



Nathan Woodliff-Stanley, Executive Director
Mark Silverstein, Legal Director

November 6, 2017

SENT VIA CERTIFIED MAIL AND EMAIL

David M. Herrera – david@hhlawoffice.com
HERMS & HERRERA, LLC
3600 South College Avenue, Suite 204
Fort Collins, CO 80525

NOTIFICATION PURSUANT TO C.R.S. § 24-10-109

IDENTITY OF CLAIMANTS

Alice Boatner
2000 Sunset St., Apt. 7221
Longmont, CO 80501

William Sparling
2000 Sunset St., Apt. 7221
Longmont, CO 80501

Michael Kealy
2000 Sunset St., Apt. 7223
Longmont, CO 80501

Christine Herrera
2770 Copper Peak Lane, Apt. G-201
Longmont, CO 80504

CLAIMANTS' ATTORNEYS

For the purpose of this Notice of Claim, the Claimants are represented by:

Mark Silverstein, Rebecca T. Wallace, and Arash Jahanian
American Civil Liberties Union of Colorado
303 E. 17th Ave., Suite 350
Denver, Colorado 80203
(303) 777-5482
msilverstein@aclu-co.org
rtwallace@aclu-co.org
ajahanian@aclu-co.org

BASIS OF CLAIM

On May 10, 2017, Longmont Police Department (LPD) officers, along with a K-9, searched the Claimants' apartments, among others, in the Suites, a housing complex operated by the Longmont Housing Authority (LHA). LHA management ordered the Claimants out of their homes, which LPD then searched without warrants, consent, or any other legal justification. The searches were purportedly done as part of routine LHA maintenance inspections, which have only ever been conducted by LHA staff. However, in this case, LHA invited LPD officers to search the Claimants' homes with K-9's. The Claimants were given no prior notice that LPD or K-9's would be present for the inspection or search their apartments. The LHA staff and LPD officers ignored the Claimants' presence during the encounters, even where a Claimant was loudly objecting to the search.

NAMES OF PUBLIC EMPLOYEES

At this time, the names of all the public employees that caused the Claimants' injuries are not known. They include, but are not limited to, the following employees of the Longmont Housing Authority, headquartered at 1228 Main Street, Longmont, CO 80501:¹

- Krystal Winship Erazo
- Alma Collins
- Other LHA employees, whose current identities and addresses are unknown, who were involved in the searches of the Claimants' homes on May 10, 2017, and/or were responsible, directly or indirectly, for supervising and/or directing the activities of Ms. Erazo and Collins.

NATURE AND EXTENT OF INJURIES, DAMAGES, AND LOSSES

The full extent of damages sustained by the Claimants is not fully known at this time, but it includes the emotional distress and mental anguish, including violations of their privacy, safety, and security in their own homes, and trust in law enforcement, they have suffered as a

¹ Claimants do not currently know the home or work addresses of the public employees listed below.

result of the unlawful searches. The Claimants may bring tort claims for, *inter alia*, invasion of privacy, trespass, and false arrest/imprisonment. Actual, compensatory, and punitive damages may be sought. Other damages may be sought as discovery and investigation proceeds in this matter.

MONETARY DAMAGES CLAIMED

The full extent of monetary damages has not yet been fully ascertained. The Claimants will seek the maximum amount of monetary damages permitted by law, and at this time it appears that the damages will likely exceed \$100,000.00 for each Claimant.

Please contact us if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Arash Jahanian'.

Arash Jahanian
Staff Attorney

A handwritten signature in black ink, appearing to read 'Rebecca Wallace'.

Rebecca Wallace
Staff Attorney and Policy Counsel