

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
MACON DIVISION**

Ashley DIAMOND,

Plaintiff,

v.

Timothy WARD, individually and in his official capacity as Commissioner of GDC; Sharon LEWIS, individually and in her official capacity as Statewide Medical Director of GDC; Javel JACKSON, individually and in her official capacity as Director of Mental Health of GDC; Ahmed HOLT, individually and in his official capacity as Assistant Commissioner, Facilities Division, of GDC; Robert TOOLE, individually and in his official capacity as Director of Field Operations of GDC; Benjamin FORD, individually and in his official capacity as Warden of GDC prison; Jack SAULS, in his official capacity as Assistant Commissioner of the Health Services Division of GDC; Brooks BENTON, individually and in his official capacity as Warden of Coastal State Prison; Grace ATCHISON, individually and in her official capacity as Statewide Prison Rape Elimination Act Coordinator of GDC; Lachesha SMITH, in her individual capacity; Aretha SMITH, in her individual capacity; and Rodney JACKSON, in his individual capacity.

Defendants.

Civil Action File No.
5:20-cv-00453-MTT

JURY TRIAL DEMANDED

**DEFENDANT ARNEIKA S. SMITH'S ANSWER AND RESPONSIVE
PLEADING TO PLAINTIFF'S COMPLAINT**

COMES NOW Arneika S. Smith, misnamed in the Complaint as Aretha Smith, Defendant in the above-styled action, by and through her undersigned counsel of record, and presents her Answer and Responsive Pleading, including defenses and objections, to Plaintiff's first Complaint as follows:

FIRST DEFENSE

Plaintiff failed to state a claim for which relief may be granted as to all or some of Plaintiff's claims.

SECOND DEFENSE

Defendant asserts the affirmative defenses of lack of subject matter jurisdiction and lack of personal jurisdiction over this Defendant.

THIRD DEFENSE

Plaintiff's claims are barred by Eleventh Amendment immunity, state sovereign immunity, good faith immunity, and/or qualified immunity.

FOURTH DEFENSE

Any action taken by this Defendant, relative to the allegations in Plaintiff's Complaint, was a bona fide good faith decision, for good cause.

FIFTH DEFENSE

Any injuries or damages allegedly sustained by Plaintiff were directly and proximately caused by the actions of Plaintiff or others and not this Defendant.

SIXTH DEFENSE

No act or omission of Defendant caused or contributed to any of Plaintiff's alleged injuries, damages, or deprivations.

SEVENTH DEFENSE

At all times relevant to Plaintiff's allegations, Defendant acted reasonably and in good faith and Plaintiff brings this action with unclean hands. The Defendant affirmatively asserts that she engaged in good faith efforts to comply with all legal requirements.

EIGHTH DEFENSE

Plaintiff fails to allege a violation of a clearly established constitutional right against this Defendant.

NINETH DEFENSE

To the extent the Complaint may be construed to name Defendant in her official capacity, she asserts the affirmative defense of Eleventh Amendment sovereign immunity.

TENTH DEFENSE

Defendant at no time relevant to the allegations in the instant Complaint acted with intent to harm or injure Plaintiff, nor has she acted with reckless or callous disregard for the constitutional rights of Plaintiff. For these reasons, Plaintiff has no cause of action against her pursuant to 42 U.S.C. § 1983.

ELEVENTH DEFENSE

The portions of Plaintiff's Complaint consisting of legal arguments and arguments regarding the evidence should be stricken under FED. R. CIV. P. 12(f).

TWELFTH DEFENSE

Plaintiff is not entitled to liquidated or punitive damages because Defendant at no time engaged in willful misconduct and at no time engaged in any practice or conduct with malice or reckless indifference Plaintiff's rights..

THIRTEENTH DEFENSE

Defendant cannot be held liable in this civil rights lawsuit for actions of other persons in which she did not participate, did not direct, authorize, and did not ratify.

FOURTEENTH DEFENSE

Defendant denies Plaintiff has been deprived by her of any rights, privileges, or immunities secured by the Constitution of the United States or the State of Georgia, or otherwise by law.

FIFTEENTH DEFENSE

Plaintiff failed to exhaust administrative remedies as required by the Prison Legal Reform Act or other legal provisions.

SIXTEENTH DEFENSE

Plaintiff's claims for punitive damages are not recoverable against Defendant under the statutory provisions with which Plaintiff purports to make his claims.

SEVENTEENTH DEFENSE

Defendant raises the defense that the Complaint is barred by the statute of limitations to the extent subsequent discovery demonstrates any claim was not timely filed.

EIGHTEENTH DEFENSE

Without waiving the forgoing Defenses, Defendant A. Smith responds to the specific allegations of the Complaint as follows:

INTRODUCTION

1.

In response to paragraph number 1, Defendant denies Plaintiff was at any time subject to a brutal or unrelenting abuse or mistreatment as a result of this Defendants' actions or omissions. Defendant denies knowledge of any abuse or mistreatment of Plaintiff. Defendant is without sufficient information to form a belief as to the truthfulness of the remaining allegations and, therefore, such allegations stand denied.

2.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 2 of Plaintiff's Complaint and, therefore, such allegations stand denied.

3.

Defendant objects to paragraph number 3 to the extent it calls for a legal conclusion or analysis. To the extent a response is required, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 3 of Plaintiff's Complaint and, therefore, such allegations stand denied.

4.

In response to the allegations in paragraph 4, Defendant is without sufficient information to form a belief as to the truthfulness of the allegations against other persons and, therefore, such allegations stand denied. Defendant denies the allegations as made against this Defendant and Defendant denies she has any knowledge that any person violated Plaintiff's constitutional rights, abused Plaintiff in any manner, breached any duty owed to Plaintiff, or otherwise failed to protect Plaintiff.

5.

In response to the allegations in paragraph 5, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations against other persons and, therefore, such allegations stand denied. Defendant denies all allegations as made against this Defendant and Defendant denies she has any knowledge that any person violated Plaintiff's constitutional rights, abused Plaintiff in any manner, breached any duty owed to Plaintiff, or otherwise failed to protect

Plaintiff and, therefore, such allegations stand denied.

6.

In response to the allegations in paragraph 6, Defendant states she cannot speak to the actions of other persons as she is without sufficient information to form a belief as to the truthfulness of the allegations against other persons and, therefore, such allegations stand denied. Defendant denies all allegations as made against this Defendant and Defendant denies she has any knowledge that any person violated Plaintiff's constitutional rights, abused Plaintiff in any manner, breached any duty owed to Plaintiff, or otherwise failed to protect Plaintiff and, therefore, such allegations stand denied.

7.

