

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

FRANCIS A.L. ENGLEBRIGHT, and)
ROSELLA ENGLEBRIGHT, individually and)
as co-special administrators of the estate)
of FRANCIS A.L. ENGLEBRIGHT, JR.,)

Plaintiffs,)

v.)

Case No.: 24-CV-00552-CVE-CDL

SHANNON BUHL, KODY FISHER, ERIN)
FAULKENBERRY, BRYAN SMITH, special)
administrator of the estate of BRIAN)
CATCHER, deceased, and UNITED)
STATES OF AMERICA,)

Defendants.)

**PLAINTIFFS' REPLY IN SUPPORT OF
ALTERNATIVE APPLICATION TO AMEND**

COME NOW Plaintiffs in reply in support of their alternative request to amend complaint [Dkt. No. 42] and would show the court as follows:

1. The only reason given by the “Cherokee Defendants” is that any amendment would be futile.

2. It is curious that the “Cherokee Defendants” take the position that they can destroy property and kill an unarmed person with no lawful right and with pure impunity. Maybe the law is a bachelor. Dickens, Oliver Twist, Chapter 51. If it is so, it is a sad commentary on our society. However, as Plaintiffs point out in their briefing, this does not appear to be the law.

WHEREFORE, premises considered, Plaintiffs pray for leave to amend their complaint, assuming there is some defect the court finds in it.

Respectfully submitted,

FRASIER, FRASIER & HICKMAN, LLP

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 30th day of April, 2025, a true, correct, and exact copy of the foregoing document was served *via* electronic notice by the CM/ECF filing system to all parties on their list of parties to be served in effect this date.

By: **s/Steven R. Hickman**
Steven R. Hickman