

Teller County Court  
101 W. Bennett Avenue, P.O. Box 997  
Cripple Creek CO 80813 United States



ROBERT ARMSTRONG  
28124 STATE HWY 67  
WOODLAND PARK CO 80863

1-252-1012

To: Robert Armstrong

Subject: Service of documents in 2021C71.

You are being served with documents filed electronically through the Colorado Courts E-Filing system. Please review the following details concerning this service.

- Court Location: Teller County
- Case Number: 2021C71
  
- Filing ID: N/A
- Filed Document Title(s):
  - Order: Motion For Contempt Citation with Attachment
- Submitted on Date/Time: Wed Sep 01 18:30:08 MDT 2021
- Submitted by Authorizing Organization:
- Submitted by Authorizing Attorney: Teller County Court

If you have a question about the above listed case, please contact the court.  
Information for all Colorado court locations is listed on the Colorado Judicial Branch website <http://www.courts.state.co.us/Index.cfm>.

COUNTY COURT, TELLER COUNTY, COLORADO Court Address: 101 W. BENNETT AVENUE, P.O. BOX 997, CRIPPLE CREEK, CO, 80813		DATE FILED: September 1, 2021
<b>Plaintiff(s)</b> TONY W POLAND v. <b>Defendant(s)</b> ROBERT ARMSTRONG		<p style="text-align: center;"><b>△ COURT USE ONLY △</b></p> Case Number: 2021C 71 Division: T                      Courtroom:
<b>Order: Motion For Contempt Citation with Attachment</b>		

The motion/proposed order attached hereto: SO ORDERED.

The Court will consider Petitioner's motion for contempt citation at the permanent protection order hearing scheduled on September 30, 2021, at 1:30 p.m.

Alternatively, Petitioner may wish to review forms and instructions for contempt actions which are located in the self-help/forms center, [www.courts.state.co.us](http://www.courts.state.co.us).

Issue Date: 9/1/2021



THERESA LYNN KILGORE  
 County Court Judge

<input type="checkbox"/> Municipal Court <input checked="" type="checkbox"/> County Court <input type="checkbox"/> District Court <input type="checkbox"/> Denver Juvenile <input type="checkbox"/> Denver Probate Court Address: <u>104 Bennett Ave</u> cripple creek teller <u>      </u> County, Colorado Court Address: _____		FILED IN THE COMBINED COURTS OF TELLER COUNTY, COLORADO  AUG 19 2021  SHEILA GRIFFIN CLERK OF COURT
Petitioner: <u>      </u> Tony Poland _____  v.  Respondent: <u>      </u> Robert Armstrong _____		▲ COURT USE ONLY ▲
Attorney or Party Without Attorney (Name and Address): _____		Case Number: _____
Phone Number: _____ E-mail: _____ FAX Number: _____ Atty. Reg. #: _____	Division <u>T</u> Courtroom _____	
<b>VERIFIED MOTION FOR CONTEMPT CITATION</b>		

**Important notice be sure to read carefully. Check the boxes that apply in your case.**

I,        Tony Poland \_\_\_\_\_, inform the Court that the Protection Order previously issued by the Court in this case has been violated. I ask the Court to issue a contempt citation against the Restrained Person and set the matter for hearing. As grounds for this request, I state as follows:

1. This Court issued a Protection Order as shown in the Court file on        August 12 2021 \_\_\_\_\_ (date).
2. The Protection Order was served on the Restrained Person on        August 12 2021 \_\_\_\_\_ (date). A return of service is attached:  Yes  No
3. The Protection Order was violated on        Aug 12, 16, 18 2021 \_\_\_\_\_ (date), at        \_\_\_\_\_ (time).
4. The Restrained Person violated the Protection Order by doing the following. **Be specific:** What was the threat or acts of violence? Where did this occur? Were the minor children present? Describe noncompliance with court-ordered visitation, if applicable.

On August 12 Mr Armstrong parked in his tenants drive way approx 50 ft from my cabin door and watched us for 45 min Mr. Armstrong did not declare his firearms and turn them over as the order requires

On August 16 Mr Armstrong changed the locks to the bathroom, shower and laundry room locking us out and gave other tenants new keys he also had our internet cut off preventing us from operating our business and caused my wife to miss her online classes

On August 18 Mr. Armstrong had a lock smith lock the garage where all my working tools are located along with my personal property he also locked the horse barn locking me out from our golf cart and other personal property

5. A criminal case involving these same facts  is  is not pending. If a criminal case is pending, the following charges have been filed:

X By checking this box, I am acknowledging I am filling in the blanks and not changing anything else on the form.

By checking this box, I am acknowledging that I have made a change to the original content of this form.

