

CAUSE NO. 202417485

DEUTSCHE BANK NATIONAL TRUST § IN THE DISTRICT COURT  
COMPANY, AS TRUSTEE FOR THE §  
REGISTERED HOLDERS OF §  
MORGAN STANLEY ABS CAPITAL I §  
INC. TRUST 2007-HE7 MORTGAGE §  
PASS-THROUGH CERTIFICATES, §  
SERIES 2007-HE7 §  
*Petitioner,* §  
VS. § 234TH JUDICIAL DISTRICT  
§  
§  
DAVID A. HUMMEL AND DIANA L. § HARRIS COUNTY, TEXAS  
HUMMEL §  
*Respondent.* §

**RESPONDENT'S PLEA TO JURISDICTION, OBJECTION TO VENUE AND ORIGINAL ANSWER TO PETITIONER'S APPLICATION FOR FORECLOSURE**

NOW COMES Respondent, Jeremy Hummel, Independent Administrator for the Estate's of DAVID A. HUMMEL AND DIANA L. HUMMEL and files this Original Answer to Petitioner's Application for Expedited Foreclosure, and shows the Court:

**Objection to Jurisdiction and Venue**

Respondent asserts a Special Appearance on the basis that this suit is brought against him in his capacity as the Independent Administrator for the Estates of David Hummel and Diana Hummel. Because this case involves a dispute concerning the respective estates, the respective Harris County Probate Courts for each estate have exclusive jurisdiction.

Subject to the above Plea to the Jurisdiction, Respondent asserts that this is an improper venue. Because this case involves a dispute concerning the respective estates, the respective Harris County Probate Courts for each estate is the proper Venue.

Subject to the above objections to jurisdiction and venue, the Respondent files this Answer.

**Answer/Response**

Respondent asserts a general denial and denies each and every allegation of Petitioner's Application and demands strict proof thereof as required by the Texas Rules of Civil Procedure. Respondent further denies that the number of months of alleged default or the reinstatement or pay off amounts are materially correct.

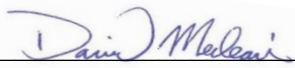
Respondent further reserves the right to amend this response and asks that the Court require mediation prior to the setting of any final hearing so the parties may reach a mutually agreeable resolution.

**PRAYER**

WHEREFORE, Respondent prays that upon final trial or hearing, the Court deny the Petitioner's Application for Expedited foreclosure.

Respectfully submitted,

**Medearis Law Firm, PLLC**

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**ATTORNEY FOR RESPONDENT,  
JEREMY HUMMEL, INDEPENDENT  
ADMINISTRATOR FOR THE ESTATE'S OF  
DAVID A. HUMMEL AND DIANA L.  
HUMMEL**

**CERTIFICATE OF SERVICE**

I hereby certify that on May 3, 2024 a true and correct copy of the attached **RESPONDENT'S PLEA TO JURISDICTION, OBJECTION TO VENUE AND ORIGINAL ANSWER TO PETITIONER'S APPLICATION FOR FORECLOSURE** was mailed certified mail, return receipt requested and/or hand delivered and/or faxed and mailed regular mail and/or served electronically to all counsel of record.



\_\_\_\_\_  
David Medearis

Unofficial Copy Office of Marilyn Burges District Clerk

### Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Mindi Campbell on behalf of David Medearis  
Bar No. 24041465  
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Envelope ID: 87363459  
Filing Code Description: Answer/ Response / Waiver  
Filing Description: Application for Foreclosure  
Status as of 5/3/2024 2:05 PM CST

#### Case Contacts

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