

CAUSE NO. 2024-43586

WELLS FARGO BANK, N.A.

v.

**ERICK MLAK
and STACEY MLAK**

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§

IN THE DISTRICT COURT

OF HARRIS COUNTY, TEXA

270TH DISTRICT COURT

DEFENDANTS' ORIGINAL ANSWER

ON THIS DATE Defendants, Erick Mlak and Stacey Mlak, respectfully file this their Original Answer against Plaintiff, Pushpa Patel Dubey ("Plaintiff") and in support thereof would show the Court as follows:

GENERAL DENIAL

1. Subject to such verified denials and affirmative defenses as are hereafter made, Defendants assert a general denial as is authorized by Rule 92 of the Texas Rules of Civil Procedure. Defendants respectfully request that Plaintiff be required to prove the charges and allegations against Defendants by a preponderance of the evidence as is required by the Constitution and laws of the State of Texas. Also, Defendants reserves the right to amend their answer at a future date in accordance with the Texas Rules of Civil Procedure.

AFFIRMATIVE DEFENSES

2. Even if Plaintiffs proves the allegations set forth in their Original Petition, Defendant is not liable to Plaintiffs because:

- A. unclean hands;
- B. No standing;
- C. Prior Breach;
- D. Estopple;

E. Limitations;

PRAYER

WHEREFORE, PREMISES CONSIDERED, Defendants respectfully requests that upon final hearing or trial herein, Plaintiff takes nothing by way of her causes of action herein; the Court award a judgment in favor of Defendants against Plaintiff, for their actual damages, costs of court, expenses, attorney's fees, pre-judgment and post-judgment interest; and for such other and further relief, both general and special, at law or in equity, to which Defendants may be entitled.

Respectfully Submitted by,

Law Office of Erick DeLaRue, PLLC

By: _____

ERICK DELARUE

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ATTORNEY FOR DEFENDANTS

Unofficial Copy Office of Marilyn Burgess District Clerk

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Erick DeLaRue
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Envelope ID: 93122455
Filing Code Description: Answer/ Response / Waiver
Filing Description: DEFENDANT'S ORIGINAL ANSWER
Status as of 10/14/2024 12:40 PM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
LACY PARKER		LACYPA@BDFGROUP.COM	10/14/2024 11:58:03 AM	SENT

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