advisement, and requests the matter be set for a pretrial conference.

Dated this 24th day of September, 2019.

THE LEIER LAW OFFICE, LLC

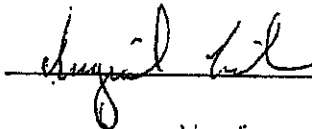

 Kent J. Leier, #36995
 Attorney for Defendant



CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Entry of Appearance, Request for Discovery, Waiver of Formal Advisement, and Request for Pretrial Conference was delivered this 24th day of September, 2019 via U.S. Postal Service, postage prepaid, to the following:

Fort Collins City Attorney
300 Laporte Ave.
Fort Collins, CO 80521

_____



FORT COLLINS MUNICIPAL COURT
Misdemeanor Advisements (Traffic and Non-Traffic)

Name DOERNER, KATHERINE LOUISE DOB: 09/29/1991 ID []

Case No. 2019-0006248-MD, Citation No. 0000390727: Harassment, Section(s) 17-126

I understand that I have been charged with the misdemeanor offense(s) listed above, violation(s) of

- ☒ The Code of the City of Fort Collins, Colorado,
☐ The Fort Collins Traffic Code, as adopted and amended in Chapter 28 of the Code of the City of Fort Collins, Colorado, a __ point offense,

and that the maximum penalty that can be assessed for each charge from 2019, in addition to court costs and fees, is a \$3,020 fine and/or, if I am at least 18 years old, 6 months in jail at the Larimer County Jail. I

understand that I have the following rights:

- To bail (if I am currently in custody);
- To plead "not guilty" and have the charge(s) proven beyond a reasonable doubt at a trial;
- To be represented by a lawyer; if I am indigent, to have a court-appointed lawyer if jail is a possible penalty;
- To be silent; any statement I make can and may be used against me;
- To have the Court subpoena witnesses on my behalf, to compel their appearance at the trial;
- At trial, to testify or not, present evidence and cross-examine witnesses for the City;
- To a trial by jury if I am at least 18 years old; jury demands must be made in writing, within 21 days of the day the "not guilty" plea is entered, and a \$25 jury fee must be paid unless I am indigent;
- To appeal a guilty conviction to District Court.

By my signature below, I acknowledge that I understand the nature of the charge(s) against me, the possible penalties, and my rights; that any plea I make must be voluntary and not the result of undue influence or coercion on the part of anyone; that a plea of "guilty" or "no contest" to certain misdemeanor violations, even as part of a deferred judgment or sentence, can have immigration consequences if I am NOT a citizen of the United States; and that I may be eligible to seal certain records pursuant to C.R.S. Sections 24-72-703, 24-72-705 and 24-72-708. Based on that understanding, I now choose to do the following:

- [] A. To have my arraignment changed to a later date for good cause (such as needing more time to hire an attorney or participate in the RESTORE or RJYC Program when available).
- ☒ B. To have a pre-trial conference with a Prosecutor (an attorney who represents the City). *Please note: This is an opportunity to try to reach a plea agreement that is acceptable to both you and the prosecution. A plea agreement will not always result in a reduction of points (on traffic cases), charge(s) or fines. If no agreement is reached and your case is set for trial, a plea of "not guilty" will be entered at that time.*
- [] C. To plead "not guilty" and have my case set for trial without having a pre-trial conference.
- [] D. To waive the rights stated above, plead "guilty" or "no contest" to the charge(s) against me and have the Judge set the penalty. I acknowledge a factual basis for my plea and that I am making this choice knowingly, intelligently and voluntarily, without any undue influence or coercion on the part of anyone.
- [] E. To ask questions of the Judge with regard to the nature and elements of the charge against me, the possible penalty, and/or my rights and options.

Defendant's Signature: Katherine Doerner

Date: 11/12/19

Pursuant to C.R.S. Section 16-7-207.5, please respond to one of the following statements:

☒ NO, I am not currently serving in the U.S Armed Forces and I am not a Veteran.

☐ YES, I am currently serving in the U.S. Armed Forces or I am a Veteran of such Forces. If YES, I understand that I may be entitled to receive mental health treatment, substance use disorder treatment or other services as a Veteran. If I am interested in such services, I will ask the Judge for more information.



When you are done, wait to be called by a Clerk and instructed as to what to do next. **DO NOT LEAVE BEFORE TALKING WITH THE CLERK. IF YOU DO, YOUR APPEARANCE WILL NOT BE NOTED AND A FAILURE TO APPEAR WARRANT WILL BE ISSUED.** If you fail to appear for a pre-trial conference, the same consequences will occur.

