

**MARK A. SOLHEIM**

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February 11, 2010

Court Administrator  
Attn: Civil Filing  
Hennepin County Government Center  
300 South 6<sup>th</sup> Street  
Minneapolis, MN 55487

Re: *Christopher Roller v. Wagner, Falconer & Judd, Ltd., et al*  
Court File No. 27-CV-09-22812  
Our File No. 1-671-0001

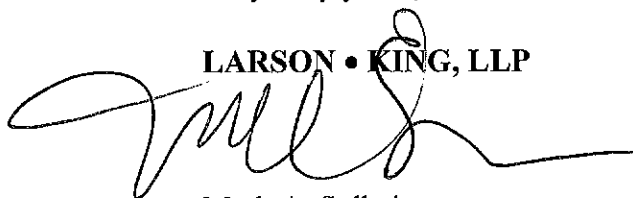
Dear Court Administrator:

Enclosed for filing in the above referenced matter, please find Defendant Wagner, Falconer & Judd, Ltd.'s Statement of the Case.

By copy of this letter, we are serving *pro se* Plaintiff and counsel of record with a copy of the same.

Very truly yours,

**LARSON • KING, LLP**



Mark A. Solheim

MAS:lab 1274093

Enclosure

cc: Christopher Roller (via email and U.S. mail) (w/ enc)  
Richard B. Allyn, Esq. (via email and U.S. mail) (w/ enc)

STATE OF MINNESOTA  
COUNTY OF HENNEPIN

DISTRICT COURT  
FOURTH JUDICIAL DISTRICT

Christopher Roller,  
Plaintiff,

Court File No. 27-CV-09-22812  
Judge: Susan N. Burke

v.

**DEFENDANT WAGNER, FALCONER &  
JUDD, LTD.'S STATEMENT  
OF THE CASE**

Wagner, Falconer & Judd, Ltd (WFJ) via  
Prepaid Legal c/o Dan Smith

Honorable Judge Mark Boris via WFJ and  
Bosley and State of Minnesota

Attorney Alexander Gese via Bosley,

Defendants.

- 
1. Wagner, Falconer & Judd, Ltd via Prepaid Legal c/o Dan Smith ("WFJ") has not been properly served with the Complaint in this matter and lacks sufficient knowledge whether other parties have been served with process. The case is at issue. All parties have not joined in the filing of this form.
  2. Estimated trial time: 2 days 0 hours (estimated less than a day must be stated in hours).
  3. Jury is requested by the    plaintiff X defendant. (If this is a change from the court to a jury request, then a \$30.00 fee must be paid when filing this document).
  4. Concise statement of the case including facts plaintiff(s) intend to prove and legal basis for claims:  
  
See Plaintiff's Complaint.
  5. Concise statement of the case indicating facts defendant(s) intend to prove and legal basis for defenses and counterclaim:

The evidence will show that Plaintiff's claims are entirely baseless, without any factual support and that Plaintiff does not state a legally sufficient claim for relief. The evidence will also show that Plaintiff has not suffered any damages in connection with the conduct of WFJ.

6. List the names and addresses of witnesses known to either party that either party may call. Indicate the party who expects to call the witness and whether the party intends to qualify that witness as an expert.

See the Statements of the Case submitted by other parties. In addition, WFJ intends to call Dan Smith (non-expert) and a corporate representative of Wagner, Falconer & Judd, Ltd. (non-expert). Both Mr. Smith and the WFJ corporate representative can be reached through their counsel, Mark A. Solheim, Larson King, LLP, 2800 Wells Fargo Place, 30 E. 7<sup>th</sup> St., St. Paul, MN 55101.

WFJ further reserves the right to call any witnesses identified by Plaintiff or Co-Defendants through discovery or identified by the parties in their respective Statements of the Case.

WFJ further reserves the right to call any witnesses necessary for impeachment or rebuttal purposes during the trial of this matter.

7. In claims involving personal injury, attach a statement by each claimant, whether by complaint or counterclaim, setting forth a detailed description of claimed injuries and an itemized list of special damages as required by the rule. Indicate whether parties will exchange medical reports.

No personal injury has been alleged by any party.

8. In claims involving vehicle accidents, attach a statement describing the vehicles with information as to ownership and the name of insurance carriers, if any.

N/A

Dated: February 11, 2010

LARSON • KING LLP

By 

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*Attorneys for Defendant Wagner, Falconer & Judd, Ltd.*

