



Defendants are without sufficient information to form an opinion or belief as to their truth and therefore deny the same.

4. In response to Paragraphs 10 and 11, of Plaintiff's *Petition for Declaratory Judgment*, Defendants admit that statutory requirements for registration exist under prior and current law. To the extent Paragraphs 10 and 11 contain factual allegations pertaining to Kansas Offender Registration Act (KORA) registration requirements, the statutory text speaks for itself and Defendant admits the requirements of that text as enacted and as amended. The balance of Plaintiff's Paragraph 10 and 11 consists of legal argument and conclusions to which a response is not required.

5. Defendants admit the statements and allegations contained in Paragraphs 14 and 15 of Plaintiff's *Petition for Declaratory Judgment*.

6. In response to Paragraph 16 of Plaintiff's *Petition for Declaratory Judgment*, Defendants admit the Court has authority to enter declaratory relief within its respective jurisdiction, as provided by the text of K.S.A. § 60-1701.

7. Defendants deny the statements and allegations contained in Paragraphs 17, 18 and 19 of Plaintiff's *Petition for Declaratory Judgment*. The balance of these paragraphs consists of legal argument and conclusions to which a response is not required.

8. In response to Paragraph 20 of Plaintiff's *Petition for Declaratory Judgment*, Defendants incorporate herein by reference their admissions, denials and responses to Paragraphs 1 through 19 above.

9. Paragraph 24 of Plaintiff's *Petition for Declaratory Judgment* is a prayer for relief to which no responsive pleading is required.

10. Paragraphs 26 and 27 of Plaintiff's *Petition for Declaratory Judgment* consist of prayers for relief or legal argument and conclusions to which no responsive pleading is required.

11. Paragraph 28 consists of legal argument and conclusions to which no responsive pleading is required.

12. Defendants deny each and every statement and allegation contained in Paragraphs 1 through 28 of Plaintiff's *Petition for Declaratory Judgment* not specifically admitted herein above.

### AFFIRMATIVE DEFENSES

#### First Defense

The relief Plaintiff seeks is expressly barred by K.S.A. § 22-4908.

#### Second Defense

The Kansas Offender Registration Act is remedial in nature. Plaintiff is therefore obligated to comply with valid, subsequent legislative changes in the registration requirements of which he now complains.

#### Third Defense

By use of pseudonym, Defendants are uncertain as to whether Plaintiff is currently registered. If Plaintiff registered after June 30, 2011, under the current statutory enactment of KSORA, he or she has knowingly waived any rights or standing to contest future registration obligations.

#### Fourth Defense

Plaintiff's factual allegations, even if true, fail to state a claim upon which relief may be granted against Defendants.

Additional Affirmative Defenses

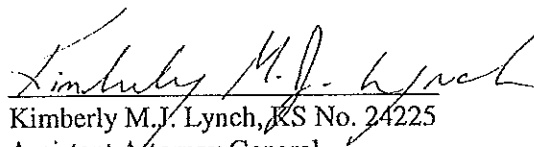
Defendants have insufficient knowledge and information upon which to form an opinion or belief as to whether they may have additional affirmative defenses available at this time. Defendants therefore reserve the right to assert additional affirmative defenses in the event discovery or further investigation indicates they would be appropriate.

WHEREFORE, having fully answered Plaintiff's *Petition for Declaratory Judgment*, Defendants respectfully request that Plaintiff take naught by his petition, that Defendants be awarded their costs of this action and for such other and further relief as the Court deems just and equitable.

Date: March 16, 2012


Respectfully submitted by:

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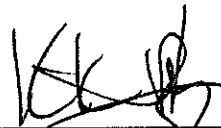
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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing Answer was sent via U.S. mail, postage prepaid, this 16<sup>th</sup> day of March, 2012 to:

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