

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
CENTRAL DIVISION

CLIFTON DAVIS

PLAINTIFF

v.

NO. 4:25-CV-625-BSM

SGT. GREG ROZENSKI

DEFENDANT

ANSWER

Comes now Defendant, Sgt. Greg Rozenski, by and through the undersigned counsel, and for his Answer to the Complaint, states as follows:

1. Paragraphs 1-3 of the Complaint are jurisdictional in nature and do not require a response from Sgt. Rozenski. To the extent that Plaintiff alleges that a claim is properly stated against Sgt. Rozenski, that he took any unlawful action against Plaintiff, or that Plaintiff is entitled to any relief, the allegations are denied.
2. Sgt. Rozenski is without information to admit or deny the allegations contained in paragraph 4 of the Complaint, and therefore, denies the same. Notwithstanding this response, Sgt. Rozenski believes that at the time of the incident Plaintiff's drivers' license indicated he was a resident of Pulaski County and that he was employed by Crothall and assigned to the University of Arkansas for Medical Sciences (UAMS) campus.
3. Sgt. Rozenski admits the allegations contained in paragraph 5 of the Complaint.
4. With regard to the allegations contained in paragraph 6 of the Complaint, Sgt. Rozenski admits that Plaintiff's parking infraction did not violate state

law; however it was a violation of UAMS parking policy for which Plaintiff received a citation. Sgt. Rozenski denies that this was Plaintiff's only interaction with UAMS police on that day.

5. With regard to paragraph 7 of the Complaint, Sgt. Rozenski admits that William Hightower, another Crothall employee assigned to the UAMS campus, received a parking citation for a violation of UAMS parking policy, that he was also in violation of multiple state laws, and that he ultimately fled from UAMS police. Sgt. Rozenski denies the remaining allegations of the paragraph.
6. With regard to paragraph 8 of the Complaint, Sgt. Rozenski admits that Plaintiff and Hightower left UAMS at approximately the same time. Sgt. Rozenski denies the remaining allegations of the paragraph.
7. Sgt. Rozenski denies the allegations contained in paragraphs 9-10 of the Complaint.
8. With regard to the allegations contained in paragraph in 11 of the Complaint, Sgt. Rozenski is without information to admit or deny details of Plaintiff's termination from Crothall. Sgt. Rozenski admits that Plaintiff was not arrested and no warrant was issued for his arrest.
9. Sgt. Rozenski is without information to admit or deny the allegations contained in paragraph 12 of the Complaint, and therefore, denies the same.

10. With regard to paragraph 13 of the Complaint, Sgt. Rozenski admits that Plaintiff had a First Amendment right to protest his parking citation but denies that Plaintiff did so at the time the citation was written.
11. Sgt. Rozenski denies the allegations contained in paragraph 14 of the Complaint.
12. With regard to paragraph 15 of the Complaint, Sgt. Rozenski denies the allegations in paragraphs 1-14 if not specifically admitted herein.
13. Sgt. Rozenski denies the allegations contained in paragraphs 16-18 of the Complaint and the subparts therein.
14. With regard to paragraph 19 of the Complaint, Sgt. Rozenski denies the allegations in paragraphs 1-18 if not specifically admitted herein.
15. Sgt. Rozenski denies the allegations contained in paragraphs 20-21 of the Complaint and the subparts therein.
16. With regard to paragraph 22 of the Complaint, Sgt. Rozenski denies the allegations in paragraphs 1-21 if not specifically admitted herein.
17. Sgt. Rozenski denies the allegations contained in paragraphs 23-25 of the Complaint and the subparts therein.
18. With regard to paragraph 26 of the Complaint, Sgt. Rozenski denies the allegations in paragraphs 1-25 if not specifically admitted herein.
19. Sgt. Rozenski denies the allegations contained in paragraphs 27-29 of the Complaint and the subparts therein.
20. With regard to paragraph 30, Sgt. Rozenski admits that Plaintiff requests a jury trial. Sgt. Rozenski also requests a jury trial.

21. Sgt. Rozenski denies that Plaintiff is entitled to relief on any claim as set forth in the Complaint.
22. Sgt. Rozenski denies each and every material allegation in the Complaint that is not specifically admitted herein.
23. Sgt. Rozenski affirmatively pleads that neither he nor UAMS terminated Plaintiff as Plaintiff was not employed by UAMS.
24. Sgt. Rozenski affirmatively pleads that Plaintiff was employed by and terminated by Crothall.
25. Sgt. Rozenski affirmatively pleads that he was not a participant in Plaintiff's termination from Crothall.
26. Sgt. Rozenski affirmatively pleads the Complaint fails to state a claim upon which relief may be granted.
27. Sgt. Rozenski affirmatively pleads Plaintiff cannot establish the required elements of any claim raised in the Complaint.
28. Sgt. Rozenski affirmatively pleads he never took an action against Plaintiff for any unlawful reason.
29. Sgt. Rozenski affirmatively pleads he acted in good faith and in an objectively reasonable manner at all times in his interactions with Plaintiff.
30. Sgt. Rozenski affirmatively pleads that he is entitled to qualified immunity under federal law to Plaintiff's federal claims.
31. Sgt. Rozenski affirmatively pleads that he is entitled to immunity under Arkansas Code Annotated § 19-10-305(a) to Plaintiff's state law claims.

32. Sgt. Rozenski affirmatively pleads that he does not have personal liability insurance covering any of the claims raised by Plaintiff in the Complaint.

33. Sgt. Rozenski expressly reserves the right to amend these affirmative defenses based upon discovery in this matter.

WHEREFORE, Sgt. Greg Rozenski, having fully responded to Plaintiff's Complaint, respectfully requests that the Court dismiss the Complaint and for all other just and proper relief to which he is entitled.

Respectfully submitted,

THE BOARD OF TRUSTEES OF
THE UNIVERSITY OF ARKANSAS
On behalf of Sgt. Greg Rozenski

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