

CAUSE NO. 202386973

JOANNA BURKE,

*Plaintiff,*

v.

DEUTSCHE BANK NATIONAL TRUST  
COMPANY, PHH MORTGAGE  
CORPORATION, et al,

*Defendant.*

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IN THE DISTRICT COURT

11<sup>TH</sup> DISTRICT COURT

HARRIS COUNTY, TEXAS

**PHH MORTGAGE CORPORATION's ORIGINAL ANSWER**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, PHH Mortgage Corporation (“PHH”), Defendant in the above-styled and numbered cause, and files this Answer in response to Plaintiff Joanna Burke’s (“Plaintiff”) Original Petition (“Petition”). In support of the foregoing, PHH would respectfully show the Court the following:

1. Pursuant to Rule 92 of the Texas Rules of Civil Procedure, PHH generally denies each and every allegation contained within Plaintiff’s Original Petition and all amendments thereto and demands strict proof thereof as required by the Constitution and the laws of the State of Texas. PHH further reserves the right to plead further and in greater particularity as the case progresses.

2. PHH further asserts that Plaintiff’s claims are barred by res judicata, claim preclusion, issue preclusion, unclean hands, contributory negligence, collateral estoppel, judicial estoppel, and the economic loss doctrine. Further, Plaintiff’s claims are frivolous and subject to sanction and dismissal.

WHEREFORE, PREMISES CONSIDERED, Defendant PHH prays that Plaintiff’s suit be dismissed, and that Plaintiff take nothing by way of her claims. PHH further requests that judgment

be granted in its favor with respect to all claims asserted by Plaintiff, and for all further and other relief, whether at law or in equity, to which PHH may be justly entitled.

Respectfully submitted,

By: /s/ Mark D. Hopkins  
Mark D. Hopkins  
State Bar No. 00793975  
Shelley L. Hopkins  
State Bar No. 24036497  
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**COUNSEL FOR  
PHH MORTGAGE CORPORATION**

**CERTIFICATE OF SERVICE**

Pursuant to Texas Rules of Civil Procedure, I certify that a true and correct copy of the foregoing has been sent on this the 1st day of March 2024 to all parties of record the method indicated below.

Joanna Burke  
46 Kingwood Greens Drive  
Kingwood, Texas 77339  
joanna@2dobermans.com  
**PRO SE PLAINTIFF**

/s/ Mark D. Hopkins  
Mark D. Hopkins