

Tab “C”

Tab “C-1”



Tarrant County District Clerk Online

Thomas A. Wilder, District Clerk

Civil - Case and Transaction Information

11/7

Cause Number: 141-300349-18

Date File

KATHY IDA WOLFE

| VS |

AMERICAN AIRLINES GR
INC., ET AL

Cause of Action: INJURY OR DAMAGE, ASSAULT/BATTERY

Case Status: PENDING

File Mark	Description		Assessed Fee	Cr
06-15- 2018	<u>PLTF'S ORIG PET</u>	N I	<u>289.00</u>	
06-15- 2018	<u>COURT COST (PAID) trans #1</u>	Y		
06-15- 2018	<u>CIVIL CASE INFO SHEET</u>	I		
06-15- 2018	<u>CIT-ISSUED ON AMERICAN AIRLINES GROUP INC-On 06/25/2018</u>	N I Svc	<u>8.00</u>	
06-15- 2018	<u>CIT-ISSUED ON LAURA POWERS-On 06/25/2018</u>	N I Svc	<u>8.00</u>	
06-15- 2018	<u>COURT COST (PAID) trans #5</u>	Y		
06-15- 2018	<u>COURT COST (PAID) trans #4</u>	Y		
06-22- 2018	<u>LTR RE CITS TO BE EMAILED</u>	I		
06-27- 2018	<u>CIT RETURN-AMERICAN AIRLINES GROUP INC</u>	I		
06-27- 2018	<u>CIT Tr# 4 RET EXEC(AMERICAN AIRLINES GROUP INC) On 06/26/2018</u>	I		
06-29- 2018	<u>CIT RETURN-LAURA POWERS</u>	I		
06-29- 2018	<u>CIT Tr# 5 RET EXEC(LAURA POWERS) On 06/27/2018</u>	I		
		I		

11/7/2018

Case 4:18-cv-00914-O Document 1-5 Filed 11/09/18 Page 4 of 99 PageID 20			
07-03-2018	<u>MTN OF NON-RESIDENT ATTY LOWE FOR ADMISSION PRO HAC VICE</u>		
07-03-2018	<u>MTN OF RESIDENT PRACTICING ATTY IN SUPPORT OF MTN OF NON-RESIDENT ATTY L. JUSTIN LOWE FOR ADMISSION PRO HAC VICE</u>	I	
07-18-2018	<u>*SETTING ORD TRL WK OF 5/6/19*</u>	I	
07-20-2018	<u>DEFN AMERICAN AIRLINES, INC'S ORIG ANS & AFFIRM DEFENSES</u>	M	
07-24-2018	<u>(PROPOSED) ORD GRANTING MTN FOR ADMISSION OF ATTY I L JUSTIN LOWE PRO HAC VICE</u>	I	
07-24-2018	<u>LTR REQ JURY TRL</u>	I	
07-24-2018	<u>JURY FEE</u>	N	<u>40.00</u>
07-24-2018	<u>COURT COST (PAID) trans #19</u>	Y	
07-25-2018	<u>*ORD GRANTING ADMISS PRO HAC VICE (L JUSTIN LOWE)*</u>	I	
09-20-2018	<u>VACATION LTR (ATTY STARNES)</u>	M	
10-10-2018	<u>PLTF'S MTN FOR ENTRY OF DEFAULT JDG AGNST DEFN LAURA POWERS</u>	I	
10-10-2018	<u>(PROPOSED) ORD GRANTING FINAL DEFAULT JDG AFFDT OF L JUSTIN LOWER OF NON-MILITARY SVC</u>	I	
10-10-2018	<u>CERT OF LKA</u>	I	
10-11-2018	<u>NOT OF HRG 11/9/18 11AM-MTN FOR DEFAULT JDG</u>	I	
10-19-2018	<u>DEFN LAURA POWERS' MTN TO QUASH SVC OF CIT</u>	I	
10-19-2018	<u>(PROPOSED) ORD GRANTING MTN TO QUASH SVC OF CIT</u>	I	
10-23-2018	<u>NOT OF HRG 11/9/18 11AM-DEFN'S MTN TO QUASH</u>	I	

Case 4:18-cv-00914-O Document 1-5 Filed 11/09/18 Page 5 of 99 PageID 21

10-30-	<u>(PROPOSED) AGRD ORD GRANTING DEFN POWERS MTN TO</u>	<u>I</u>
2018	<u>QUASH SVC OF CIT</u>	
10-31-	<u>*AGREED ORD GRANTING DEFN LAURA POWERS' MTN TO</u>	<u>I</u>
2018	<u>QUASH SVC OF CITATION*</u>	<u>M</u>
11-07-	<u>DEFN POWERS' ORIG ANS & AFFIRMATIVE DEFENSES</u>	<u>I</u>
2018		

District Clerk's Office

Tom Vandergriff Civil Courts Building

100 N. Calhoun St., 2nd Floor, Fort Worth, Texas 76196, [Contact Us](#)

Please send questions and comments regarding the District Clerk web site to [District Clerk Webmaster](#)

Tab “C-2”

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,	§	IN THE DISTRICT COURT
	§	
Plaintiff,	§	
	§	
v.	§	_____ JUDICIAL DISTRICT
	§	
AMERICAN AIRLINES GROUP, INC.	§	
a Delaware Corporation, d/b/a	§	
AMERICAN AIRLINES, and LAURA	§	
POWERS, Individually,	§	TARRANT COUNTY, TEXAS
	§	
Defendants	§	

PLAINTIFF'S ORIGINAL PETITION

TO THE HONORABLE JUDGE OF SAID COURT:

KATHY IDA WOLFE (“Wolfe” or “Plaintiff”), files this her Original Petition against **AMERICAN AIRLINES GROUP, INC. d/b/a AMERICAN AIRLINES**, (“American Airlines”) and **LAURA POWERS** (“Powers”), (collectively “Defendants”) and for cause of action would show this Honorable Court the following:

I. DISCOVERY LEVEL

1. Pursuant to Texas Rules of Civil Procedure 190, discovery in this cause is intended to be conducted under level 2 of that rule. Pursuant to Texas Rule of Civil Procedure 47(c), Plaintiff is presently seeking monetary relief over \$200,000.00 but not more than \$1,000,000.00.

