

1 **ANS**

2 _____
(NAME)

3 _____
(ADDRESS)

4 _____
(CITY, STATE, ZIP)

5 _____
(TELEPHONE)

Claimant *Pro Se*

DISTRICT COURT

CLARK COUNTY, NEVADA

8)
9)
10)
11)
12)
13)
Plaintiff,

Case No.:

Dept. No.:

vs.

Defendant.

ANSWER

14 Claimant(s), _____, *Pro Se*, hereby submits this Answer
15 to the Complaint on file herein, and alleges and avers as follows:

16 1. Answering paragraph(s) _____
17 of Plaintiff's Complaint, Claimant(s) ADMITS each and every allegation contained therein.

18 2. Answering paragraph(s) _____
19 of Plaintiff's Complaint, Claimant(s) DENIES each and every allegation contained therein.

20 3. Answering paragraph(s) _____
21 of Plaintiff's Complaint, Claimant(s) state(s) that Claimant(s) do(es) not have sufficient
22 knowledge or information upon which to base a belief as to the truth of the allegation contained
23 therein and therefore Claimant(s) DENIES each and every allegation contained therein.

24 4. Answering paragraph(s) _____
25 of the Plaintiff's Complaint, Claimant(s) STATE(S) _____
26 _____
27 _____
28 _____

AFFIRMATIVE DEFENSES

1
2 1. Claimant(s) hereby incorporate(s) by reference those affirmative defenses
3 enumerated in NRC 8 as though fully set forth herein, as applicable upon discovery. In the
4 event further investigation or discovery reveals the applicability of any such defenses,
5 Claimant(s) reserve(s) the right to seek leave of court to amend this Answer to more specifically
6 assert any such defense. Such defenses are herein incorporated by reference for the specific
7 purposes of not waiving any such defenses.

8 _____. Accord and satisfaction.

9 _____. Arbitration and award.

10 _____. Assumption of risk.

11 _____. Contributory negligence.

12 _____. Discharge in bankruptcy.

13 _____. Duress.

14 _____. Estoppel.

15 _____. Failure of consideration.

16 _____. Fraud.

17 _____. Illegality.

18 _____. Injury by fellow servant.

19 _____. Laches.

20 _____. License.

21 _____. Payment.

22 _____. Release.

23 _____. Res judicata.

24 _____. Statute of frauds.

25 _____. Statute of limitations.

26 _____. Waiver.

27 2. Claimant is an innocent owner because Defendant Assets were used as an
28 instrumentality of crime without claimant's knowledge, consent, or willful blindness.

1 3. Forfeiture of Defendant Assets constitutes an excessive fine under the U.S.
2 Constitution and the Nevada Constitution.

3 4. All possible affirmative defenses may not have been alleged herein insofar as
4 sufficient facts were not available after reasonable inquiry upon filing of this Answer. Therefore
5 Claimant(s) reserve(s) the right to amend this Answer to allege additional affirmative defenses
6 and claims, counter-claims, cross-claims or third-party claims, as applicable, upon further
7 investigation and discovery.

8 _____.

9 _____.

10 **WHEREFORE**, this Answering Claimant prays that this Honorable Court will:

- 11 1. Release property to Claimant based upon the admissions, denials and affirmative
12 defenses, if any, as alleged above herein;
13 2. Award Claimant's costs; and
14 3. Award Claimant(s) such other and further relief as the Court deems just and
15 equitable.

16 DATED this ____ day of _____, 20____,

20 _____

Claimant *Pro Se*

VERIFICATION

STATE OF NEVADA)

)ss

COUNTY OF CLARK)

_____, being first duly sworn, declares under penalty of perjury as follows:

I am the Claimant in the above-entitled action. I have read the foregoing Answer, and know the contents thereof. The Answer is true of my own knowledge except as to those matters that are stated on information and belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED THIS ____ day of _____, 20__.

Claimant

CERTIFICATE OF MAILING

I CERTIFY that on *(insert date document served)* _____, I served the foregoing

ANSWER by the following method *(check one box)*:

- Depositing a copy in the United States Mail in Las Vegas, Nevada, postage prepaid, to the address listed below.
- Delivering, by hand delivery, a copy to the address listed below.

Las Vegas Metropolitan Police Department
Office of General Counsel, Civil Forfeiture Division
400 S. Martin Luther King Blvd.
Las Vegas, NV 89104

(Date)

(Type or Print Name)

(Signature)