

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO**

**MAY 18 2009**

**GREGORY C. LANGHAM  
CLERK**

SUZANNE SHELL

Docket No: 09-CV-309-MSK-KMT

v.

AMERICAN FAMILY RIGHTS  
ASSOCIATION, ET AL

May 15, 2009

**DEFENDANT'S REPLY TO PLAINTIFF'S RESPONSE [127] TO DEFENDANT  
THOMAS DUTKIEWICZ' MOTION TO DISMISS AND QUASH SERVICE OF  
SUMMONS FOR LACK OF PERSONAL JURISDICTION [66-67]**

Plaintiff's objection (Doc. No. 127) to Defendant Thomas Dutkiewicz ("Dutkiewicz") "Motion to Dismiss and Quash Service of Summons for Lack of Personal Jurisdiction" (Doc. No. 66-67) should be barred because the Plaintiff once again is engaged in Ex Parte communication with the court by not serving Dutkiewicz and not including any "Certificate of Service" with her filing of (Doc. No: 127) which is required.

The only reason Dutkiewicz found out about the Plaintiff's objection to Dutkiewicz' Motion to quash Service of Summons for Lack of Personal Jurisdiction was because another Defendant emailed him a copy last week.

In regards to Plaintiff's claims that Dutkiewicz waived "Service of Summons" by filing an appearance [Doc. No. 65] along with motion to quash [Doc. No. 66-67] is absolutely a false and misleading statement on the part of Plaintiff.

Mr. Dutkiewicz was served on April 20, 2009 by State of Connecticut Marshal, Arthur B. Cyr when Plaintiff attempted to serve Mr. Dutkiewicz' ex-wife Aimee

Dutkiewicz. [Doc. No. 78] Plaintiff hired Mr. Cyr to serve Mr. Dutkiewicz. (See Attached Exhibit of Mr. Cyr's stamp on "Service of Summons")

The Plaintiff is playing games with the record and court by not submitting Mr. Cyr's Proof of Service so it gives the appearance to the court that Mr. Dutkiewicz waive personal jurisdiction when he filed his Motion to Quash, in fact at no time did he voluntarily waive jurisdiction. If Mr. Dutkiewicz waited to see if the Plaintiff filed with the court that service was executed he would of never filed anything because there is no documents as of today showing that Mr. Dutkiewicz was served.

If Mr. Dutkiewicz never was served by Marshal Cyr, he would of never filed anything with the court subjecting himself to the abuses of the Plaintiff where she has failed to state any claims which relief can be giving. In fact, in Documents No. 66-67, Mr. Dutkiewicz clearly establishes in the caption and statements in the brief that he was served and that his argument to dismiss and quash had to do with "service of summons for lack of personal jurisdiction.

Mr. Dutkiewicz in good faith thinking he was served by the Plaintiff through Marshal, Arthur Cyr on April 20, 2009. Dutkiewicz filed his response with the court along with an appearance for purposes only to communicate with the court that Mr. Dutkiewicz would be filing a response and that the court had a proper address and phone number. It was not a waiver of service as the Plaintiff falsely claims.

**WHEREFORE**, the Plaintiff's objection to Dutkiewicz's "Motion to dismiss and quash service of summons for lack of personal jurisdiction" [Doc. No. 66-67] should be **BARRED** or **DENIED** for the following reasons:

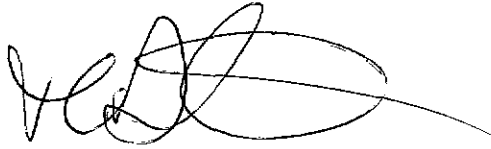
1. Plaintiff failed to serve Dutkiewicz with her objection and failed to include "Certificate of Service" with the court. [Doc. No. 127]
2. Plaintiff failed to submit to the court that Dutkiewicz was in deed served on April 20, 2009 by the Marshal she hired namely Arthur Cyr. (See Attached)
3. The Plaintiff failed to show the court and Dutkiewicz that the court had personal jurisdiction in Doc. No. 127 and never attempted to.
4. Plaintiff communicated to the court in Doc. No. 127, page 3 it was a waste of her time to address personal jurisdiction.

Plaintiff further shows in her arrogance in addressing personal jurisdiction in Doc. No. 127, page 3, last paragraph, ". . . is a waste of my limited time and resources considering the sheer volume of work I must attend to meet my deadlines."

The Plaintiff also states on page 3 that when a defendant files a motion to her frivolous lawsuit she calls for the court to strike Mr. Dutkiewicz' motion to quash because the motion is "vexatious and frivolous". Excuse me; the Plaintiff brought this action, not any of the defendants. The Plaintiff is the one who placed the burden of 30 defendants on her self. If the Defendant's motion to quash is both frivolous and vexatious which is impossible, a reasonable person then can conclude the Plaintiff's complaint is.