II. PARTIES

2. Plaintiff **Kathy Ida Wolfe** is an individual residing in Irving, Dallas County, Texas.

3. Defendant **American Airlines Group, Inc., d/b/a American Airlines** is a foreign corporation authorized to do business in Texas, with its principal place of business in Fort Worth, Tarrant County, Texas, and who may be served through its registered agent C T Corporation System, 1999 Bryan St., Ste. 900, Dallas, TX 75201-3136.

4. Defendant Laura Powers is an individual residing in Denton County, Texas and may be served with process at her residence address of 2201 Bentley Drive, Flower Mound, TX 75028.

III. JURISDICTION AND VENUE

5. This court has jurisdiction over the parties and claims which are the subject of this suit. This Court has jurisdiction over Defendant American Airlines because it is doing business in Tarrant County, Texas and Defendant's headquarters or corporate "nerve center" is located in Tarrant County, Texas. This Court has jurisdiction over Defendant Powers because all or part of the cause of action complained of herein accrued in Tarrant County, Texas. Further, this Court has jurisdiction over this matter because the amount in controversy exceeds the minimum amount required for this Court.

6. Venue is proper in this Court because, *inter alia*, Plaintiff is a resident of Tarrant County, Texas and all or part of the cause of action complained of herein accrued in Tarrant County, Texas.

IV. BACKGROUND

7. The incident, which is the subject of this lawsuit, occurred on June 19, 2016, when Powers committed assault and battery upon the Plaintiff while on board an American Airlines' plane. Defendant Powers, while in the course of her employment, assaulted Plaintiff who was also in the course of her employment. Defendant Powers maliciously dug her fingernails into Plaintiff's arm and scratched Plaintiff in numerous places. Defendant Powers maliciously slammed the door of a beverage cart on Plaintiff's arm and shoulder leaving visible bruises. Defendant Powers then followed the Plaintiff into the cabin where she grabbed Plaintiff's scarf, choking her, and dragging her in the aisle and in front of the passengers.

8. Both the Plaintiff and Powers are employees of American Airlines.

9. Plaintiff followed American Airlines' procedure and reported the incident to other flight attendants, the captain of the flight, DFW Operations, Flight Service employees, the Flight Service Manager, and the Emergency Assistance Program as she was instructed to do.

10. Plaintiff also reported the assault and battery to legal authorities after American Airlines failed to investigate and/or take action to ensure Plaintiff's safety.

11. Plaintiff has sustained physical, mental and emotional injuries, and pain and suffering as a result of the intentional assault and battery by Powers, and as a result of the negligence of American Airlines.

12. Plaintiff has incurred medical expenses related to this matter and will continue to incur medical expenses due to the intentional assault and battery by Powers, and as a result of the negligence of American Airlines.

V. CAUSES OF ACTION AGAINST DEFENDANT AMERICAN AIRLINES

A. *First Cause of Action: Negligence*

13. Plaintiff re-alleges and incorporates by reference herein all of the allegations contained in paragraphs 1-12 above.

14. Plaintiff alleges American Airlines was negligent with regard to its employment of Defendant Powers.

15. American Airlines owed a duty to Plaintiff to hire, supervise, train, and/or retain competent employees. American Airlines had a duty to remain knowledgeable about Powers' competence and fitness. American Airlines knew or should have known that the continued employment of Powers would create an unreasonable risk of harm to others.

16. American Airlines breached its duty.

17. As a direct and proximate result of American Airlines' negligent, intentional and malicious acts, Plaintiff was injured and has sustained physical, mental and emotional injuries, pain and suffering, mental and emotional anguish, loss of sleep, depression and anxiety, and other financial damages. Plaintiff will continue to incur medical bills, suffer depression and anxiety, and mental and emotional anguish, all caused by the negligence of American Airlines, and all to the detriment of Plaintiff herein.

18. The negligent, intentional and malicious acts of American Airlines proximately caused and contributed to the injuries and damages complained of herein by Plaintiff.

B. *Second Cause of Action: Dangerous Work Environment*

19. Plaintiff re-alleges and incorporates by reference herein all of the allegations contained in paragraphs 1-12 above.

20. Plaintiff alleges that American Airlines created or allowed a dangerous work environment to exist by its failure to follow its own policies, procedures, rules and regulations governing the conduct of its employees and the safety of the workplace.

21. Further, American Airlines created or allowed a dangerous work environment to exist by failing to properly investigate the dangerous and illegal actions of its employee, Laura Powers.

22. American Airlines was aware that Powers violated numerous state and federal laws by her assault and battery upon Plaintiff while Powers was an on-duty employee of American Airlines and while on an American Airlines' plane.

23. American Airlines, by failing to ensure Plaintiff's safety as an employee on duty and on an American Airlines' plane, has created and/or allowed to exist a dangerous work environment, and is in violation of numerous state and federal laws, including but not limited to,

Occupational Safety and Health Administration (OSHA), United States Department of Labor (DOL), Federal Aviation Administration (FAA), and Transportation Security Administration (TSA).

24. As a direct and proximate result of American Airlines' negligent, intentional and malicious acts, Plaintiff was injured and has sustained physical, mental and emotional injuries, pain and suffering, mental and emotional anguish, loss of sleep, depression and anxiety, and other financial damages. Plaintiff will continue to incur medical bills, suffer depression and anxiety, and mental and emotional anguish, all caused by the negligence of American Airlines, and all to the detriment of Plaintiff herein.

25. The negligent, intentional and malicious acts of American Airlines proximately caused and contributed to the injuries and damages complained of herein by Plaintiff.

C. Third Cause of Action: Breach of Contract

26. Plaintiff re-alleges and incorporates by reference herein all of the allegations contained in paragraphs 1-12 above.

27. Plaintiff alleges that American Airlines breached its contract with Plaintiff when it failed to follow its own policies, procedures, rules and regulations governing the conduct of its employees, all of which are stated in American Airlines' Work Environment Policy and the Rules of Conduct.

28. Further, American Airlines breached its contract with Plaintiff when it refused to take action concerning the violations of its own policies, procedures, rules and regulations, many of which are also violations of numerous state and federal laws.

29. The tortious acts of American Airlines were done intentionally, maliciously, and with utter disregard for Plaintiff's safety or rights.

30. As a direct and proximate result of American Airlines' negligent, intentional and malicious acts, Plaintiff was injured and has sustained physical, mental and emotional injuries, pain and suffering, mental and emotional anguish, loss of sleep, depression and anxiety, and other financial damages. Plaintiff will continue to incur medical bills, suffer depression and anxiety, and mental and emotional anguish, all caused by the negligence of American Airlines, and all to Plaintiff's detriment.

