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| DISTRICT COURT, DENVER COUNTY, COLORADO |  |  |
| Court Address: |  |  |
| Denver District Court |  |  |
| 1437 Bannock St., Room 256 |  |  |
| Denver, CO 80202 | DAT | E FILED: July 10, 2015 6:19 PM |
|  | FILIN | G ID: 32A7F34DF631B |
| **In The Matter of:** | CASE | NUMBER: 2015CV31709**COURT USE ONLY** |
| **ROBERT ABRAMS,** |  |  |
| **Plaintiff** |  |  |
| **Vs.** |  |  |
| **SHAWN BEESON,** |  |  |
| **Respondent** |  |  |
| Law Office of Michael P. Boyce, PC Michael Boyce3773 Cherry Creek Drive North, Suite 575 Denver, CO 80209Phone Number: 303.565.0360 E-mail: mike@boycelawoffice.com FAX Number: 303.648.4849 Atty. Reg. #: 35729 | Case Number: 15CV31709Division 409 |
| **RESPONDENT’S MOTION TO CONTINUE THE PERMANENT PROTECTION ORDER HEARING CURRENTLY SCHEDULED FOR JULY 16, 2015 AT 2:00 P.M.** |

SHAWN BEESON, through his attorney, Michael Boyce, of the Law Office of Michael Boyce, P.C., hereby requests a continuance of the Permanent Protection Order Hearing currently scheduled for July 16, 2015 and states the following:

1. On May 13, 2015, Respondent Shawn Beeson was assaulted by Plaintiff Robert Abrams. Mr. Beeson called the police on May 13, 2015 after Mr. Abrams fled the scene of the assault. Mr. Abrams was charged with assault in Denver Municipal Court.
2. In response to the charge of assault against Mr. Beeson, Mr. Abrams filed a Verified Complaint and Motion for Civil Protection Order. The Court issued a Temporary Protection Order and set the matter for a Permanent Protection Order hearing on June 1, 2015. Counsel for Respondent had been retained on May 28, 2015 and a Motion to Continue the hearing was granted at that time to give Respondent’s counsel time to prepare for the Permanent Protection Order hearing. The matter was reset for a Permanent Protection Order hearing on July 16, 2015.
3. During the investigation in this matter, Respondent counsel obtained and reviewed police reports resulting in charges against Mr. Abrams. Respondent counsel issued subpoenas to Officer Tinnin and Officer Pine of the Denver Police Department. Respondent counsel notified Mr. Abrams of his intent to call these officers as witnesses on June 29, 2015, in compliance with the Court’s discovery order.
4. Both Officer Tinnin and Officer Pine notified respondent counsel they are on vacation on the Permanent Protection Order hearing date currently scheduled. Both Officers are material witnesses to the assault allegations occurring on May 13, 2015.
5. Officer Tinnin arrived on scene after Mr. Beeson called the police to report being assaulted by Mr. Abrams. Officer Tinnin will testify to his investigation in this matter, his observations of Mr. Beeson, and other witnesses who observed the incident between Mr. Beeson and Mr. Abrams.
6. Officer Pine interviewed Mr. Abrams in this matter. Officer Pine observed Mr. Abrams and his observations directly contradict some of Mr. Abrams claims in his complaint for a permanent protection order, particularly the injuries he claims to have received. Officer Pine also issued a summons to Mr. Abrams charging him with assault in this case after hearing Mr. Abrams version of events.
7. Officer Tinnin and Officer Pine are material witnesses to the statements of the Plaintiff, Respondent, and other witnesses in this matter. The crux of the Plaintiff’s allegation concerns the assault charge he is currently facing as a result of the incident on May 13, 2015. Therefore, it is imperative to the Mr. Beeson’s right to due process and effective assistance of counsel that a continuance be granted to afford Mr. Beeson the opportunity to present these witnesses and evidence to the Court.
8. Counsel for Mr. Beeson has alerted Mr. Abrams to the unavailability of these witnesses. Mr. Abrams will not agree to stipulate to the admission of either Officers’s statements or to a continuance of this matter.

WHEREFORE, Shawn Beeson, through counsel, respectfully requests this Honorable Court grant Respondent’s Motion to Continue the Permanent Protection Order Hearing Currently Scheduled for July 16, 2015 at 2:00p.m. due to the unavailability of two material witnesses.

Respectfully submitted this 10th day of July, 2015.

THE LAW OFFICE OF MICHAEL P. BOYCE, PC.

Date: 7/10/2015

 /s/ Michael Boyce #35729

Attorney for Defendant

*(Original signature on file at The Law Office of Michael P. Boyce, P.C.)*

**CERTIFICATE OF SERVICE**

I hereby certify that I have delivered a true and correct copy of the Defendant’s Motion to Continue the Permanent Protection Order Hearing Currently Scheduled for July 16, 2015 at 2:00 p.m. to the following on this 10th day of July, 2015:

*Email/Electronic Filing* Abrams & Associates, LLC Robert Abrams

700 17th Street, Suite 650

Denver, CO 80202 Robert@AbramsLaw.net

 /s/ Michael Boyce #35729

*(Original signature on file at The Law Office of Michael P. Boyce, P.C.)*