

NO. 2008-66714

BUCKLEY, WHITE, CASTANEDA
& HOWELL, L.L.P.

Plaintiff,

VS.

CITIBANK, N.A.

Defendant.

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IN THE DISTRICT COURT OF

HARRIS COUNTY, T E X A S

61ST JUDICIAL DISTRICT

CITIBANK, N.A.'S ORIGINAL ANSWER

COMES NOW, ²⁻¹ Citibank, N.A. ("Citibank"), Defendant in the above-styled and numbered cause and, pursuant to the Texas Rules of Civil Procedure, files its Original Answer to Plaintiff Buckley, White, Castaneda & Howell, L.L.P.'s ("BWCH") Original Petition and in support thereof would respectfully show the Court as follows.

GENERAL DENIAL

Citibank asserts a general denial authorized by Rule 92 of the Texas Rules of Civil Procedure generally denying each and every material allegation contained in Plaintiff's Original Petition, says that same is not true in whole or in part, and exercises its legal right to require BWCH to prove all its allegations and causes of action by a preponderance of the evidence and demands strict proof thereof before a jury.

As authorized by the Texas Rules of Civil Procedure, Citibank reserves the right to amend this pleading before trial of this case on the merits.

FILED
BY 12/5/08
CLERK

8787573

PRAYER

WHEREFORE, PREMISES CONSIDERED, Citibank respectfully prays that judgment be entered that Plaintiff BWCH take nothing by reason of its claims, that Citibank recover all costs of suit incurred, and for such other general relief to which it may show itself justly entitled.

Respectfully submitted,

WINSTEAD PC

By: Yasmin Atasi / by permission SMT
Yasmin Atasi
State Bar No. 10435150

JPMorgan Chase Tower
600 Travis Street, Suite 1100
Houston, Texas 77002
Telephone No. (713) 650-8400
Fax No. (713) 650-2400

ATTORNEYS FOR CITIBANK, N.A.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was forwarded to Plaintiff's counsel of record via facsimile and certified mail, return receipt requested, on this the ____ day of December, 2008:

Jeffrey W. Glass
Jeffrey W. Glass, P.C.
2401 Fountainview, Suite 1000
Houston, Texas 77057
Facsimile: 713.789.7703
Certified Mail – Return Receipt Requested

Emily Herbster
Emily Herbster