31. The negligent, intentional and malicious acts of American Airlines proximately caused and contributed to the injuries and damages complained of herein by Plaintiff.

D. Fourth Cause of Action: Negligence Under the Doctrine of Respondeat Superior

32. Plaintiff re-alleges and incorporates by reference herein all of the allegations contained in paragraphs 1-12 above.

33. Plaintiff alleges American Airlines' negligence included, but was not limited to, the hiring, training and retention of Defendant Powers; failure to properly train and/or supervise flight attendants, captains, DFW Operations, Flight Service employees, the Flight Service Manager, the Emergency Assistance Program employees, Human Resource employees, and any and all other employees responsible for investigating dangerous situations and/or violence in the workplace.

34. Further, American Airlines' negligence included, but was not limited to, failure to report the violation of numerous state and federal laws committed by Powers.

35. Under the doctrine of *respondeat superior*, American Airlines is responsible for the actions of its employee, Powers. Plaintiff was injured as a result of a tort committed by American Airlines' employee, Powers. The tort was committed while Powers was acting within the scope of her employment.

36. American Airlines' negligent, deliberate, willful and malicious inactions concerning the dangerous and illegal acts committed by their employee, Powers, while onboard a flight, within the scope of her employment, and while on duty and in uniform, violate the policies, procedures, rules and regulations put in place by American Airlines itself.

37. As a direct and proximate result of American Airlines' negligent, deliberate, willful, and malicious inactions concerning the dangerous and illegal acts committed by its employee, Powers, Plaintiff was injured and has sustained physical, mental and emotional injuries, pain and suffering, mental and emotional anguish, loss of sleep, depression and anxiety, and other financial damages. Plaintiff will continue to incur medical bills, suffer depression and anxiety, and mental and emotional anguish, all caused by the negligence of American Airlines, and all to the detriment of Plaintiff.

38. The negligent, deliberate, willful, and malicious inactions by American Airlines proximately caused and contributed to the injuries and damages complained of herein by Plaintiff.

39. Plaintiff asserts a claim against American Airlines for negligence under the Doctrine of *respondeat superior*.

VI. CAUSES OF ACTION AGAINST DEFENDANT LAURA POWERS

A. Fifth Cause of Action: Negligence

40. Plaintiff re-alleges and incorporates by reference herein all of the allegations contained in paragraphs 1-12 above.

41. Plaintiff alleges that said incident occurred as a direct result of the negligence of Defendant Powers, in that Powers negligently failed to follow proper procedure and protocol on June 19, 2016, and did breach her duty thereby causing physical, mental, and emotional injury to Plaintiff.

42. As a direct and proximate result of Powers' breach of duty, and negligent and tortious acts, Plaintiff was injured and has sustained physical, mental and emotional injuries, pain and suffering, mental and emotional anguish, loss of sleep, depression and anxiety, and other financial damages. Plaintiff will continue to incur medical bills, suffer depression and anxiety, and mental and emotional anguish, all caused by the negligence of Powers, and all to Plaintiff's detriment.

43. The acts of Powers herein proximately caused and contributed to the injuries and damages complained of herein by Plaintiff.

B. Sixth Cause of Action: Assault and Battery

44. Plaintiff re-alleges and incorporates by reference herein all of the allegations contained in paragraphs 1-12 above.

45. Plaintiff alleges that said incident occurred as a direct result of the intentionally, knowing, and/or reckless conduct of Defendant Powers, when she made contact with Plaintiff's person and caused physical, mental, and emotional injury to Plaintiff.

46. As a direct and proximate result of Powers' negligent, deliberate, willful, and malicious assault and battery, Plaintiff was injured and has sustained physical, mental and emotional injuries, pain and suffering, mental and emotional anguish, loss of sleep, depression and anxiety, and other financial damages. Plaintiff will continue to incur medical bills, suffer depression and anxiety, and mental and emotional anguish, all caused by Powers' negligence, and all to Plaintiff's detriment.

47. The negligent, deliberate, willful, and malicious assault and battery committed by Powers proximately caused and contributed to the injuries and damages complained of herein by Plaintiff.

VII. REQUEST FOR JURY TRIAL

48. Contemporaneous with the filing herewith, Plaintiff has paid the jury fee and makes a demand that the case be brought before the jury for a trial on all matters.

PRAYER

WHEREFORE PREMISES CONSIDERED, Plaintiff **Kathy Ida Wolfe** requests that Defendants **American Airlines Group, d/b/a American Airlines** and **Laura Powers** be cited to appear and answer and that upon final trial, Wolfe have judgment against Defendants for:

1. Past and future medical expenses;
2. Past and future physical pain and suffering;
3. Past and future physical impairment;
4. Past and future mental anguish and suffering;
5. Pre-judgment interest;
6. Post-judgment interest;
7. Reasonable attorneys' fees;
8. All costs of court; and
9. Such other and further relief to which Wolfe may be justly entitled either at law or in equity.

Respectfully submitted,

LIBBY SPARKS WILLIS STARNES PLLC

5950 Berkshire Lane, Suite 200

Dallas, TX 75225

T: (214) 390-2300

F: (214) 390-9965



Ryan A. Starnes

State Bar No. 24070669

rstarnes@libbysparks.com

ATTORNEY FOR PLAINTIFF

Tab “C-3”

CIVIL CASE INFORMATION SHEET

Case 4:18-cv-00914-O Document 1-1 Filed 11/09/18 Page 17 of 99 PageID 33
 CAUSE NUMBER (FOR CLERK USE ONLY): COURT (FOR CLERK USE ONLY):

STYLED Wolfe v. American Airlines Group, Inc. et al

(e.g., John Smith v. All American Insurance Co; In re Mary Ann Jones; In the Matter of the Estate of George Jackson)

A civil case information sheet must be completed and submitted when an original petition or application is filed to initiate a new civil, family law, probate, or mental health case or when a post-judgment petition for modification or motion for enforcement is filed in a family law case. The information should be the best available at the time of filing.