In response to the allegations in paragraph 7, Defendant states she cannot speak to the actions of other persons as she is without sufficient information to form a belief as to the truthfulness of the allegations against other persons and, therefore, such allegations stand denied. Defendant denies all allegations as made against this Defendant and Defendant denies she has any knowledge that any person violated Plaintiff's constitutional rights, refused Plaintiff housing requests, abused Plaintiff in any manner, breached any duty owed to Plaintiff, or otherwise failed to protect Plaintiff and, therefore, such allegations stand denied.

8.

In response to the allegations in paragraph 8, Defendant states she cannot speak to the actions of other persons as she is without sufficient information to form a belief as to the truthfulness of the allegations against other persons and, therefore, such allegations stand denied. Defendant denies all allegations as made against this Defendant and Defendant denies she has any knowledge that any person violated Plaintiff's constitutional rights, abused Plaintiff in any manner, denied Plaintiff medical treatment for serious medical needs, breached any duty owed to Plaintiff, or otherwise failed to protect Plaintiff and, therefore, such allegations stand denied.

9.

In response to the allegations in paragraph 9, Defendant states she cannot speak to the actions of other persons as she is without sufficient information to form a belief as to the truthfulness of the allegations against other persons and, therefore, such allegations stand denied. Defendant denies all allegations as made against this Defendant and Defendant denies she has any knowledge that any person violated Plaintiff's constitutional rights, abused Plaintiff in any manner, breached any duty owed to Plaintiff, or otherwise failed to protect Plaintiff and, therefore, such allegations stand denied. Defendant specifically denies she had any control over housing assignments for Plaintiff or any other inmate and denies she has any knowledge of an assault of Plaintiff.

10.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 10 of Plaintiff's Complaint and, therefore, such allegations must be denied.

11.

In response to the allegations in paragraph 11, Defendant states she cannot speak to the actions of other persons as she is without sufficient information to form a belief as to the truthfulness of the allegations against other persons and, therefore, such allegations stand denied. Defendant denies all allegations as made against this Defendant and Defendant denies she has any knowledge that any person violated Plaintiff's constitutional rights, abused Plaintiff in any manner, denied Plaintiff medical treatment for serious medical needs, breached any duty owed to Plaintiff, or otherwise failed to protect Plaintiff and, therefore, such allegations stand denied. Defendant is without sufficient information to form a belief regarding the truthfulness of Plaintiff's allegations regarding self-harm, therefore, such allegations stand denied.

12.

In response to the allegations in paragraph 12, Defendant states she cannot speak to the actions of other persons as she is without sufficient information to form a belief as to the truthfulness of the allegations against other persons and, therefore,

such allegations stand denied. Defendant denies all allegations as made against this Defendant and Defendant denies she has any knowledge that any person violated Plaintiff's constitutional rights, abused Plaintiff in any manner, denied Plaintiff medical treatment for serious medical needs, breached any duty owed to Plaintiff, or otherwise subjected Plaintiff to cruel or unusual punishment.

13.

In response to the allegations in paragraph 13, Defendant states she cannot speak to the actions of other persons as she is without sufficient information to form a belief as to the truthfulness of the allegations against other persons and, therefore, such allegations stand denied. Defendant denies all allegations as made against this Defendant and Defendant denies she has any knowledge that any person violated Plaintiff's constitutional rights, abused Plaintiff in any manner, breached any duty owed to Plaintiff, or otherwise treated Plaintiff differently from any similarly situated person and, therefore, such allegations stand denied. Defendant specifically denies she had any control over housing assignments for Plaintiff and denies she has any knowledge of an assault of Plaintiff.

14.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 14 of Plaintiff's Complaint and, therefore, such allegations must be denied.

15.

The allegations in paragraph number 15 of Plaintiff's Complaint are denied.

JURISDICTION AND VENUE

16.

Defendant admits the allegations in paragraph 16 of Plaintiff's Complaint but denies Plaintiff stated a claim against this Defendant.

17.

Without waiving any immunity defense to jurisdiction, Defendant admits the allegations in paragraph 17 of Plaintiff's Complaint but denies Plaintiff stated a claim against this Defendant.

18.

Defendant admits she is a resident of Georgia and at all times relevant to the allegations in the Complaint, she acted under color of state law. The remaining allegations of paragraph number 18 are denied.

19.

Defendant has no objection to venue and admits the allegations in paragraph 19 of the Complaint.

PARTIES

20.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 20 of Plaintiff's Complaint and, therefore, such allegations must be denied.

21.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 21 of Plaintiff's Complaint and, therefore, such allegations must be denied.

22.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 22 of Plaintiff's Complaint and, therefore, such allegations must be denied.

23.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 23 of Plaintiff's Complaint and, therefore, such allegations must be denied.

24.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 24 of Plaintiff's Complaint and, therefore, such allegations must be denied.

25.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 25 of Plaintiff's Complaint and, therefore, such allegations must be denied.

26.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 26 of Plaintiff's Complaint and, therefore, such allegations must be denied; provided, however, Defendant admits Defendant Ford was the Warden of GDCP for part or all of the times relevant to the allegations in Plaintiff's Complaint.

27.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 27 of Plaintiff's Complaint and, therefore, such allegations must be denied.

28.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 28 of Plaintiff's Complaint and, therefore, such allegations must be denied.

29.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 29 of Plaintiff's Complaint and, therefore, such allegations must be denied.

30.

Defendant admits only that at the time of the subject incident she served at GDCP as a correctional officer. The remaining allegations in paragraph 30 are denied as stated.

31.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 31 of Plaintiff's Complaint and, therefore, such allegations must be denied.

32.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 32 of Plaintiff's Complaint and, therefore, such allegations must be denied.

ALLEGED FACTUAL ALLEGATIONS

Alleged background on Ms. Diamond.

33.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 33 of Plaintiff's Complaint and, therefore, such allegations must be denied.

34.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 34 of Plaintiff's Complaint and, therefore, such allegations must be denied.

35.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 35 of Plaintiff's Complaint and, therefore, such allegations must be denied.

36.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 36 of Plaintiff's Complaint and, therefore, such allegations must be denied.

37.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 37 of Plaintiff's Complaint and, therefore, such allegations must be denied.

38.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 38 of Plaintiff's Complaint and, therefore, such allegations must be denied.

39.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 39 of Plaintiff's Complaint and, therefore, such allegations must be denied.

40.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 40 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Alleged pattern of violence, abuse and unconstitutional neglect at GDC.

41.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 41 of Plaintiff's Complaint and, therefore, such allegations must be denied.

42.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 42 of Plaintiff's Complaint and, therefore, such allegations must be denied.

43.

The allegations in paragraph 43 of Plaintiff's Complaint are denied as to this Defendant.

