

Lawsuit Update

Defendants Submit Their Lists of Affirmative Defenses

by Mary Robertson

There has been no open court action in the Third Mutual v. PCM/ Milt Johns/ Janet Price lawsuit or Milt Johns' countersuit this month. Some of the defendants, however, submitted to the court their affirmative defenses against the lawsuit.

Affirmative defenses are the legal reasons why the defendant should not be found at fault or should not be responsible for some or all of the alleged damages. Usually defendants will present all the affirmative defenses they think could apply and then exert their right to amend their list in the event they think of new affirmative defenses to add later.

So far, defendants PCM and Price have submitted 37 affirmative defenses in Third Mutual's suit against them. Also, GRF, Jim Matson and Robert Hatch have submitted 16 affirmative defenses in Johns' cross-complaint against them.

The affirmative defenses provided in the court documents are technical in nature so will not be summarized here. However the documents will shortly be on our website, www.friendsofthevillage.com under the Lawsuit tab.