Code of the City of Fort Collins:

Sec. 17-126. - Harassment.

- (a) A person commits harassment if, with intent to harass, annoy or alarm another person, he or she:
- (1) Strikes, shoves, kicks or otherwise touches a person or subjects him or her to physical contact; or
 - (2) In a public place directs obscene language or makes an obscene gesture to or at another person; or
 - (3) Follows a person in or about a public place; or
 - (4) Initiates communication with a person, anonymously or otherwise, by telephone, telephone network, data network, text message, instant message, computer, computer network or computer system in a manner intended to harass or threaten bodily injury or property damage, or makes any comment, request, suggestion or proposal by telephone, computer, computer network or computer system which is obscene; or
 - (5) Makes a telephone call or causes a telephone to ring repeatedly, whether or not a conversation ensues, with no purpose of legitimate conversation; or
 - (6) Makes repeated communications at inconvenient hours that invade the privacy of another and interfere in the use and enjoyment of another's home or private residence or other private property; or
 - (7) Repeatedly insults, taunts or challenges another in a manner likely to provoke a violent or disorderly response.
- (b) As used in this Section, unless the context otherwise requires, *obscene* means a blatantly offensive description of ultimate sexual acts or solicitation to commit ultimate sexual acts, whether or not said ultimate sexual acts are normal or perverted, actual or simulated, including masturbation, cunnilingus, fellatio, anilingus or excretory functions.
- (c) Any act prohibited by Paragraph (a)(4) of this Section may be deemed to have occurred or to have been committed at the place at which the telephone call was either made or received.


(Ord. No. 78, 1990, § 1, 7-17-90; Ord. No. 70, 1995, § 1, 6-6-95; Ord. No. 114, 2011, § 2, 9-20-11)

Case No. 2019-6248

Reviewed by: Kathleen D. Doern
Defendant

Date: 11/12/19



MUNICIPAL COURT, CITY OF FORT COLLINS 215 N. Mason Street, Fort Collins, CO 80524 Phone (970) 221-6800 Fax (970) 416-2162 court@fcgov.com	<div style="text-align: center;">  RECEIVED NOV 12 2019 <i>JH</i> FORT COLLINS MUNICIPAL COURT ▲ COURT USE ONLY ▲ </div>
THE CITY OF FORT COLLINS, by and on behalf of The People of the State of Colorado, vs. Defendant: DOERNER, KATHERINE LOUISE,	
726 S COLLEGE AVE FORT COLLINS, CO 80524 Phone: (901) 494-9432 Email:	Case No: 2019-0006248-MD Citation No. 0000390727 Charge(s): Harassment
MOTION TO DISMISS; ORDER	

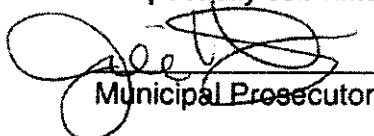
COMES NOW the City of Fort Collins, by and through its Municipal Court Prosecutor, and moves this Court to dismiss the above-listed charge(s) in this case:

- ☐ **with prejudice.** (For adult, non-traffic misdemeanor or petty offense cases: Eligible for sealing immediately upon request of the Defendant.)
- ☒ **without prejudice.** (For adult, non-traffic misdemeanor or petty offense cases: If charge(s) not re-filed within one year of alleged date of incident, then case will be eligible for sealing upon request of the Defendant after that date.)

As grounds therefore, the City states as follows:

- ☐ Although there was probable cause to issue the Summons and Complaint, based upon a review of the case report and information, there appears to be insufficient evidence to prove the charge(s) beyond reasonable doubt at trial.
- ☐ The victim has requested dismissal of the charge(s) and a review of the case indicates that such a disposition is appropriate.
- ☐ The District Attorney's office has requested dismissal of the charge(s) in order to re-file the case in Juvenile Court. A review of the case indicates that such re-filing is appropriate.
- ☒ Although there was probable cause to issue the Summons and Complaint, based upon a review of the case report and information, the Prosecution moves to dismiss in the interests of justice.
- ☐ _____

Respectfully submitted,


 Municipal Prosecutor

11/12/19
 Date



ORDER: The Motion to Dismiss is hereby

☒ **GRANTED** ☐ **DENIED.**

KM
 Municipal Judge

11/12/2019
 Date

PLEASE NOTE: Records relating to cases such as this are retained by different agencies for different lengths of time. For that reason, the Court encourages you to retain this document in your permanent files in case you need to show proof of this disposition to a future employer, etc.