44.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 44 of Plaintiff's Complaint with respect to other Defendants and, therefore, such allegations must be denied. Defendant denies the allegations as to this Defendant.

45.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 45 of Plaintiff's Complaint with respect to other Defendants and, therefore, such allegations must be denied. Defendant denies the allegations as to this Defendant.

46.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 46 of Plaintiff's Complaint and, therefore, such allegations must be denied.

47.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 47 of Plaintiff's Complaint and, therefore, such allegations must be denied.

48.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 48 of Plaintiff's Complaint with respect to other Defendants and, therefore, such allegations must be denied. Defendant

denies the allegations as to this Defendant.

49.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 49 of Plaintiff's Complaint with respect to other Defendants and, therefore, such allegations must be denied. Defendant denies the allegations as to this Defendant.

50.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 50 of Plaintiff's Complaint and, therefore, such allegations must be denied.

51.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 51 of Plaintiff's Complaint with respect to other Defendants and, therefore, such allegations must be denied. Defendant denies the allegations as to this Defendant.

Plaintiff's allegations regarding a prior lawsuit against GDC

52.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 52 of Plaintiff's Complaint and, therefore, such allegations must be denied.

53.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 53 of Plaintiff's Complaint and, therefore, such allegations must be denied.

54.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 54 of Plaintiff's Complaint and, therefore, such allegations must be denied.

55.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 55 of Plaintiff's Complaint and, therefore, such allegations must be denied.

56.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 56 of Plaintiff's Complaint and, therefore, such allegations must be denied.

57.

Defendant objects to paragraph 57 to the extent it calls for a legal conclusion. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 57

of Plaintiff's Complaint and, therefore, such allegations must be denied.

58.

Defendant objects to paragraph 58 to the extent it calls for a legal conclusion. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 58 of Plaintiff's Complaint and, therefore, such allegations must be denied.

59.

Defendant objects to paragraph 59 to the extent it calls for a legal conclusion. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 59 of Plaintiff's Complaint and, therefore, such allegations must be denied.

60.

Defendant objects to paragraph 60 to the extent it calls for a legal conclusion. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 60 of Plaintiff's Complaint and, therefore, such allegations must be denied.

61.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 61 of Plaintiff's Complaint and, therefore, such allegations must be denied.

62.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 62 of Plaintiff's Complaint and, therefore, such allegations must be denied.

63.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 63 of Plaintiff's Complaint and, therefore, such allegations must be denied.

64.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 64 of Plaintiff's Complaint and, therefore, such allegations must be denied.

65.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 65 of Plaintiff's Complaint and, therefore, such allegations must be denied. Defendant specifically denies she is aware of any mistreatment or abuse of transgender inmates at GDC.

Defendants allegedly placed Plaintiff at a men's Prisons despite knowing Plaintiff's risk of sexual assault.

66.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 66 of Plaintiff's Complaint and, therefore, such allegations must be denied.

67.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 67 of Plaintiff's Complaint with respect to other Defendants and, therefore, such allegations must be denied. Defendant denies the allegations as to this Defendant.

68.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 68 of Plaintiff's Complaint with respect to other Defendants and, therefore, such allegations must be denied. Defendant denies the allegations as to this Defendant.

69.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 69 of Plaintiff's Complaint with respect to other Defendants and, therefore, such allegations must be denied. Defendant denies the allegations as to this Defendant and Defendant specifically denies she has personal knowledge of any sexual assault of Plaintiff or any responsibility or control over Plaintiff's prison assignments.

Plaintiff's alleged sexual assaults at GDCP

70.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 70 of Plaintiff's Complaint and, therefore, such allegations must be denied.

71.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 71 of Plaintiff's Complaint and, therefore, such allegations must be denied.

72.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 72 of Plaintiff's Complaint and, therefore, such allegations must be denied.

73.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 73 of Plaintiff's Complaint and, therefore, such allegations must be denied.

74.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 74 of Plaintiff's Complaint and,

therefore, such allegations must be denied.

75.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 75 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Plaintiff's alleged sexual assault by a staff member – March 2020

76.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 76 of Plaintiff's Complaint and, therefore, such allegations must be denied.

77.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 77 of Plaintiff's Complaint and, therefore, such allegations must be denied.

78.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 78 of Plaintiff's Complaint and, therefore, such allegations must be denied.

79.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 79 of Plaintiff's Complaint and, therefore, such allegations must be denied.

80.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 80 of Plaintiff's Complaint and, therefore, such allegations must be denied.

81.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 81 of Plaintiff's Complaint and, therefore, such allegations must be denied. Defendant specifically denies she has any knowledge of a widespread and pervasive pattern by GDC personnel of disregarding the needs of transgender inmates.

82.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 82 of Plaintiff's Complaint and, therefore, such allegations must be denied.

83.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 83 of Plaintiff's Complaint and, therefore, such allegations must be denied.

84.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 84 of Plaintiff's Complaint and, therefore, such allegations must be denied.

85.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 85 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Plaintiff's alleged sexual assault – April 2020

86.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 86 of Plaintiff's Complaint and, therefore, such allegations must be denied.

87.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 87 of Plaintiff's Complaint and, therefore, such allegations must be denied.

88.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 88 of Plaintiff's Complaint and,

therefore, such allegations must be denied.

89.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 89 of Plaintiff's Complaint and, therefore, such allegations must be denied.

90.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 90 of Plaintiff's Complaint and, therefore, such allegations must be denied.

91.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 91 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Plaintiff's alleged sexual abuse by a GDC officer – May 2020

92.

The allegations in paragraph 92 of Plaintiff's Complaint are denied.

93.

The allegations in paragraph 93 of Plaintiff's Complaint are denied as written.

94.

The allegations in paragraph 94 of Plaintiff's Complaint are denied.

95.

The allegations in paragraph 95 of Plaintiff's Complaint are denied.

96.

The allegations in paragraph 96 of Plaintiff's Complaint are denied.

97.

The allegations in paragraph 97 of Plaintiff's Complaint are denied.

98.

The allegations in paragraph 98 of Plaintiff's Complaint are denied.

99.

The allegations in paragraph 99 of Plaintiff's Complaint are denied.

100.

The allegations in paragraph 100 of Plaintiff's Complaint are denied.

101.

The allegations in paragraph 101 of Plaintiff's Complaint are denied.

102.

The allegations in paragraph 102 of Plaintiff's Complaint are denied.

103.

The allegations in paragraph 103 of Plaintiff's Complaint are denied.

104.

The allegations in paragraph 104 of Plaintiff's Complaint are denied.

105.

The allegations in paragraph 105 of Plaintiff's Complaint are denied.