**VERIFICATION**

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

Executed on the 19 day of Aug, 21, at Golden, Colorado  
(date) (month) (year) (city or other location, and state OR country)

Tony Island  
(Printed name of  Petitioner or  Respondent)

[Signature]  
Signature of  Petitioner or  Respondent

Attachment to Order

To: Judge Kilgore  
From : Tony and Gail Poland

Your Honor, My wife and I went before the court on August-12-2021. Your honor had granted a temporary protection order in my civil case against Robert Armstrong . Mr. Armstrong was informed of the terms of the order and signed that he understood the order. Since that day Mr. Armstrong has violated the terms of the protective order several times, the first afternoon after court he parked in a car outside our cabin approx.. 50ft from our door and sat 9n the car for approx.. 45 mins looking at us. The following Monday Mr. Armstrong had a lock smith change the locks on the house where all the tenants share bathroom and washer and drier and gave the other tenants new keys denying us access to our personal belongings and use of bath and laundry room. Later the same day Mr. Armstrong had rise internet come out and disconnect our internet point to point system, which effectively shut down our business and my wife's online education classes our business is run from our home with no internet we can not operate. Monday afternoon on the 16<sup>th</sup> I called teller county sheriff dept to ask for service to report the violation of the protective order and was told my order was out of date and could not be enforced because it had not been served properly so there was nothing they could do which effectively left me unprotected, I read the paper work and the first line under instructions to the officer and it states "if the order has not been personally served, the officer responding to the call for assistance shall serve a copy of the order on the person named therein and shall write the time, date, and manner of service on the protected person" so I was denied service by the sheriff dept. I called the clerk of court who told me the order was good and service had been waived so according to the clerk the sheriff had a valid order and refused to assist me. The following day on the 17<sup>th</sup> I called the civil process dept and spoke with Janice she told me my order was not valid it was out of date and had not been served, I told her Mr. Armstrong waived service in court and signed in court, she said she would check and call me back. Janice calls back and said she had straightened everything out and gave me several excuses of why this happened I asked her why I was denied assistance if the order was valid, and she said it was not valid at the time, so I was not denied assistance. On afternoon of the 17<sup>th</sup>, I called the sheriff dept asking for assistance to report the issues from Monday when they arrived I told them the situation and reading the order I realized Mr. Armstrong was to declare his

firearms and to not be in possession of any firearms while he is restrained, I told the deputies my main concern was the firearms issue, so they went to speak to Mr. Armstrong about all the issues. They then informed me again my order was not correct it did not match the order in the computer, I told them my order was e-mailed from the clerk and the clerk assured me it was correct, they disagreed. The deputies told me they had had convinced Mr. Armstrong to allow us use of the bathroom if we went late at night and to not poke the bear if I knew what they meant, then they said he did not have to turn on the internet that did not violate the order and that as far as the internet went it was not going to happen. They told me Mr. Armstrong had filed an eviction and one day all this would end, and I would have to leave and at no time did they address my main concern of the firearms, but they told me I could use the shower and bathroom late at night. On Wednesday the 18<sup>th</sup> Mr. Armstrong had a locksmith lock up the garage with all my tools inside and lock the barn with my personal property inside effectively shutting down our business with no internet and no tools I am out of work officially. As I'm writing this letter I see the sheriff dept pulling up now Mr. Armstrong must have called them . Every day when I leave for work Mr. Armstrong walks around my cabin goes to the garage looking thru my personal belongings. He knows my wife is not on the order, so he harasses her when I leave for work every day since our last court date. Mr. Armstrong has circumvented the court and the process of eviction he has acted retaliatory in the most egregious way. I have requested assistance from the sheriff dept on 2 different occasions and not one deputy has enforced the protection order as instructed by the order if any thing they have protected Mr. Armstrong by not enforcing the order. I have been told by Janice the civil process coordinator on 3 different occasions that my order was not valid and refused service, I don't know why there is a disconnect between the clerk of court and Janice, but it is very troubling, especially the fact that not one deputy has addressed the firearm issue. So tonight, the sheriff was here because Mr. Armstrong called in a report that I broke the lock off the barn that he is not supposed to lock, and once again Mr. Armstrong was 10 feet from my door when I walked out, and he did not get arrested and once again no one addressed the firearm issue after I ask them too. I will be at the court house tomorrow and I would request a hearing to go over this issue with Your Honor and I have confidence that Mr. Armstrong will be held accountable for his actions I wish to file a contempt proceeding and I hope to have my wife added to the protection order if I must pay for the order for my wife even though I'm

unemployed until I can get access to my tools and internet to invoice my customers.

I pray that the court will resolve this matter at the earliest convenience with the next court date a month and a half away it will be difficult to manage if Mr. Armstrong is allowed to continue to harass, threaten, and violate the protection order with impunity.

Thank you  
Tony and Gail Poland

Attachment to Order - 2021C 71