1. Contact information for person completing case information sheet:		Names of parties in case:		Person or entity completing sheet is:
Name: Ryan A. Starnes	Email: rstarnes@libbysparks.com	Plaintiff(s)/Petitioner(s): Kathy Ida Wolfe		<input checked="" type="checkbox"/> Attorney for Plaintiff/Petitioner <input type="checkbox"/> Pro Se Plaintiff/Petitioner <input type="checkbox"/> Title IV-D Agency <input type="checkbox"/> Other:
Address: 5950 Berkshire Lane, Suite 200	Telephone: 214-390-2300	Defendant(s)/Respondent(s): American Airlines Group, Inc., d/b/a American Airlines, and Laura Powers, Individually		Additional Parties in Child Support Case: Custodial Parent: Non-Custodial Parent: Presumed Father:
City/State/Zip: Dallas, TX 75225	Fax: 214-390-9665	[Attach additional page as necessary to list all parties]		
Signature: /s/ Ryan A. Starnes	State Bar No: 24070669			

2. Indicate case type, or identify the most important issue in the case (select only 1):				
Civil			Family Law	
Contract <i>Debt/Contract</i> <input type="checkbox"/> Consumer/DTPA <input type="checkbox"/> Debt/Contract <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Other Debt/Contract: <i>Foreclosure</i> <input type="checkbox"/> Home Equity—Expedited <input type="checkbox"/> Other Foreclosure <input type="checkbox"/> Franchise <input type="checkbox"/> Insurance <input type="checkbox"/> Landlord/Tenant <input type="checkbox"/> Non-Competition <input type="checkbox"/> Partnership <input type="checkbox"/> Other Contract:	Injury or Damage <input checked="" type="checkbox"/> Assault/Battery <input type="checkbox"/> Construction <input type="checkbox"/> Defamation <i>Malpractice</i> <input type="checkbox"/> Accounting <input type="checkbox"/> Legal <input type="checkbox"/> Medical <input type="checkbox"/> Other Professional Liability: <input type="checkbox"/> Motor Vehicle Accident <input type="checkbox"/> Premises <i>Product Liability</i> <input type="checkbox"/> Asbestos/Silica <input type="checkbox"/> Other Product Liability List Product: <input type="checkbox"/> Other Injury or Damage:	Real Property <input type="checkbox"/> Eminent Domain/ Condemnation <input type="checkbox"/> Partition <input type="checkbox"/> Quiet Title <input type="checkbox"/> Trespass to Try Title <input type="checkbox"/> Other Property: Related to Criminal Matters <input type="checkbox"/> Expunction <input type="checkbox"/> Judgment Nisi <input type="checkbox"/> Non-Disclosure <input type="checkbox"/> Seizure/Forfeiture <input type="checkbox"/> Writ of Habeas Corpus— Pre-indictment <input type="checkbox"/> Other:	Marriage Relationship <input type="checkbox"/> Annulment <input type="checkbox"/> Declare Marriage Void <i>Divorce</i> <input type="checkbox"/> With Children <input type="checkbox"/> No Children Other Family Law <input type="checkbox"/> Enforce Foreign Judgment <input type="checkbox"/> Habeas Corpus <input type="checkbox"/> Name Change <input type="checkbox"/> Protective Order <input type="checkbox"/> Removal of Disabilities of Minority <input type="checkbox"/> Other:	Post-judgment Actions (non-Title IV-D) <input type="checkbox"/> Enforcement <input type="checkbox"/> Modification—Custody <input type="checkbox"/> Modification—Other Title IV-D <input type="checkbox"/> Enforcement/Modification <input type="checkbox"/> Paternity <input type="checkbox"/> Reciprocals (UIFSA) <input type="checkbox"/> Support Order Parent-Child Relationship <input type="checkbox"/> Adoption/Adoption with Termination <input type="checkbox"/> Child Protection <input type="checkbox"/> Child Support <input type="checkbox"/> Custody or Visitation <input type="checkbox"/> Gestational Parenting <input type="checkbox"/> Grandparent Access <input type="checkbox"/> Parentage/Paternity <input type="checkbox"/> Termination of Parental Rights <input type="checkbox"/> Other Parent-Child:
Employment <input type="checkbox"/> Discrimination <input type="checkbox"/> Retaliation <input type="checkbox"/> Termination <input type="checkbox"/> Workers' Compensation <input checked="" type="checkbox"/> Other Employment:	Other Civil <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Administrative Appeal <input type="checkbox"/> Antitrust/Unfair Competition <input type="checkbox"/> Code Violations <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Intellectual Property </div> <div style="width: 45%;"> <input type="checkbox"/> Lawyer Discipline <input type="checkbox"/> Perpetuate Testimony <input type="checkbox"/> Securities/Stock <input type="checkbox"/> Tortious Interference <input type="checkbox"/> Other: </div> </div>			
Tax <input type="checkbox"/> Tax Appraisal <input type="checkbox"/> Tax Delinquency <input type="checkbox"/> Other Tax	Probate & Mental Health <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <i>Probate/Wills/Intestate Administration</i> <input type="checkbox"/> Dependent Administration <input type="checkbox"/> Independent Administration <input type="checkbox"/> Other Estate Proceedings </div> <div style="width: 45%;"> <input type="checkbox"/> Guardianship—Adult <input type="checkbox"/> Guardianship—Minor <input type="checkbox"/> Mental Health <input type="checkbox"/> Other: </div> </div>			

3. Indicate procedure or remedy, if applicable (may select more than 1):		
<input type="checkbox"/> Appeal from Municipal or Justice Court <input type="checkbox"/> Arbitration-related <input type="checkbox"/> Attachment <input type="checkbox"/> Bill of Review <input type="checkbox"/> Certiorari <input type="checkbox"/> Class Action	<input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Garnishment <input type="checkbox"/> Interpleader <input type="checkbox"/> License <input type="checkbox"/> Mandamus <input type="checkbox"/> Post-judgment	<input type="checkbox"/> Prejudgment Remedy <input type="checkbox"/> Protective Order <input type="checkbox"/> Receiver <input type="checkbox"/> Sequestration <input type="checkbox"/> Temporary Restraining Order/Injunction <input type="checkbox"/> Turnover

4. Indicate damages sought (do not select if it is a family law case):
<input type="checkbox"/> Less than \$100,000, including damages of any kind, penalties, costs, expenses, pre-judgment interest, and attorney fees <input type="checkbox"/> Less than \$100,000 and non-monetary relief <input type="checkbox"/> Over \$100,000 but not more than \$200,000 <input checked="" type="checkbox"/> Over \$200,000 but not more than \$1,000,000 <input type="checkbox"/> Over \$1,000,000

Tab “C-4”

THE STATE OF TEXAS
DISTRICT COURT, TARRANT COUNTY

CITATION

Cause No. 141-300349-18

KATHY IDA WOLFE

VS.