106.

The allegations in paragraph 106 of Plaintiff's Complaint are denied.

107.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 107 of Plaintiff's Complaint regarding what Plaintiff told other persons and, therefore, such allegations must be denied. The allegations in paragraph 107 that state or imply that this Defendant sexually assaulted or otherwise mistreated Plaintiff are specifically denied.

108.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 108 of Plaintiff's Complaint and, therefore, such allegations must be denied.

109.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 109 of Plaintiff's Complaint and, therefore, such allegations must be denied. Defendant specifically denies she caused Plaintiff any injury, emotional harm, or other damage whatsoever.

Plaintiff's alleged sexual assault/abuse at Coastal State Prison

110.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 110 of Plaintiff's Complaint and, therefore, such allegations must be denied.

111.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 111 of Plaintiff's Complaint and, therefore, such allegations must be denied.

112.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 112 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Plaintiff's alleged sexual harassment by unit manager – June 2020

113.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 113 of Plaintiff's Complaint and, therefore, such allegations must be denied.

114.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 114 of Plaintiff's Complaint and, therefore, such allegations must be denied.

115.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 115 of Plaintiff's Complaint and, therefore, such allegations must be denied.

116.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 116 of Plaintiff's Complaint and, therefore, such allegations must be denied.

117.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 117 of Plaintiff's Complaint and, therefore, such allegations must be denied.

118.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 118 of Plaintiff's Complaint and, therefore, such allegations must be denied. Defendant states further that she denies having any knowledge of GDC personnel disregarding the safety needs of transgender inmates.

119.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 119 of Plaintiff's Complaint and, therefore, such allegations must be denied. Defendant states further she denies having any knowledge of GDC personnel disregarding the safety needs of transgender inmates.

Alleged retaliation against plaintiff for reporting alleged abuse – June 2020

120.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 120 of Plaintiff's Complaint and, therefore, such allegations must be denied.

121.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 121 of Plaintiff's Complaint and, therefore, such allegations must be denied.

122.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 122 of Plaintiff's Complaint and, therefore, such allegations must be denied.

123.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 123 of Plaintiff's Complaint and, therefore, such allegations must be denied.

124.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 124 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Plaintiff's alleged sexual assault and threat – July 2020

125.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 125 of Plaintiff's Complaint and, therefore, such allegations must be denied.

126.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 126 of Plaintiff's Complaint and, therefore, such allegations must be denied.

127.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 127 of Plaintiff's Complaint and,

therefore, such allegations must be denied.

128.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 128 of Plaintiff's Complaint and, therefore, such allegations must be denied.

129.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 129 of Plaintiff's Complaint and, therefore, such allegations must be denied.

130.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 130 of Plaintiff's Complaint and, therefore, such allegations must be denied.

131.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 131 of Plaintiff's Complaint and, therefore, such allegations must be denied.

132.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 132 of Plaintiff's Complaint and,

therefore, such allegations must be denied.

133.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 133 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Plaintiff's alleged sexual assault and abuse – September 2020

134.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 134 of Plaintiff's Complaint and, therefore, such allegations must be denied.

135.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 135 of Plaintiff's Complaint and, therefore, such allegations must be denied.

136.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 136 of Plaintiff's Complaint and, therefore, such allegations must be denied.

137.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 137 of Plaintiff's Complaint and, therefore, such allegations must be denied.

138.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 138 of Plaintiff's Complaint and, therefore, such allegations must be denied.

139.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 139 of Plaintiff's Complaint and, therefore, such allegations must be denied.

140.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 140 of Plaintiff's Complaint and, therefore, such allegations must be denied.

141.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 141 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Plaintiff's alleged sexual assaults – October 2020

142.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 142 of Plaintiff's Complaint and, therefore, such allegations must be denied.

143.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 143 of Plaintiff's Complaint and, therefore, such allegations must be denied.

144.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 144 of Plaintiff's Complaint and, therefore, such allegations must be denied.

145.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 145 of Plaintiff's Complaint and, therefore, such allegations must be denied.

146.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 146 of Plaintiff's Complaint and,

therefore, such allegations must be denied. Defendant states further she denies having any knowledge of GDC personnel disregarding the safety needs of transgender inmates.

147.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 147 of Plaintiff's Complaint and, therefore, such allegations must be denied.

148.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 148 of Plaintiff's Complaint and, therefore, such allegations must be denied.

149.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 149 of Plaintiff's Complaint and, therefore, such allegations must be denied.

150.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 150 of Plaintiff's Complaint and, therefore, such allegations must be denied.

151.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 151 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Allegation of denial of medical care for gender dysphoria

152.

The allegations in paragraph 152 of the Plaintiff's Complaint pertaining to this Defendant are denied. Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 152 regarding other persons and, therefore, such allegations must be denied.

153.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 153 of Plaintiff's Complaint and, therefore, such allegations must be denied.

154.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 154 of Plaintiff's Complaint and, therefore, such allegations must be denied.

155.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 155 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Allegation of denial of medical care for gender dysphoria continued

156.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 156 of Plaintiff's Complaint and, therefore, such allegations must be denied.

157.

Defendant objects to the allegations in paragraph 157 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 157 of Plaintiff's Complaint and, therefore, such allegations must be denied.

158.

Defendant objects to the allegations in paragraph 158 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 158 of Plaintiff's Complaint and, therefore, such allegations

must be denied.

159.

Defendant objects to the allegations in paragraph 159 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 159 of Plaintiff's Complaint and, therefore, such allegations must be denied.

160.

Defendant objects to the allegations in paragraph 160 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 160 of Plaintiff's Complaint and, therefore, such allegations must be denied.

161.

Defendant objects to the allegations in paragraph 161 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the

allegations in paragraph 161 of Plaintiff's Complaint and, therefore, such allegations must be denied.

162.

Defendant objects to the allegations in paragraph 162 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 162 of Plaintiff's Complaint and, therefore, such allegations must be denied.

163.

Defendant objects to the allegations in paragraph 163 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise and for speculation. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 163 of Plaintiff's Complaint and, therefore, such allegations must be denied.

164.

Defendant objects to the allegations in paragraph 164 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states

she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 164 of Plaintiff's Complaint and, therefore, such allegations must be denied.

165.

Defendant objects to the allegations in paragraph 165 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 165 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Allegation of denial of medical care for gender dysphoria continued

166.

Defendant objects to the allegations in paragraph 166 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 166 of Plaintiff's Complaint and, therefore, such allegations must be denied.

167.

Defendant objects to the allegations in paragraph 167 of Plaintiff's Complaint

on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 167 of Plaintiff's Complaint and, therefore, such allegations must be denied.

168.