Dutkiewicz' Motion to Dismiss and Quash Service of Summons For Lack of Personal Jurisdiction Doc. No. 66-67 be **GRANTED** with prejudice because the Plaintiff failed to prove that the court has Personal Jurisdiction over Dutkiewicz.

**DEFENDANT**

A handwritten signature in black ink, appearing to read 'T. Dutkiewicz', written over a horizontal line.

Thomas M. Dutkiewicz  
P.O. Box 3005  
Bristol, CT 06011-3005  
860-833-4127

**CERTIFICATE OF SERVICE**

This is to certify that the Defendant has caused a copy of the above-named document was mailed by first class mail to the following interested persons on May 15, 2009.

Suzanne Shell  
14053 Eastonville Road  
Elbert, CO 80106

National Association of Family Advocates  
c/o Dorothy Kernaghan-Baez  
811 Aumond Place East  
Augusta, GA 30909

Dee Contreras  
10571 Colorado Boulevard  
Apartment B-101  
Thornton, CO 80233

Dorothy Kernaghan-Baez  
811 Aumond Place East  
Augusta, GA 30909

Leonard Henderson  
4773 Salmon River Highway  
Otis, OR 97368

Ringo Kamens  
Alex Bryan (sued as Ringo Kamens)  
Box 60084  
Olympia, WA 98505

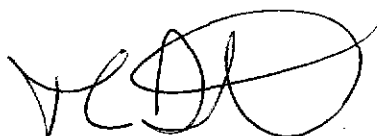
Susan Adams Jackson  
40 Orlando Avenue  
Winthrop, MA 02152-2248

William Wiseman  
P.O. Box 693  
Klamath Falls, OR 97601  
/s Brandy Slater

Judge Marcia S. Krieger  
Alfred A. Arraj US Courthouse A941  
Courtroom A901  
901 19th Street  
Denver, Colorado 80294-3589

/s Brandy Slater  
For Law Office of Dan Slater

**DEFENDANT**




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Thomas M. Dutkiewicz  
P.O. Box 3005  
Bristol, CT 06011-3005  
860-833-4127

Served  
4/20/09

**SUMMONS IN A CIVIL ACTION**

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO**

Civil Action number. **'09 - CV - 00309msk-KMT**

SUZANNE SHELL  
Plaintiff

v.

AMERICAN FAMILY RIGHTS ASSOCIATION,  
(AFRA)  
WILLIAM O. TOWER  
ANN TOWER  
LEONARD HENDERSON  
SUSAN ADAMS JACKSON AKA SUSAN  
WOLVERTON,  
CLETUS KIEFER  
FAMILIES AT RISK DEFENSE ALLIANCE  
FRANCINE RENEE CYGAN  
MARK CYGAN  
ILLINOIS FAMILY ADVOCACY COALITION  
DOROTHY KERNAGHAN-BAEZ  
GEORGIA FAMILY RIGHTS, INC. (GAFR)  
DENNIS HINGER  
NATIONAL ASSOCIATION OF FAMILY  
ADVOCATES

**SUMMONS**

AIMEE DUTKIEWICZ  
\*(THOMAS DUTKIEWICZ)\*  
CONNECTICUT DCF WATCH  
WILLIAM WISEMAN  
WISEMAN STUDIOS  
ANN DURAND  
BRENDA SWALLOW  
KATHY TILLEY  
DEE CONTRERAS  
RANDALL BLAIR  
LLOYD PHILLIPS  
RINGO KAMENS  
CHERYL BARNES  
CPSWATCH, INC.  
DESERE' CLABO aka HOWARD  
SARAH THOMPSON  
Unknown defendants Doe 1-15

Defendants

To the above named Defendant(s):  
You are hereby summoned and required to serve upon plaintiff's attorney, whose  
address is:

Suzanne Shell, 14053 Eastonville Rd, Elbert, CO 80106

AND FILE WITH THE CLERK OF THE COURT 20 (twenty)  
an answer to the complaint which is herewith served upon you, within ~~30 (thirty)~~ days of  
service of this summons upon you, exclusive of the day of service. If you fail to do so,  
judgment by default will be taken against you for the relief demanded in the complaint.

Gregory C. Langham, Clerk

By: 

Deputy Clerk



Date: Feb 13, 2009

Clerk, U.S. District Court, Room A-105 Alfred A. Arraj U.S. Courthouse, 901 19th  
Street, Denver, Colorado 80294-3589

NOTE: This summons is issued pursuant to Rule 4 of the Federal Rules of Civil  
Procedure.

A TRUE COPY

ATTEST: 

ARTHUR B. CYR  
HARTFORD COUNTY CT STATE MARSHAL