AMERICAN AIRLINES GROUP, INC., ET AL

TO: AMERICAN AIRLINES GROUP INC

D/B/A AMERICAN AIRLINES

B/S REG AGENT-CT CORPORATION SYSTEM 1999 BRYAN ST STE 900 DALLAS, TX 75201-3

You said DEFENDANT are hereby commanded to appear by filing a written answer to the PLAINTIFF'S ORIGINAL PETITION at or before 10 o'clock A.M. of the Monday next after the expiration of 20 days after the date of service hereof before the 141st District Court, 100 N CALHOUN, in and for Tarrant County, Texas, at the Courthouse in the City of Fort Worth, Tarrant County, Texas said PLAINTIFF being

KATHY IDA WOLFE

Filed in said Court on June 15th, 2018 Against
AMERICAN AIRLINES GROUP INC, LAURA POWERS

For suit, said suit being numbered 141-300349-18 the nature of which demand is as shown on said PLAINTIFF'S ORIGINAL PETITION a copy of which accompanies this citation.

RYAN A STARNES

Attorney for KATHY IDA WOLFE Phone No (214)390-2300

Address 5950 BERKSHIRE LN STE 200 DALLAS, TX 75225

Thomas A. Wilder, Clerk of the District Court of Tarrant County, Texas. Given under my hand and the seal of said Court, at office in the City of Fort Worth, this the 25th day of June, 2018.

By

Deputy

AMANDA CARTER

NOTICE: You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 AM. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you.

Thomas A. Wilder, Tarrant County District Clerk, 100 N CALHOUN, FORT WORTH TX 76196-0402

OFFICER'S RETURN *14130034918000004*

Received this Citation on the _____ day of _____, _____ at _____ o'clock _____ M; and executed at _____ within the county of _____, State of _____ at _____ o'clock _____ M on the _____ day of _____, _____ by delivering to the within named (Def.): _____ defendant(s), a true copy of this Citation together with the accompanying copy of PLAINTIFF'S ORIGINAL PETITION, having first endorsed on same the date of delivery.

Authorized Person/Constable/Sheriff: _____

County of _____ State of _____ By _____ Deputy

Fees \$ _____

State of _____ County of _____ (Must be verified if served outside the State of Texas)

Signed and sworn to by the said _____ before me this _____ day of _____, _____

to certify which witness my hand and seal of office

(Seal)

County of _____, State of _____

Cause No. 141-300349-18

KATHY IDA WOLFE

VS.

AMERICAN AIRLINES GROUP,
INC., ET AL

ISSUED

This 25th day of June, 2018

Thomas A. Wilder
Tarrant County District Clerk
100 N CALHOUN
FORT WORTH TX 76196-0402

By AMANDA CARTER Deputy

RYAN A STARNES
Attorney for: KATHY IDA WOLFE
Phone No. (214)390-2300
ADDRESS: 5950 BERKSHIRE LN STE 200

DALLAS, TX 75225

CIVIL LAW



14130034918000004

SERVICE FEES NOT COLLECTED
BY TARRANT COUNTY DISTRICT CLERK
ORIGINAL

Tab “C-5”

THE STATE OF TEXAS
DISTRICT COURT, TARRANT COUNTY

CITATION

Cause No. 141-300349-18

KATHY IDA WOLFE
VS.
AMERICAN AIRLINES GROUP, INC., ET AL

TO: LAURA POWERS

2201 BENTLEY DR FLOWER MOUND, TX 75028-

You said DEFENDANT are hereby commanded to appear by filing a written answer to the PLAINTIFF'S ORIGINAL PETITION at or before 10 o'clock A.M. of the Monday next after the expiration of 20 days after the date of service hereof before the 141st District Court, 100 N CALHOUN, in and for Tarrant County, Texas, at the Courthouse in the City of Fort Worth, Tarrant County, Texas said PLAINTIFF being

KATHY IDA WOLFE

Filed in said Court on June 15th, 2018 Against
AMERICAN AIRLINES GROUP INC, LAURA POWERS

For suit, said suit being numbered 141-300349-18 the nature of which demand is as shown on said PLAINTIFF'S ORIGINAL PETITION a copy of which accompanies this citation.

RYAN A STARNES
Attorney for KATHY IDA WOLFE Phone No. (214)390-2300
Address 5950 BERKSHIRE LN STE 200 DALLAS, TX 75225

Thomas A. Wilder, Clerk of the District Court of Tarrant County, Texas. Given under my hand and the seal of said Court, at office in the City of Fort Worth, this 25th day of June, 2018.

By Amanda Carter Deputy
AMANDA CARTER

NOTICE: You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 AM. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you.

Thomas A. Wilder, Tarrant County District Clerk, 100 N CALHOUN, FORT WORTH TX 76196-0402

OFFICER'S RETURN *14130034918000005*

Received this Citation on the _____ day of _____, _____ at _____ o'clock ____M; and executed at _____ within the county of _____, State of _____ at _____ o'clock ____M on the _____ day of _____, _____ by delivering to the within named (Def.): _____ defendant(s), a true copy of this Citation together with the accompanying copy of PLAINTIFF'S ORIGINAL PETITION, having first endorsed on same the date of delivery.

Authorized Person/Constable/Sheriff: _____

County of _____ State of _____ By _____ Deputy

Fees \$ _____

State of _____ County of _____ (Must be verified if served outside the State of Texas)

Signed and sworn to by the said _____ before me this _____ day of _____, _____ to certify which witness my hand and seal of office

(Seal)

County of _____, State of _____

Cause No. 141-300349-18

KATHY IDA WOLFE

VS.

AMERICAN AIRLINES GROUP,
INC., ET AL

ISSUED

This 25th day of June, 2018

Thomas A. Wilder
Tarrant County District Clerk
100 N CALHOUN
FORT WORTH TX 76196-0402

By AMANDA CARTER Deputy

RYAN A STARNES
Attorney for: KATHY IDA WOLFE
Phone No. (214)390-2300
ADDRESS: 5950 BERKSHIRE LN STE 200

DALLAS, TX 75225

CIVIL LAW



14130034918000005

SERVICE FEES NOT COLLECTED

BY TARRANT COUNTY DISTRICT CLERK

ORIGINAL

Tab “C-6”

141-300349-18

FILED
TARRANT COUNTY
6/27/2018 2:12 PM
THOMAS A. WILDER
DISTRICT CLERK

RETURN OF SERVICE

State of Texas

County of Tarrant

141st Judicial District Court

Case Number: 141-300349-18

Plaintiff:

Kathy Ida Wolfe

vs.