Defendant objects to the allegations in paragraph 168 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 168 of Plaintiff's Complaint and, therefore, such allegations must be denied. Defendant further states she has never denied Plaintiff access to medical attention for any of her serious medical needs.

169.

The allegations in paragraph 169 of the Plaintiff's Complaint pertaining to this Defendant are denied. Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 169 regarding other persons and, therefore, such allegations must be denied.

170.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 170 of Plaintiff's Complaint and, therefore, such allegations must be denied.

171.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 171 of Plaintiff's Complaint and, therefore, such allegations must be denied. Defendant specifically denies, however, that she ever denied Plaintiff medical treatment of any serious medical needs.

172.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 172 of Plaintiff's Complaint and, therefore, such allegations must be denied.

173.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 173 of Plaintiff's Complaint and, therefore, such allegations must be denied.

174.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 174 of Plaintiff's Complaint and, therefore, such allegations must be denied.

175.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 175 of Plaintiff's Complaint and, therefore, such allegations must be denied.

176.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 176 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Plaintiff alleges defendants have an unconstitutional custom, policy, or practice of violating the rights of transgender inmates

177.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 177 of Plaintiff's Complaint and, therefore, such allegations must be denied.

178.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 178 of Plaintiff's Complaint and, therefore, such allegations must be denied.

179.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 179 of Plaintiff's Complaint and,

therefore, such allegations must be denied. Defendant specifically denies she was aware of any unconstitutional restrictions on gender dysphoria care.

180.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 180 of Plaintiff's Complaint and, therefore, such allegations must be denied.

181.

Defendant objects to the allegations in paragraph 181 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 181 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Allegations Defendants refused Plaintiff gender dysphoria treatment based on an unconstitutional policy

182.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 182 of Plaintiff's Complaint and, therefore, such allegations must be denied.

183.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 183 of Plaintiff's Complaint and, therefore, such allegations must be denied.

184.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 184 of Plaintiff's Complaint and, therefore, such allegations must be denied.

185.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 185 of Plaintiff's Complaint and, therefore, such allegations must be denied.

186.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 186 of Plaintiff's Complaint and, therefore, such allegations must be denied.

187.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 187 of Plaintiff's Complaint and, therefore, such allegations must be denied.

188.

Defendant objects to the allegations in paragraph 188 of Plaintiff's Complaint

on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 188 of Plaintiff's Complaint and, therefore, such allegations must be denied.

189.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 189 of Plaintiff's Complaint and, therefore, such allegations must be denied.

190.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 190 of Plaintiff's Complaint and, therefore, such allegations must be denied.

191.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 191 of Plaintiff's Complaint and, therefore, such allegations must be denied.

192.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 192 of Plaintiff's Complaint and,

therefore, such allegations must be denied.

193.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 193 of Plaintiff's Complaint and, therefore, such allegations must be denied.

194.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 194 of Plaintiff's Complaint and, therefore, such allegations must be denied.

195.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 195 of Plaintiff's Complaint and, therefore, such allegations must be denied.

196.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 196 of Plaintiff's Complaint and, therefore, such allegations must be denied.

197.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 197 of Plaintiff's Complaint and,

therefore, such allegations must be denied.

198.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 198 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Defendants allegedly disregarded Plaintiff's treatment needs

199.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 199 of Plaintiff's Complaint and, therefore, such allegations must be denied.

200.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 200 of Plaintiff's Complaint and, therefore, such allegations must be denied.

201.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 201 of Plaintiff's Complaint and, therefore, such allegations must be denied.

202.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 202 of Plaintiff's Complaint and, therefore, such allegations must be denied.

203.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 203 of Plaintiff's Complaint and, therefore, such allegations must be denied.

204.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 204 of Plaintiff's Complaint and, therefore, such allegations must be denied.

205.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 205 of Plaintiff's Complaint and, therefore, such allegations must be denied.

206.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 206 of Plaintiff's Complaint and, therefore, such allegations must be denied.

207.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 207 of Plaintiff's Complaint and, therefore, such allegations must be denied.

208.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 208 of Plaintiff's Complaint and, therefore, such allegations must be denied.

209.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 209 of Plaintiff's Complaint and, therefore, such allegations must be denied.

210.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 210 of Plaintiff's Complaint and, therefore, such allegations must be denied.

211.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 211 of Plaintiff's Complaint and, therefore, such allegations must be denied.

212.

Defendant objects to the allegations in paragraph 212 of Plaintiff's Complaint

on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 212 of Plaintiff's Complaint and, therefore, such allegations must be denied.

213.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 213 of Plaintiff's Complaint and, therefore, such allegations must be denied.

214.

Defendant objects to the allegations in paragraph 214 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise and calls for speculation. Without waiving the foregoing objections, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 214 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Alleged indifference to Plaintiff's health and safety needs
Alleged disregarding the known risk of housing decisions

215.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 215 of Plaintiff's Complaint and,

therefore, such allegations must be denied.

216.

Defendant objects to the allegations in paragraph 216 of Plaintiff's Complaint on the grounds that it calls for a legal conclusion or analysis. Without waiving the foregoing objection, and to the extent a response is required, the allegations in paragraph 216 are denied.

217.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 217 of Plaintiff's Complaint and, therefore, such allegations must be denied.

218.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 218 of Plaintiff's Complaint and, therefore, such allegations must be denied.

219.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 219 of Plaintiff's Complaint and, therefore, such allegations must be denied.

220.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 220 of Plaintiff's Complaint and, therefore, such allegations must be denied.

221.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 221 of Plaintiff's Complaint and, therefore, such allegations must be denied.

222.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 222 of Plaintiff's Complaint and, therefore, such allegations must be denied.

223.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 223 of Plaintiff's Complaint and, therefore, such allegations must be denied.

224.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 224 of Plaintiff's Complaint and, therefore, such allegations must be denied.

225.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 225 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Alleged failure to provide a protective transfer

226.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 226 of Plaintiff's Complaint and, therefore, such allegations must be denied.

227.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 227 of Plaintiff's Complaint and, therefore, such allegations must be denied.

228.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 228 of Plaintiff's Complaint and, therefore, such allegations must be denied.

229.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 229 of Plaintiff's Complaint and, therefore, such allegations must be denied.

230.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 230 of Plaintiff's Complaint and, therefore, such allegations must be denied.

231.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 231 of Plaintiff's Complaint and, therefore, such allegations must be denied.

232.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 232 of Plaintiff's Complaint and, therefore, such allegations must be denied. Defendant states further she has no knowledge of any unconstitutional custom, policy, or practice concerning housing transgender inmates.

233.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 233 of Plaintiff's Complaint and, therefore, such allegations must be denied.

