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Attorney for defendant Scott Reed

IN THE SUPERIOR COURT OF CALIFORNIA

COUNTY OF SACRAMENTO

ENRIQUE AGUIRRE,
plaintiff,

vs.

Scott Reed dba SRI Equipment and Design, et al.,
defendant

No. 05AS00027

ANSWER TO THE COMPLAINT

Scott Reed, dba SRI Equipment and Design, answering for himself alone, hereby answers the complaint on file herein as follows:

1. Defendant admits the allegations of par. 31.

2. The allegations of par. 23 are unintelligible and for that reason and on that basis defendant denies the allegations of par. 23.

3. Defendant denies the allegations of the balance of the complaint.

AS FURTHER, SEPARATE AND DISTINCT AFFIRMATIVE DEFENSES THIS ANSWERING DEFENDANT ALLEGES:

1. None of the purported causes of action states a cognizable cause of action.

2. Plaintiff's own negligence is the cause of any loss he

may have suffered.

3. Relief is barred on the complaint because of plaintiff's unclean hands.

4. Relief on the complaint is barred by the doctrines of laches, waiver and estoppel.

WHEREFORE THIS ANSWERING DEFENDANT PRAYS:

1. That plaintiff take nothing by his complaint;

2. For costs of suit herein incurred;

3. For attorneys fees;

4. For such other relief as is proper.

Michael Weisberg, attorney for defendant Reed

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VERIFICATION

I, MICHAEL WEISBERG, declare that I have read the foregoing answer to the complaint and the allegations thereof are true and correct to the best of my knowledge and I believe them to be true. I make this verification because my client is absent from the county in which my office is located.

Jan. 12, 2005

Michael Weisberg

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