Defendants:

American Airlines Group, Inc., et al

Received these papers on the 25th day of June, 2018 at 1:00 pm to be served on **American Airlines Group, Inc. d/b/a American Airlines C/O C.T. Corporation System; Registered Agent at:**

1999 Bryan Street, Suite 900, Dallas, Dallas County, TX 75201.

I, Vince Carroccia, do hereby affirm that on the **26th day of June, 2018 at 1:25 pm, I:**

Delivered to the within named Corporation a true copy of the Citation with Plaintiff's Original Petition with the date of delivery endorsed thereon by me, to C.T. Corporation System as Registered Agent and personally delivered to their designated agent for acceptance of delivery of process Ana Guel and informing said person of the contents thereof.

"My name is Vince Carroccia. My date of birth is 01/XX/1962. My address is 1720 Winding Creek Lane, Rockwall, Texas 75032, USA. I declare under the penalty of perjury that the foregoing is true and correct. Executed in Dallas County, State of Texas, on the 27TH day of June, 2018."



Vince Carroccia

PSC305, EXP. 11/30/2019

Our Job Serial Number: PEL-2018001624

THE STATE OF TEXAS
DISTRICT COURT, TARRANT COUNTY

CITATION

Cause No. 141-300349-18

KATHY IDA WOLFE
VS.
AMERICAN AIRLINES GROUP, INC., ET AL

TO: AMERICAN AIRLINES GROUP INC

D/B/A AMERICAN AIRLINES

B/S REG AGENT-CT CORPORATION SYSTEM 1999 BRYAN ST STE 900 DALLAS, TX 75201-3

You said DEFENDANT are hereby commanded to appear by filing a written answer to the PLAINTIFF'S ORIGINAL PETITION at or before 10 o'clock A.M. of the Monday next after the expiration of 20 days after the date of service hereof before the 141st District Court, 100 N CALHOUN, in and for Tarrant County, Texas, at the Courthouse in the City of Fort Worth, Tarrant County, Texas said PLAINTIFF being

KATHY IDA WOLFE

Filed in said Court on June 15th, 2018 Against
AMERICAN AIRLINES GROUP INC, LAURA POWERS

For suit, said suit being numbered 141-300349-18 the nature of which demand is as shown on said PLAINTIFF'S ORIGINAL PETITION a copy of which accompanies this citation.

RYAN A STARNES
Attorney for KATHY IDA WOLFE Phone No. (214)390-2300
Address 5950 BERKSHIRE LN STE 200 DALLAS, TX 75225

Thomas A. Wilder, Clerk of the District Court of Tarrant County, Texas. Given under my hand and the seal of said Court, at office in the City of Fort Worth, this the 25th day of June, 2018.

By

AMANDA CARTER



A CERTIFIED COPY
ATTEST: 06/25/2018
THOMAS A. WILDER
DISTRICT CLERK
TARRANT COUNTY, TEXAS
BY: /s/ Amanda Carter

NOTICE: You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 AM. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you.

Thomas A. Wilder, Tarrant County District Clerk, 100 N CALHOUN, FORT WORTH TX 76196-0402

OFFICER'S RETURN *14130034918000004*

Received this Citation on the _____ day of _____, _____ at _____ o'clock _____ M; and executed at _____ within the county of _____, State of _____ at _____ o'clock _____ M on the _____ day of _____, _____ by delivering to the within named (Def.): _____ defendant(s), a true copy of this Citation together with the accompanying copy of PLAINTIFF'S ORIGINAL PETITION, having first endorsed on same the date of delivery.

Authorized Person/Constable/Sheriff: _____

County of _____ State of _____ By _____ Deputy

Fees \$ _____

State of _____ County of _____ (Must be verified if served outside the State of Texas)

Signed and sworn to by the said _____ before me this _____ day of _____, _____

to certify which witness my hand and seal of office

(Seal)

County of _____, State of _____

CITATION

Cause No. 141-300349-18

KATHY IDA WOLFE

VS.

AMERICAN AIRLINES GROUP,
INC., ET AL

ISSUED

This 25th day of June, 2018

Thomas A. Wilder
Tarrant County District Clerk
100 N CALHOUN
FORT WORTH TX 76196-0402

By AMANDA CARTER Deputy

RYAN A STARNES
Attorney for: KATHY IDA WOLFE
Phone No. (214)390-2300
ADDRESS: 5950 BERKSHIRE LN STE 200

DALLAS, TX 75225

CIVIL LAW



14130034918000004

SERVICE FEES NOT COLLECTED
BY TARRANT COUNTY DISTRICT CLERK
ORIGINAL



Tab “C-7”

141-300349-18

FILED
TARRANT COUNTY
6/29/2018 4:38 PM
THOMAS A. WILDER
DISTRICT CLERK

RETURN OF SERVICE

State of Texas

County of Tarrant

141st Judicial District Court

Case Number: 141-300349-18

Plaintiff:

Kathy Ida Wolfe

vs.

Defendants:

American Airlines Group, Inc., et al

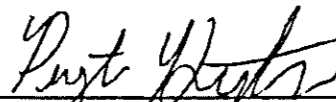
Received these papers on the 25th day of June, 2018 at 1:00 pm to be served on **Laura Powers** at:

2201 Bentley Drive, Flower Mound, Denton County, TX 75028.

I, Peyton Hutchinson, do hereby affirm that on the **27th day of June, 2018** at **7:09 pm**, I:

INDIVIDUALLY/PERSONALLY delivered a true copy of the Citation with Plaintiff's Original Petition with the date of delivery endorsed thereon by me, to: **Laura Powers** at the address of: **2201 Bentley Drive, Flower Mound, Denton County, TX 75028**, and informed said person of the contents therein, in compliance with state statutes.

"My name is Peyton Hutchinson My date of birth is 04/XX/1991. My address is 6150 Alma Road, Apartment 2240, McKinney, Texas 75070 USA. I declare under the penalty of perjury that the foregoing is true and correct. Executed in Denton County, State of Texas, on the 28TH day of June, 2018."