234.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 234 of Plaintiff's Complaint and, therefore, such allegations must be denied.

235.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 235 of Plaintiff's Complaint and, therefore, such allegations must be denied.

236.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 236 of Plaintiff's Complaint and, therefore, such allegations must be denied.

237.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 237 of Plaintiff's Complaint and, therefore, such allegations must be denied.

238.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 238 of Plaintiff's Complaint and, therefore, such allegations must be denied.

239.

In response to the allegations in paragraph 239, Defendant is without

sufficient information to form a belief as to the truthfulness of the allegations against other persons and, therefore, such allegations stand denied. Defendant denies all allegations as made against this Defendant.

240.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 240 of Plaintiff's Complaint and, therefore, such allegations must be denied.

241.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 241 of Plaintiff's Complaint and, therefore, such allegations must be denied.

Plaintiff's failure to protect claim against Defendants

242.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 242 of Plaintiff's Complaint and, therefore, such allegations must be denied.

243.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 243 of Plaintiff's Complaint and, therefore, such allegations must be denied.

244.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 244 of Plaintiff's Complaint and, therefore, such allegations must be denied.

245.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 245 of Plaintiff's Complaint and, therefore, such allegations must be denied.

246.

The allegations in paragraph number 246 are denied as to this Defendant. Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 246 with regard to other Defendants and, therefore, such allegations must be denied.

247.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 247 of Plaintiff's Complaint and, therefore, such allegations must be denied.

248.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 248 of Plaintiff's Complaint and,

therefore, such allegations must be denied.

249.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 249 of Plaintiff's Complaint and, therefore, such allegations must be denied.

250.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 250 of Plaintiff's Complaint and, therefore, such allegations must be denied.

251.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 251 of Plaintiff's Complaint and, therefore, such allegations must be denied.

252.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 252 of Plaintiff's Complaint and, therefore, such allegations must be denied.

253.

The allegations in paragraph number 253 are denied as to this Defendant. Defendant is without sufficient information to form a belief as to the truthfulness of

the allegations in paragraph 253 with regard to other Defendants and, therefore, such allegations must be denied.

254.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 254 of Plaintiff's Complaint and, therefore, such allegations must be denied.

255.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 255 of Plaintiff's Complaint and, therefore, such allegations must be denied.

256.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 256 of Plaintiff's Complaint and, therefore, such allegations must be denied.

257.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 257 of Plaintiff's Complaint and, therefore, such allegations must be denied.

258.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 258 of Plaintiff's Complaint and, therefore, such allegations must be denied.

259.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 259 of Plaintiff's Complaint and, therefore, such allegations must be denied.

260.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 260 of Plaintiff's Complaint and, therefore, such allegations must be denied.

261.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 261 of Plaintiff's Complaint and, therefore, such allegations must be denied.

COUNT I

**Eighth Amendment claim for failure to protect
(42 U.S.C. § 1983)**

**Declaratory and injunctive relief against Defendants Ward, Lewis, J. Jackson,
Holt, Toole, Benton, and Atchison**

**Damages against Defendants Ward, Lewis, J. Jackson, Holt, Toole, Ford,
Benton, Atchison, L. Smith, and R. Jackson**

262.

Defendant incorporates the foregoing defenses, objections, and responses as

if fully restated herein in response to paragraph 262 of Plaintiff's Complaint.

263.

Defendant objects to request number 263 of Plaintiff's Complaint on the grounds the same calls for a legal conclusion and analysis. The allegations in paragraph 263 of Plaintiff's Complaint are denied as written.

264.

The allegations in paragraph 264 of Plaintiff's Complaint are denied as to this Defendant. Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 264 as made against other Defendants and, therefore, such allegations must be denied.

265.

The allegations in paragraph 265 of Plaintiff's Complaint are denied as to this Defendant. Defendant specifically denies she had any duty to make housing assignments or provide care or treatment for any of Plaintiff's healthcare needs. Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 265 as made against other Defendants and, therefore, such allegations must be denied.

266.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 266 of Plaintiff's Complaint and,

therefore, such allegations must be denied.

267.

In response to the allegations in paragraph 267 of Plaintiff's Complaint, Defendant admits only that she at all times relevant to the allegations in the Complaint acted under color of state law. The remaining allegations are denied as to this Defendant. Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 267 as made against other Defendants and, therefore, such allegations must be denied.

268.

The allegations in paragraph 268 of Plaintiff's Complaint are denied as to this Defendant. Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 268 as made against other Defendants and, therefore, such allegations must be denied.

269.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 269 of Plaintiff's Complaint and, therefore, such allegations must be denied; provided, however, Defendant denies she sexually abused or harassed Plaintiff.

270.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 270 of Plaintiff's Complaint and, therefore, such allegations must be denied.

271.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 271 of Plaintiff's Complaint and, therefore, such allegations must be denied.

272.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 272 of Plaintiff's Complaint and, therefore, such allegations must be denied.

273.

The allegations in paragraph 273 of Plaintiff's Complaint are denied as to this Defendant. Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 273 as made against other Defendants and, therefore, such allegations must be denied.

274.

The allegations in paragraph 274 of Plaintiff's Complaint do not call for a response. To the extent that a response is required, the allegations are denied.

275.

The allegations in paragraph 275 of Plaintiff's Complaint do not call for a

response from this Defendant. To the extent that a response is required, the allegations are denied.

COUNT II
Eighth Amendment claim for sexual abuse
(42 U.S.C. § 1983)
Claim for damages against Aretha Smith

276.

Defendant incorporates the foregoing defenses, objections, and responses as if fully restated herein in response to paragraph 276 of Plaintiff's Complaint.

277.

Defendant objects to the allegations in paragraph number 277 on the grounds it calls for a legal conclusion or analysis. If a response is required, the allegations in paragraph number 277 are denied to the extent Plaintiff implies or suggests that this Defendant sexually assaulted or abused Plaintiff in any manner whatsoever.

278.

Defendant objects to the allegations in paragraph number 278 on the grounds it calls for a legal conclusion or analysis. If a response is required, the allegations in paragraph number 278 are denied to the extent Plaintiff implies or suggests that this Defendant sexually assaulted or abused Plaintiff in any manner whatsoever.

279.

The allegations in paragraph number 279 of Plaintiff's Complaint are denied.

280.

The allegations in paragraph number 280 of Plaintiff's Complaint are denied.

281.

The allegations in paragraph number 281 of Plaintiff's Complaint are denied.

282.

The allegations in paragraph number 282 of Plaintiff's Complaint are denied.

283.

The allegations in paragraph number 283 of Plaintiff's Complaint are denied.

284.

The allegations in paragraph number 284 of Plaintiff's Complaint are denied.

