



LARIMER COUNTY ATTORNEY

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August 25, 2010

Mary Marble  
600 Circle Drive  
Fort Collins, Co 80524

RE: Public Statement on August 11, 2010

Ms. Marble,

It has been brought to our attention that recently you published the statement:

*...there are PreTrial employees preying upon Defendants offering easier release conditions if the Defendant agrees to have sexual relations with them... maybe some of these PreTrial employees are x-school teachers.*

Published August 11, 2010 at 10:22 a.m.

As you know, there are a limited number of Larimer County Pre-Trial Services employees. Accordingly, it is not difficult to identify the individuals you are making these statements about. As I am sure you are also aware, such statements made by you in the above publication are false, or at a minimum such statements are made in reckless disregard of the truth.

I would direct your attention to *Han Ye Lee v. Colorado Times, Inc.* 222 P.3d 957 (Colo. App. 2009). Such law appears clear that your statement on August 11, 2010 may be considered defamation, an actionable claim under Colorado law. You should seek your own legal counsel in reviewing this matter.

This letter shall serve as a demand that you cease any further publication of statements of this nature. Additionally it is requested you post an apology/retraction of such statement.

If you wish to discuss this matter or have additional information regarding this matter, please feel free to contact me at (970) 498-7450. If you have legal counsel regarding this matter, please be advised I can not speak directly to you without your counsel's participation or approval.

Sincerely,

David P. Ayraud  
Senior Assistant County Attorney

cc: Gary Darling, Director Larimer County Criminal Justice Services