Peyton Hutchinson
PSC11644; EXP. 9/30/2018

Our Job Serial Number: PEL-2018001625

THE STATE OF TEXAS
DISTRICT COURT, TARRANT COUNTY

CITATION

Cause No. 141-300349-18

KATHY IDA WOLFE
VS.
AMERICAN AIRLINES GROUP, INC., ET AL

TO: LAURA POWERS

2201 BENTLEY DR FLOWER MOUND, TX 75028-

You said DEFENDANT are hereby commanded to appear by filing a written answer to the PLAINTIFF'S ORIGINAL PETITION at or before 10 o'clock A.M. of the Monday next after the expiration of 20 days after the date of service hereof before the 141st District Court, 100 N CALHOUN, in and for Tarrant County, Texas, at the Courthouse in the City of Fort Worth, Tarrant County, Texas said PLAINTIFF being

KATHY IDA WOLFE

Filed in said Court on June 15th, 2018 Against
AMERICAN AIRLINES GROUP INC, LAURA POWERS

For suit, said suit being numbered 141-300349-18 the nature of which demand is as shown on said PLAINTIFF'S ORIGINAL PETITION a copy of which accompanies this citation.

RYAN A STARNES
Attorney for KATHY IDA WOLFE Phone No. (214)390-2300
Address 5950 BERKSHIRE LN STE 200 DALLAS, TX 75225

Thomas A. Wilder, Clerk of the District Court of Tarrant County, Texas. Given under my hand and the seal of said Court, at office in the City of Fort Worth, this 25th day of June, 2018.

By

AMANDA CARTER



A CERTIFIED COPY
ATTEST: 06/25/2018
THOMAS A. WILDER
DISTRICT CLERK
TARRANT COUNTY, TEXAS
BY: /s/ Amanda Carter

NOTICE: You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 AM. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you.

Thomas A. Wilder, Tarrant County District Clerk, 100 N CALHOUN, FORT WORTH TX 76196-0402

OFFICER'S RETURN *14130034918000005*

Received this Citation on the _____ day of _____, _____ at _____ o'clock _____ M; and executed at _____ within the county of _____, State of _____ at _____ o'clock _____ M on the _____ day of _____, _____ by delivering to the within named (Def.): _____ defendant(s), a true copy of this Citation together with the accompanying copy of PLAINTIFF'S ORIGINAL PETITION, having first endorsed on same the date of delivery.

Authorized Person/Constable/Sheriff: _____

County of _____ State of _____ By _____ Deputy

Fees \$ _____

State of _____ County of _____ (Must be verified if served outside the State of Texas)

Signed and sworn to by the said _____ before me this _____ day of _____, _____

to certify which witness my hand and seal of office

(Seal)

County of _____, State of _____

Tab “C-8”

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,	§	IN THE DISTRICT COURT
	§	
Plaintiff,	§	
	§	
v.	§	
	§	141st JUDICIAL DISTRICT
AMERICAN AIRLINES GROUP, INC.	§	
a Delaware Corporation, d/b/a	§	
AMERICAN AIRLINES, and LAURA	§	
POWERS, Individually,	§	
	§	
Defendants	§	TARRANT COUNTY, TEXAS

**MOTION OF NON-RESIDENT ATTORNEY, L. JUSTIN LOWE,
FOR ADMISSION *PRO HAC VICE***

TO THE HONORABLE DISTRICT COURT JUDGE:

L. Justin Lowe (“Applicant”) files this Motion of Non-Resident Attorney for Admission *Pro Hac Vice* in the above-captioned matter, and states as follows:

1. Applicant seeks permission to appear *Pro Hac Vice* as counsel for Kathy Ida Wolfe, Plaintiff in the above-titled and numbered cause of action.
2. Applicant is an attorney with the law firm of JUSTIN LOWE, P.C., 3133 N.W. 63rd Street, Oklahoma City, OK 73116, Phone: 405-848-7777, Fax: 405-767-0529; and email: justin@justinlowepc.com.
3. Applicant will be associated in this proceeding with Ryan A. Starnes, a resident attorney whose Texas State Bar Number is 24070669. Mr. Starnes is a licensed attorney who practices with the firm of Libby Sparks Willis Starnes PLLC, 5950 Berkshire Lane, Suite 200, Dallas, TX 75225, Phone: 214-390-2300, Fax: 214-390-9965, email: rstarnes@libbysparks.com.
4. Applicant has appeared or sought leave to appear or participate in the following Texas cases within the past two years: United States District Court Northern District of Texas, 3:13-cv-

01429-N, Smith v. Bonsell et al; United States District Court Northern District of Texas, 2:18-cr-00017-D-BR, USA v. Williams et al.

5. Applicant is an active member in good standing with the State of Oklahoma (Bar No. 18958) and is admitted to practice law in the USDC Western District of Oklahoma, USDC Northern District of Oklahoma, USDC Eastern District of Oklahoma, the United States Court of Appeals for the Tenth Circuit, the Supreme Court of the State of Oklahoma and the Supreme Court of the United States.

6. Pursuant to Tex. R. Govern. Bar Adm'n. XIX(a), Applicant has filed an Application for Admission *Pro Hac Vice* with the Texas Board of Law Examiners and paid the \$250.00 filing fee. The Texas Board of Law Examiners' letter acknowledging the application is attached as Exhibit A.

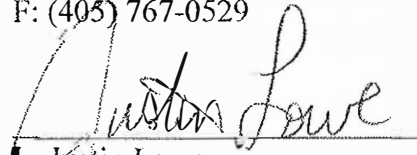
7. Applicant has not been the subject of disciplinary actions by the bar or the courts of any jurisdiction in which he is licensed in the past five years. Applicant has not been denied admission to the courts of any state or to any federal court during the past five years.

8. Applicant attests that he is familiar with the State Bar Act, the State Bar Rules, the Texas Disciplinary Rules of Professional Conduct governing the conduct of members of the State Bar of Texas and the Tarrant County Local Rules. Applicant attests that he will at all times abide by and comply with the same, so long as this lawsuit is pending and he has not withdrawn as counsel in the proceeding.

WHEREFORE, Applicant respectfully requests that the Court grant Applicant's Motion, and enter an order allowing him to participate as one of the attorneys for Plaintiff Kathy Ida Wolfe in the above-titled and numbered cause of action.

Respectfully submitted,

JUSTIN LOWE, P.C.
3133 N.W. 63rd Street
Oklahoma City, OK 73116
T: (405) 848-7777
F: (405) 767-0529

A handwritten signature in cursive script, reading "Justin Lowe", written over a horizontal line.

Justin Lowe
Oklahoma Bar No. 18958
justin@justinlowepc.com

CERTIFICATE OF SERVICE

I hereby certify that on July 3, 2018 the above and foregoing was caused to be served on all interested parties via the Court's CM/ECF system.