285.

The allegations in paragraph number 285 of Plaintiff's Complaint are denied.

COUNT III

**Eighth Amendment unconstitutional policy, custom, or pattern
(42 U.S.C. § 1983)**

**Declaratory and injunctive relief against Defendants Ward, Lewis, J. Jackson,
Holt, Toole, and Atchison**

286.

Defendant incorporates the foregoing defenses, objections, and responses as if fully restated herein in response to paragraph 286 of Plaintiff's Complaint.

287.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 287 of Plaintiff's Complaint and, therefore, such allegations must be denied.

288.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 288 of Plaintiff's Complaint and, therefore, such allegations must be denied.

289.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 289 of Plaintiff's Complaint and, therefore, such allegations must be denied.

290.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 290 of Plaintiff's Complaint and, therefore, such allegations must be denied.

291.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 291 of Plaintiff's Complaint and, therefore, such allegations must be denied.

292.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 292 of Plaintiff's Complaint and, therefore, such allegations must be denied.

293.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 293 of Plaintiff's Complaint and, therefore, such allegations must be denied.

294.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 294 of Plaintiff's Complaint and, therefore, such allegations must be denied.

295.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 295 of Plaintiff's Complaint and, therefore, such allegations must be denied.

296.

The allegations in paragraph 296 of Plaintiff's Complaint do not call for a response. To the extent a response is required, the allegations are denied.

COUNT IV

**Fourteenth Amendment equal protection claim
(42 U.S.C. § 1983)**

**Declaratory and injunctive relief against Defendants Ward, Lewis, J. Jackson,
Holt, Toole, and Atchison**

297.

Defendant incorporates the foregoing defenses, objections, and responses as if fully restated herein in response to paragraph 297 of Plaintiff's Complaint.

298.

Defendant objects to the allegations in paragraph number 298 on the grounds they call for a legal conclusion or analysis. If a response is required, the allegations in paragraph number 298 are denied to the extent Plaintiff implies or suggests that this Defendant violated the Fourteenth Amendment.

299.

Defendant objects to the allegations in paragraph number 299 on the grounds they call for a legal conclusion or analysis. If a response is required, the allegations in paragraph number 299 are denied as written. Defendant specifically denies she violated Plaintiff's Fourteenth Amendment equal protection rights.

300.

Defendant objects to the allegations in paragraph number 300 on the grounds they call for a legal conclusion or analysis. If a response is required, the allegations in paragraph number 300 are denied as written. Defendant specifically denies she

discriminated against Plaintiff.

301.

Defendant objects to the allegations in paragraph number 301 on the grounds they call for a legal conclusion or analysis. If a response is required, the allegations in paragraph number 301 are denied as written. Defendant specifically denies she discriminated against Plaintiff.

302.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 302 of Plaintiff's Complaint and, therefore, such allegations must be denied.

303.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 303 of Plaintiff's Complaint and, therefore, such allegations must be denied.

304.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 304 of Plaintiff's Complaint and, therefore, such allegations must be denied.

305.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 305 of Plaintiff's Complaint and, therefore, such allegations must be denied.

306.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 306 of Plaintiff's Complaint and, therefore, such allegations must be denied.

307.

The allegations in paragraph 307 of Plaintiff's Complaint are denied as to this Defendant. Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 307 as made against other Defendants and, therefore, such allegations must be denied.

308.

The allegations in paragraph 308 of Plaintiff's Complaint are denied as to this Defendant. Defendant specifically denies she placed or kept Plaintiff in a men's prison or that she had any ability to make Plaintiff's housing assignment. Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 308 as made against other Defendants and, therefore, such allegations must be denied.

309.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 309 of Plaintiff's Complaint and, therefore, such allegations must be denied.

310.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 310 of Plaintiff's Complaint and, therefore, such allegations must be denied.

311.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 311 of Plaintiff's Complaint and, therefore, such allegations must be denied.

312.

The allegations in paragraph 312 of Plaintiff's Complaint do not call for a response. To the extent a response is required, Defendant denies Plaintiff is entitled to any form of relief from this Defendant.

COUNT V

**Fourteenth Amendment equal protection claim based on an alleged unconstitutional policy, practice or custom (42 U.S.C. § 1983)
Declaratory and injunctive relief against Defendants Ward, Lewis, J. Jackson, Holt, Toole, and Atchison**

313.

Defendant incorporates the foregoing defenses, objections, and responses as if fully restated herein in response to paragraph 313 of Plaintiff's Complaint.

314.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 314 of Plaintiff's Complaint and, therefore, such allegations must be denied.

315.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 315 of Plaintiff's Complaint and, therefore, such allegations must be denied.

316.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 316 of Plaintiff's Complaint and, therefore, such allegations must be denied.

317.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 317 of Plaintiff's Complaint and, therefore, such allegations must be denied.

318.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 318 of Plaintiff's Complaint and, therefore, such allegations must be denied. Defendant denies Plaintiff is entitled to

any form of relief from this Defendant.

COUNT VI

**Eighth Amendment claim based on an alleged failure to provide medical care
(42 U.S.C. § 1983)**

**Damages, declaratory and injunctive relief against Defendants Lewis, J.
Jackson, and Sauls**

319.

Defendant incorporates the foregoing defenses, objections, and responses as if fully restated herein in response to paragraph 319 of Plaintiff's Complaint.

320.

Defendant objects to the allegations in paragraph number 320 on the grounds they call for a legal conclusion or analysis. If a response is required, the allegations in paragraph number 320 are denied to the extent the same suggests or implies this Defendant denied Plaintiff medical attention for any of Plaintiff's serious medical needs.

321.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 321 of Plaintiff's Complaint and, therefore, such allegations must be denied.

322.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 322 of Plaintiff's Complaint and,

therefore, such allegations must be denied.

323.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 323 of Plaintiff's Complaint and, therefore, such allegations must be denied.

324.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 324 of Plaintiff's Complaint and, therefore, such allegations must be denied.

325.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 325 of Plaintiff's Complaint and, therefore, such allegations must be denied.

326.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 326 of Plaintiff's Complaint and, therefore, such allegations must be denied.

327.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 327 of Plaintiff's Complaint and,

therefore, such allegations must be denied.

328.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 328 of Plaintiff's Complaint and, therefore, such allegations must be denied.

329.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 329 of Plaintiff's Complaint and, therefore, such allegations must be denied.

330.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 330 of Plaintiff's Complaint and, therefore, such allegations must be denied. Defendant denies Plaintiff is entitled to any form of relief from this Defendant.

331.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 331 of Plaintiff's Complaint and, therefore, such allegations must be denied. Defendant denies Plaintiff is entitled to any form of relief from this Defendant.

