



The collision complained of resulted solely, directly and proximately by reason of a sudden emergency, which the Defendant did not create or contribute to and for which Defendant, in law, is no responsible.

#### **FOURTH DEFENSE**

Plaintiff is barred from recovery by the doctrines of waiver, laches, and estoppel.

#### **FIFTH DEFENSE**

Plaintiff is barred from recovery since Plaintiff failed to mitigate Plaintiff's damages.

#### **SIXTH DEFENSE**

Plaintiff is barred from recovery since Plaintiff was more than 49% at-fault for Plaintiff's own injuries.

#### **SEVENTH DEFENSE**

Plaintiff is barred from recovery against the Defendant in his individual capacity under the business judgment rule.

#### **EIGHTH DEFENSE**

Defendant reserves the right to assert additional affirmative and other defenses that arise—or have arisen—and reserves the right to amend this Answer to assert such defenses.

#### **ANSWER:**

Defendant responds to the specifically enumerated paragraphs of Plaintiff's complaint as follows:

1. Defendant lacks sufficient information to admit or deny allegations contained in paragraph one (1) of the Plaintiff's complaint. Thus, the same are denied at this time.
2. Defendant admits the allegations contained in paragraph two (2) of the Plaintiff's complaint.
3. Defendant admits the allegations contained in paragraph three (3) of the Plaintiff's complaint.
4. Defendant admits the allegations contained in paragraph four (4) of the Plaintiff's complaint.
5. Defendant lacks sufficient information to admit or deny allegations contained in paragraph five (5) of the Plaintiff's complaint. Thus, the same are denied at this time.
6. Defendant lacks sufficient information to admit or deny allegations contained in paragraph six (6) of the Plaintiff's complaint. Thus, the same are denied at this time.
7. Defendant lacks sufficient information to admit or deny allegations contained in paragraph seven (7) of the Plaintiff's complaint. Thus, the same are denied at this time.
8. Defendant admits the allegations contained in paragraph eight (8) of the Plaintiff's complaint.
9. Defendant denies the allegations contained in paragraph nine (9) of the

Plaintiff's complaint.

10. Defendant lacks sufficient information to admit or deny allegations contained in paragraph ten (10) of the Plaintiff's complaint. Thus, the same are denied at this time.

11. Defendant denies the allegations contained in paragraph eleven (11) of the Plaintiff's complaint.

12. Defendant denies the allegations contained in paragraph twelve (12) of the Plaintiff's complaint.

13. Defendant denies the allegations contained in paragraph thirteen (13) of the Plaintiff's complaint.

14. Defendant lacks sufficient information to admit or deny allegations contained in paragraph fourteen (14) of the Plaintiff's complaint. Thus, the same are denied at this time.

15. Defendant denies the allegations contained in paragraph fifteen (15) of the Plaintiff's complaint.

16. Defendant denies the allegations contained in paragraph sixteen (16) of the Plaintiff's complaint.

17. Defendant denies the allegations contained in paragraph seventeen (17) of the Plaintiff's complaint.

18. Defendant denies the allegations contained in paragraph eighteen (18) of the Plaintiff's complaint.



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