

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF IOWA
CENTRAL DIVISION

STEVEN R. WYCOFF AND MICHAEL REMMERS, et al.,	*	Case No. 4:05-cv-00068
	*	
Plaintiffs,		
vs.	*	
LOUIS BREWER AND DAVID SCURR,	*	DEFENDANTS' RESPONSE TO PLAINTIFFS' ANSWER
Defendants.	*	

COME NOW the above-captioned Defendants and hereby respond to Plaintiffs' Answer (Document Number 12) filed June 9, 2005:

1. The Defendants filed this case in response to the Eighth Circuit Court of Appeals' opinion in *Goff, et al. v. Graves, et al.*, Eighth Circuit No. 02-1279/1449, filed March 30, 2004. The Defendants did not file this case in response to *Voshell v. Spence*, Southern District No. 4:03-cv-40522. The Defendants' goal in filing this case was not to avoid the jury trial scheduled in *Voshell*.

2. Plaintiffs are not entitled to a jury trial in this matter.

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