332.

The allegations in paragraph 332 of Plaintiff's Complaint do not call for a response. To the extent a response is required, Defendant denies Plaintiff is entitled to any form of relief from this Defendant.

COUNT VII (misnumbered as Count VI)
Eighth Amendment claim based on an alleged unconstitutional policy, custom, or practice (42 U.S.C. § 1983) Declaratory and injunctive relief against Defendants Ward, Lewis, J. Jackson, and Sauls

333.

Defendant incorporates the foregoing defenses, objections, and responses as if fully restated herein in response to paragraph 333 of Plaintiff's Complaint.

334.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 334 of Plaintiff's Complaint and, therefore, such allegations must be denied.

335.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 335 of Plaintiff's Complaint and, therefore, such allegations must be denied.

336.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 336 of Plaintiff's Complaint and,

therefore, such allegations must be denied.

337.

Defendant objects to the allegations in paragraph 337 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 337 of Plaintiff's Complaint and, therefore, such allegations must be denied.

338.

Defendant objects to the allegations in paragraph 338 of Plaintiff's Complaint on the grounds the same calls for an expert opinion outside the scope of this Defendant's expertise. Without waiving the foregoing objection, Defendant states she is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 338 of Plaintiff's Complaint and, therefore, such allegations must be denied.

339.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 339 of Plaintiff's Complaint and, therefore, such allegations must be denied.

340.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 340 of Plaintiff's Complaint and, therefore, such allegations must be denied.

341.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 341 of Plaintiff's Complaint and, therefore, such allegations must be denied. Defendant denies Plaintiff is entitled to any form of relief from this Defendant.

COUNT VIII (misnumbered as Count VII)

Alleged unconstitutional failure to train (42 U.S.C. § 1983)

Damages, declaratory and injunctive relief against Defendants Ward, Lewis, J. Jackson, Sauls, Ford, and Benton

342.

Defendant incorporates the foregoing defenses, objections, and responses as if fully restated herein in response to paragraph 342 of Plaintiff's Complaint.

343.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 343 of Plaintiff's Complaint and, therefore, such allegations must be denied.

344.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 344 of Plaintiff's Complaint and, therefore, such allegations must be denied.

345.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 345 of Plaintiff's Complaint and, therefore, such allegations must be denied.

346.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 346 of Plaintiff's Complaint and, therefore, such allegations must be denied.

347.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 347 of Plaintiff's Complaint and, therefore, such allegations must be denied.

348.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 348 of Plaintiff's Complaint and, therefore, such allegations must be denied.

349.

Defendant is without sufficient information to form a belief as to the

truthfulness of the allegations in paragraph 349 of Plaintiff's Complaint and, therefore, such allegations must be denied.

350.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 350 of Plaintiff's Complaint and, therefore, such allegations must be denied.

351.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 351 of Plaintiff's Complaint and, therefore, such allegations must be denied.

352.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 352 of Plaintiff's Complaint and, therefore, such allegations must be denied.

353.

The allegations in paragraph 353 of Plaintiff's Complaint do not call for a response. To the extent a response is required, the allegations are denied.

354.

Defendant is without sufficient information to form a belief as to the truthfulness of the allegations in paragraph 354 of Plaintiff's Complaint and,

therefore, such allegations must be denied.

Plaintiff's prayer for relief

355.

The allegations in paragraph 355 of Plaintiff's Complaint are denied. Defendant denies Plaintiff is entitled to any form of relief.

356.

The allegations in paragraph 356 of Plaintiff's Complaint are denied. Defendant denies Plaintiff is entitled to any form of relief.

357.

The allegations in paragraph 357 of Plaintiff's Complaint are denied. Defendant denies Plaintiff is entitled to any form of relief.

358.

The allegations in paragraph 358 of Plaintiff's Complaint are denied. Defendant denies Plaintiff is entitled to any form of relief.

359.

The allegations in paragraph 359 of Plaintiff's Complaint are denied. Defendant denies Plaintiff is entitled to any form of relief.

360.

The allegations in paragraph 360 of Plaintiff's Complaint are denied. Defendant denies Plaintiff is entitled to any form of relief.

361.

The allegations in paragraph 361 of Plaintiff's Complaint are denied. Defendant denies Plaintiff is entitled to any form of relief.

362.

The allegations in paragraph 362 of Plaintiff's Complaint are denied. Defendant denies Plaintiff is entitled to any form of relief.

363.

The allegations in paragraph 363 of Plaintiff's Complaint are denied. Defendant denies Plaintiff is entitled to any form of relief.

364.

The allegations in paragraph 364 of Plaintiff's Complaint are denied. Defendant denies Plaintiff is entitled to any form of relief.

365.

The allegations in paragraph 365 of Plaintiff's Complaint are denied. Defendant denies Plaintiff is entitled to any form of relief.

366.

The allegations in paragraph 366 of Plaintiff's Complaint are denied. Defendant denies Plaintiff is entitled to any form of relief.

367.

The allegations in paragraph 367 of Plaintiff's Complaint are denied.

Defendant denies Plaintiff is entitled to any form of relief.

368.

Defendant further denies that Plaintiff was damaged as alleged or that this Defendant caused Plaintiff any damages, injuries, or deprivations.

369.

All allegations, statements, and contentions of Plaintiff's Complaint not heretofore specifically admitted are denied.

WHEREFORE, Defendant prays the Court:

- a. That judgment issue for Defendant and Plaintiff's Complaint be dismissed with costs and fees assessed against Plaintiff;
- b. That Defendant be provided a trial by jury of 12 members;
- c. That all relief requested in Plaintiff's Complaint be denied; and,
- d. That the Court afford such other and further relief as it deems necessary and proper.

Respectfully submitted this 26th day of January, 2021.

SATCHER & MCGOVERN LLC

/s/ Annarita L. McGovern
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Georgia Bar No. 098141

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CERTIFICATE OF SERVICE

This is to certify that I have this day served a true and correct copy of the within and foregoing **DEFENDANT ARNEIKA S. SMITH'S ANSWER AND RESPONSIVE PLEADING TO PLAINTIFF'S FIRST COMPLAINT** upon all counsel of record with the clerk of court using the CM/ECF system which will automatically send email notification of such filing to attorneys of record:

Elizabeth Littrell
Tyler Rose Clemons
Maya G. Rajaratnam
Southern Poverty Law Center
A. Chinyere Ezie
Center for Constitutional Rights
Counsel for Plaintiff

Kyle Brooks
Assistant Attorney General
Office of the Attorney General
Counsel for Co-Defendants

This 26th day of January, 2021.

SATCHER & MCGOVERN LLC

/s/ Annarita L. McGovern
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