

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
CENTRAL DIVISION

COMPREHENSIVE HEALTH OF PLANNED)	
PARENTHOOD GREAT PLAINS, et al,)	
)	
Plaintiffs,)	
)	
v.)	Case No. 2:16-CV-4313-HFS
)	
)	
PETER LYSKOWSKI, et al.)	
)	
Defendants.)	

DEFENDANT JEAN PETERS BAKER’S ANSWER PLAINTIFF’S COMPLAINT

COMES NOW the Defendant, Jackson County, Missouri, Prosecutor Jean Peters Baker, by and through attorney, R. Travis Willingham, Chief Deputy County Counselor, and hereby answers the Plaintiff’s Complaint as follows:

1. This Defendant states that the allegations of paragraph 1 of Plaintiff’s Complaint constitute legal conclusions which are not directed to this Defendant and therefore do not require a response from this Defendant. However, to the extent that the allegations contained in paragraph 1 are directed to this Defendant and therefore do require a response, this Defendant denies the same.
2. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 2 of the Plaintiff’s Complaint and therefore denies the same.
3. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 3 of the Plaintiff’s Complaint and therefore denies the same.
4. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 2 of the Plaintiff’s Complaint and therefore denies the same.

5. Admit
6. Admit
7. Admit
8. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 8 of the Plaintiff's Complaint and therefore denies the same.
9. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 9 of the Plaintiff's Complaint and therefore denies the same.
10. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 10 of the Plaintiff's Complaint and therefore denies the same.
11. Admit
12. Admit
13. Admit
14. Admit
15. Admit
16. Admit
17. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 17 of the Plaintiff's Complaint and therefore denies the same.
18. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 18 of the Plaintiff's Complaint and therefore denies the same.
19. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 19 of the Plaintiff's Complaint and therefore denies the same.
20. This Defendant states that the allegations of paragraph 20 of Plaintiff's Complaint constitute legal conclusions which are not directed to this Defendant and therefore do not require

a response from this Defendant. However, to the extent that the allegations contained in paragraph 20 are directed to this Defendant and therefore do require a response, this Defendant denies the same.

21. This Defendant states that the allegations of paragraph 21 of Plaintiff's Complaint constitute legal conclusions which are not directed to this Defendant and therefore do not require a response from this Defendant. However, to the extent that the allegations contained in paragraph 21 are directed to this Defendant and therefore do require a response, this Defendant denies the same.

22. This Defendant states that the allegations of paragraph 22 of Plaintiff's Complaint constitute legal conclusions which are not directed to this Defendant and therefore do not require a response from this Defendant. However, to the extent that the allegations contained in paragraph 22 are directed to this Defendant and therefore do require a response, this Defendant denies the same.

23. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 23 of the Plaintiff's Complaint and therefore denies the same.

24. This Defendant states that the allegations of paragraph 24 of Plaintiff's Complaint constitute legal conclusions which are not directed to this Defendant and therefore do not require a response from this Defendant. However, to the extent that the allegations contained in paragraph 24 are directed to this Defendant and therefore do require a response, this Defendant denies the same.

25. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 25 of the Plaintiff's Complaint and therefore denies the same.

26. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 26 of the Plaintiff's Complaint and therefore denies the same.

27. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 27 of the Plaintiff's Complaint and therefore denies the same.

28. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 28 of the Plaintiff's Complaint and therefore denies the same.

29. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 29 of the Plaintiff's Complaint and therefore denies the same.

30. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 30 of the Plaintiff's Complaint and therefore denies the same.

31. This Defendant states that the allegations of paragraph 31 of Plaintiff's Complaint constitute legal conclusions which are not directed to this Defendant and therefore do not require a response from this Defendant. However, to the extent that the allegations contained in paragraph 31 are directed to this Defendant and therefore do require a response, this Defendant denies the same.

32. This Defendant states that the allegations of paragraph 32 of Plaintiff's Complaint constitute legal conclusions which are not directed to this Defendant and therefore do not require a response from this Defendant. However, to the extent that the allegations contained in paragraph 32 are directed to this Defendant and therefore do require a response, this Defendant denies the same.

33. This Defendant states that the allegations of paragraph 33 of Plaintiff's Complaint constitute legal conclusions which are not directed to this Defendant and therefore do not require a response from this Defendant. However, to the extent that the allegations contained in

paragraph 33 are directed to this Defendant and therefore do require a response, this Defendant denies the same.

34. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 34 of the Plaintiff's Complaint and therefore denies the same.

35. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 35 of the Plaintiff's Complaint and therefore denies the same.

36. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 36 of the Plaintiff's Complaint and therefore denies the same.

37. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 37 of the Plaintiff's Complaint and therefore denies the same.

38. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 38 of the Plaintiff's Complaint and therefore denies the same.

39. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 39 of the Plaintiff's Complaint and therefore denies the same.

40. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 40 of the Plaintiff's Complaint and therefore denies the same.

41. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 41 of the Plaintiff's Complaint and therefore denies the same.

42. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 42 of the Plaintiff's Complaint and therefore denies the same.

43. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 43 of the Plaintiff's Complaint and therefore denies the same.

44. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 44 of the Plaintiff's Complaint and therefore denies the same.

45. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 45 of the Plaintiff's Complaint and therefore denies the same.

46. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 46 of the Plaintiff's Complaint and therefore denies the same.

47. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 47 of the Plaintiff's Complaint and therefore denies the same.

48. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 48 of the Plaintiff's Complaint and therefore denies the same.

49. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 49 of the Plaintiff's Complaint and therefore denies the same.

50. Defendant hereby incorporates by reference paragraphs 1 through 49 as though set forth herein.

51. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 51 of the Plaintiff's Complaint and therefore denies the same.

52. Defendant hereby incorporates by reference paragraphs 1 through 51 as though set forth herein.

53. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 53 of the Plaintiff's Complaint and therefore denies the same.

54. Defendant hereby incorporates by reference paragraphs 1 through 53 as though set forth herein.

55. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 55 of the Plaintiff's Complaint and therefore denies the same.

56. Defendant hereby incorporates by reference paragraphs 1 through 55 as though set forth herein.

57. Defendant is without knowledge or information sufficient to form a belief as to the truth of paragraph 57 of the Plaintiff's Complaint and therefore denies the same.

AFFIRMATIVE DEFENSES

58. The complaint fails to state a claim upon which relief can be granted.

59. The complaint fails to state to a claim upon which a relief can be granted and should be dismissed as to Defendant Peters Baker because there is no case ripe for this court's review and there no justiciable case or controversy between any plaintiff and Defendant Peters Baker because there is no pending or threatened criminal prosecution or other proceeding to enforce the statutes mentioned in the complaint.

60. Plaintiff lacks standing to bring this action against Defendant Peters Baker as there is no case or controversy pending or threatened upon which Plaintiff may invoke standing to bring this action against Defendant Peters Baker and therefore this action should be dismissed as to this Defendant.

61. Declaratory and injunctive relief should be denied with respect Defendant Peters Baker as a court of equity should not enjoin the prosecution of a crime, and in any event, the Plaintiff has not plead and cannot prove that any prosecution in Jackson County is threatened or pending with respect to the statutes complained of by Plaintiff in its complaint.

Respectfully submitted,
Office of the County Counselor

By: /s/ R. Travis Willingham
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CERTIFICATE OF SERVICE

I hereby certify that on January 30, 2017, the foregoing was electronically filed using the Court's CM/ECF system, which sent notification to the following:

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