

CAUSE NO. 471-01040-2022

HENRY MISHKOFF	§	IN THE DISTRICT COURT
	§	
<i>Plaintiff,</i>	§	
	§	
vs.	§	471 ST JUDICIAL DISTRICT
	§	
SONIA BRYANT	§	
	§	
<i>Defendant.</i>	§	COLLIN COUNTY, TEXAS

DEFENDANT’S FIRST AMENDED ANSWER

TO THE HONORABLE JUDGE OF SAID COURT:

Sonia Bryant (“Defendant”) files this First Amended Answer to Plaintiff Henry Mishkoff’s Original Petition, and in support thereof would respectfully show this Honorable Court the following:

I.
GENERAL DENIAL

Pursuant to Rule 92 of the TEXAS RULES OF CIVIL PROCEDURE, Defendant generally denies each and every material allegation asserted by Plaintiff in his Original Petition, including any amendments or supplements thereto, and demands strict proof thereof.

II.
SPECIFIC DENIAL

Defendant specifically denies that all conditions precedent have occurred with regard to any and all of Plaintiff’s causes of action.

III.
AFFIRMATIVE DEFENSES

Defendant, still urging and relying on the matters alleged above, further alleges the following affirmative defenses:

- a) Plaintiff's claims are barred in whole or in part by the doctrine of unclean hands;
- b) Plaintiff's claims are barred in whole or in part by waiver and/or estoppel;
- c) Plaintiff's claims are barred in whole or in part by the statute of frauds;
- d) Plaintiff's claims are barred in whole or in part by the statute of limitations; and
- e) Plaintiff's claims are barred in whole or in part to the extent that they refer to matters that violate the parole evidence rule.

IV.
ATTORNEY'S FEES

Defendant seeks reimbursement of her reasonable and necessary attorney's fees from Plaintiff pursuant to TEX. CIV. PRAC. & REM. CODE § 37.009 and any other applicable provision at law or in equity.

V.
PRAYER

Defendant prays the Court, after notice and hearing or trial, enters judgment that Plaintiff take nothing, awards Defendant the costs of court, attorney's fees, and such other and further relief as Defendant may be entitled to in law or in equity.

Defendant prays for general relief.

Respectfully submitted,

SCHEEF & STONE, LLP

/s/ 7. Chase Garrett

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Attorney for Defendant

CERTIFICATE OF SERVICE

I certify that on August 15, 2022, a true and correct copy of the foregoing was sent to all parties who have made an appearance or their attorney of record in accordance with Texas Rules of Civil Procedure.

/s/ 7. Chase Garrett