

BOARD OF COUNTY COMMISSIONERS  
ADAMS COUNTY, STATE OF COLORADO

RESOLUTION REGARDING DEFENSE AND INDEMNIFICATION OF CHRISTOPHER  
CAMPBELL, DENNIS AYALA, GARY BROWN, ROSS YNIGUEZ, DANIEL GILBERT,  
MICHAEL MCINTOSH, RICHARD REIGENBORN AS DEFENDANTS PURSUANT TO  
C.R.S. § 24-10-101, ET SEQ.

WHEREAS, Adams County is a public entity pursuant to the Colorado Governmental Immunity Act; and,

WHEREAS, Adams County is obligated to bear the cost of the defense of its elected officials and employees and pay all judgments entered against its elected officials and employees pursuant to the Colorado Governmental Immunity Act so long as they acted within the course and scope of their employment and their acts were not willful and wanton; and,

WHEREAS, Christopher Campbell, Dennis Ayala, Gary Brown, Ross Yniguez, Daniel Gilbert, Michael McIntosh, and Richard Reigenborn have been sued in the matter of The Estate of Kyle Christopher Yoemans, by and through its putative personal representative Aimee Ishamel, Aimee Ishmael, Individually, Plaintiffs v. Wellpath, LLC f/k/a Correct Care Solutions, LLC, Janice Marshall, in her individual capacity, Christopher Campbell in his individual capacity, Dennis Ayala, in his individual capacity, Gary Brown, in his individual capacity, Daniel Gilbert, in his individual capacity, Ross Yniguez, in his individual capacity, Joseph Fisher, in his individual capacity, Michael McIntosh, in his individual capacity, and Richard Reigenborn, in his official capacity as Sheriff of Adams County, Board of County Commissioners of County of Adams, Colorado, Defendants filed in U.S. District Court with Case Number 19-cv-00249-REB with said Defendants, being employees of Adams County at the time of the incident described in the Complaint; and,

WHEREAS, initial investigation has revealed to the satisfaction of the Board of County Commissioners and the determination has been made that the Defendants appear to have acted within the course and scope of their employment and their actions do not appear to be willful and wanton; and,

WHEREAS, pursuant to C.R.S. §§ 24-10-110, 24-10-113 and 24-10-118(5) Adams County hereby determines that it is in the public interest to bear the cost of defense for the Defendants against all asserted claims for compensatory and punitive damages which may be pled and to pay or settle any such compensatory and punitive damage claims against said Defendants; and,

WHEREAS, in exchange for such defense, the Defendants are required to cooperate fully in the defense of this matter, including but not limited to, assisting in the discovery process, participating in mediation, facilitation, or other measures deemed appropriate by the Board of County Commissioners, and Defendants acknowledge that Adams County may settle on behalf of

the Defendants any or all asserted claims, including those for personal liability and punitive damages.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of the County of Adams, State of Colorado, that Adams County shall bear the cost of defense for Christopher Campbell, Dennis Ayala, Gary Brown, Ross Yniguez, Daniel Gilbert, Michael McIntosh, and Richard Reigenborn against all asserted claims for compensatory and punitive damages which may be pled and to pay or settle any such compensatory and punitive damage claims against said Defendants in the matter of The Estate of Kyle Christopher Yoemans, by and through its putative personal representative Aimee Ishamel, Aimee Ishmael, Individually, Plaintiffs v. Wellpath, LLC f/k/a Correct Care Solutions, LLC, Janice Marshall, in her individual capacity, Christopher Campbell in his individual capacity, Dennis Ayala, in his individual capacity, Gary Brown, in his individual capacity, Daniel Gilbert, in his individual capacity, Ross Yniguez, in his individual capacity, Joseph Fisher, in his individual capacity, Michael McIntosh, in his individual capacity, and Richard Reigenborn, in his official capacity as Sheriff of Adams County, Board of County Commissioners of County of Adams, Colorado, Defendants.

IT IS FURTHER RESOLVED, that the Adams County Attorney is directed to enter her appearance as counsel for Defendants and to defend this matter.