

1 Eli Dalton-Webb
2 5009 E. Ironwood Circle
3 Sierra Vista, Arizona 85650
4 email: dw4az@proton.me
5 *Plaintiff*
6

7 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**

8
9 **IN AND FOR THE COUNTY OF YAVAPAI**

<p>12 Eli Dalton-Webb, 13 14 Plaintiff 15 16 v. 17 18 CITY OF PRESCOTT, a municipal 19 corporation in Arizona, OFFICER 20 CARON (#517), OFFICER TRUJILLO, 21 SGT. GERLACH, LT. NOVAK, 22 OFFICER BRAMBILA, CHIEF 23 BONNEY, peace officers of the Prescott 24 Police Department, et al., 25 26 Defendants 27</p>	<p>Case No. S-1300-CV-202500445 Divion: A, Hon. Kristyne Schaaf-Olson Civil Rights Violations; Article 2 § 6 of the Arizona Constitution; A.R.S. § 32- 1101.01; etc. RE: Application for Entry of Default</p>
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29 **APPLICATION FOR ENTRY OF DEFAULT**

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31 1. Plaintiff served Defendants of the summons, initial complaint, and other
32 documents, on 7 May 2025 via a person appointed pursuant to Civil Procedure Rule
33 4(d)(2).
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37 2. Pursuant to Civil Procedure Rule 12(a)(1)(A)(i), the defendants had until 27
38 May 2025 to file a response.
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41 3. Zero Defendants have filed a response.
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3 4. Plaintiff hereby applies for entry of default against all Defendants listed in
4 this case (CITY OF PRESCOTT, OFFICER CARON (#517), OFFICER TRUJILLO,
5 SGT. GERLACH, LT. NOVAK, OFFICER BRAMBILA, and CHIEF BONNEY).
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8 5. The Defendant is a municipal corporation. Pursuant to Rule 4.1(h)(3), the person
9 authorized for service of process is the City Clerk of the City of Prescott.
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11 6. The mailing address for the City Clerk on the City of Prescott's website is:
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14 201 N Montezuma St
15 Suite 302
16 Prescott, AZ 86301
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18 7. Plaintiff received an email from Rebecca Craft (paralegal) from the Jellison Law
19 Offices, PLLC, alleging that James M. Jellison will be representing the City of Prescott and
20 other Defendants.
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23 8. Rule 55(a)(2)(D) requires that the Plaintiff identify the attorney known to represent
24 Defendants in the matter. Based off on an e-mail received by Plaintiff, Plaintiff makes a best
25 guess that James M. Jellison of Jellison Law Offices represents all Defendants.
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29 8. In that same e-mail from Rebecca Craft, James M. Jellison informed Plaintiff that
30 Defendants "will file a timely removal to federal court based on the 9th Amendment claim
31 contained within [the] Complaint."
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35 9. Plaintiff replied to the e-mail requesting that alleged Defense Counsel file (1) a
36 notice of appearance of counsel; and (2) a notice of removal. Plaintiff reminded alleged
37 Defense Counsel that, on Page 26 of the initial Complaint, "There is no federal question",
38 and that on "page 26 and footnote 6 (which is also on page 26) of the initial complaint says
39 that there are no federal claims being raised". Plaintiff is surprised by this legally unfounded
40 removal of this case to a federal court.
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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI

Eli Dalton-Webb, Plaintiff v. CITY OF PRESCOTT, et al., Defendants	Case No. S-1300-CV-202500445 Divion: A, Hon. Kristyne Schaaf-Olson Certificate of Service
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I, Adrian Osio, appointed pursuant to ARCP4(d)(2), have served the documents as listed below:

Summons: CITY OF PRESCOTT	Summons: Officer Caron
Summons: Officer Trujillo	Summons: Officer Gerlach
Summons: Officer Novak	Summons: Officer Brambila
Summons: Officer Bonney	Certificate of Compulsory Arbitration
Civil Cover Sheet	Request for E-mail Service From Parties
Order Appointing of Adrian Osio	Discovery Request #1; bodycams
Initial Complaint	

Additional Comments (if applicable):

To the following person(s):

Vari: Report Clerk

Served On the date of: 5/7/25 Served At the time of: 1513

I declare under penalty of perjury under the laws of the State of Arizona that the foregoing is true and correct to the best of my knowledge, information, and belief, and that at the time of service I was both: (1) at least 21 years of age and (2) not a party, an attorney, or an employee of an attorney in this action.

Signature: *Adrian Osio* Date: 5/7/25