/s/ Ryan A. Starnes

Ryan A. Starnes

Board of Law Examiners

Appointed by the Supreme Court of Texas

June 28, 2018

Lyle Justin Lowe

Via: E-Mail

Acknowledgment Letter

Non-Resident Attorney Fee

According to Texas Government Code §82.0361, "a nonresident attorney requesting permission to participate in proceedings in a court in this state shall pay a fee of \$250 for each case in which the attorney is requesting to participate."

This Acknowledgement Letter serves as proof that the Board of Law Examiners has received \$250 in connection with the following matter:

Non-resident attorney: Lyle Justin Lowe

Case: 141-300349-18

Texas court or body: 141st Judicial District, Tarrant County

After satisfying the fee requirement, a non-resident attorney shall file a motion in the Texas court or body in which the non-resident attorney is requesting permission to appear. The motion shall contain the information and statements required by Rule XIX(a) of the Rules Governing Admission to the Bar of Texas. The motion must be accompanied by this Acknowledgment Letter and by a motion from a resident practicing Texas attorney that contains the statements required by Rule XIX(b).

The decision to grant or deny a non-resident attorney's motion for permission to participate in the proceedings in a particular cause is made by the Texas court or body in which it is filed.

For more information, please see Rule XIX of the Rules Governing Admission to the Bar of Texas and §82.0361, of the Texas Government Code, which can be found on the Board's website.

Signed,



Susan Henricks
Executive Director

MAILING ADDRESS

Post Office Box 13486

Austin, Texas 78711-3486

TELEPHONE: 512- 463-1621 - FACSIMILE: 512- 463-5300

WEBSITE: www.ble.texas.gov

STREET ADDRESS

205 West 14th Street, Ste.500

Austin, Texas 78701

EXHIBIT A

Tab “C-9”

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,	§	IN THE DISTRICT COURT
	§	
Plaintiff,	§	
	§	
v.	§	
	§	141st JUDICIAL DISTRICT
AMERICAN AIRLINES GROUP, INC.	§	
a Delaware Corporation, d/b/a	§	
AMERICAN AIRLINES, and LAURA	§	
POWERS, Individually,	§	
	§	
Defendants	§	TARRANT COUNTY, TEXAS

**MOTION OF RESIDENT PRACTICING ATTORNEY IN SUPPORT OF
MOTION OF NON-RESIDENT ATTORNEY, L. JUSTIN LOWE,
FOR ADMISSION *PRO HAC VICE***

TO THE HONORABLE DISTRICT COURT JUDGE:

Pursuant to Rule XIX(b) of the Rules Governing Admission to the Bar of Texas, Ryan A. Starnes (“Movant”) files this Motion of Resident Practicing Attorney in Support of Motion of Non-Resident Attorney, L. Justin Lowe, for Admission *Pro Hac Vice*, and respectfully states as follows:

1. Movant is an active member in good standing of the Texas State Bar. Movant’s Texas State Bar Number is 24070669. Movant is a resident attorney who practices with the law firm of Libby Sparks Willis Starnes PLLC, 5950 Berkshire Lane, Suite 200, Dallas, TX 75225, Phone: 214-390-2300, Fax: 214-390-9965, email: rstarnes@libbysparks.com.

2. L. Justin Lowe (“Applicant”) has sought permission to appear pro hac vice as counsel for Plaintiff, Kathy Ida Wolfe (“Wolfe”) in the above-titled and numbered proceeding. Applicant will be associated with Movant in this proceeding.

3. Movant finds Applicant, who is an active member in good standing with the State of Oklahoma (Bar No. 18958), and admitted to practice law in the USDC Western District of Oklahoma, USDC Northern District of Oklahoma, USDC Eastern District of Oklahoma, United

States Court of Appeals for the Tenth Circuit, Supreme Court of the State of Oklahoma, and the Supreme Court of the United States, to be a reputable attorney, and recommends that Applicant be granted permission to participate in the above-titled and numbered proceeding before this Court.

WHEREFORE, Movant respectfully requests that the Court grant Applicant's Motion, and enter an order allowing him to participate as one of the attorneys for Kathy Ida Wolfe, Plaintiff in the above-titled and numbered cause of action.

Respectfully submitted,

LIBBY SPARKS WILLIS STARNES PLLC

5950 Berkshire Lane, Suite 200

Dallas, TX 75225

T: 214-390-2300

F: 214-390-9965



Ryan A. Starnes

State Bar No. 24070669

rstarnes@libbysparks.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on July 3, 2018 a true and correct copy of the foregoing Motion was served on all interested parties via the Court's ECF system.



Ryan A. Starnes

Tab “C-10”



John P. Chupp
District Judge
141st Judicial District of Texas

141-300349-18

Kathy Ida Wolfe

IN THE DISTRICT COURT

vs

§
§
§
§
§
§
§

TARRANT COUNTY, TEXAS

American Airlines Group, INC.

141ST JUDICIAL COURT

SETTING ORDER

You are hereby notified that the above styled and numbered cause is set for TRIAL during the week of May 6, 2019 in the 141st District Court.

IT IS THEREFORE ORDERED BY THE COURT that the above styled and numbered cause is set for TRIAL during the week of May 6, 2019 in the 141st District Court.

This setting cannot be postponed or changed without the consent of the Court.

SIGNED THIS 18th day of July, 2018.

A handwritten signature in black ink, appearing to read "J. P. Chupp", written over a horizontal line.

Hon. John P. Chupp, Presiding Judge
141st District Court



E-MAILED *um*
7-19-18

Lauren P. Melanson

From: Lauren P. Melanson
Sent: Thursday, July 19, 2018 12:17 PM
To: 'rstarnes@libbysparks.com'
Subject: 141-300349-18 Setting Order
Attachments: 14130034918000015.tif

141-300349-18

Please find attached a signed Order for the cause number above.

Thank you,

Lauren Melanson
141st Associate Clerk
Tarrant County District Clerk's Office
100 North Calhoun, 2nd Floor
Fort Worth, TX 76196
817-884-1198
LPMelanson@tarrantcounty.com



Case 4:18-cv-00914-O Document 1-5 Filed 11/09/18 Page 42 of 99 PageID 58
TARRANT COUNTY
THOMAS A. WILDER
DISTRICT CLERK - CIVIL
100 N. CALHOUN ST., 2ND FLOOR
FORT WORTH, TEXAS 76196-0402

141ST

AMERICAN AIRLINES GROUP INC
B/S REG AGENT-CT CORPORATION SYSTEM
1999 BRYAN ST STE 900
DALLAS TX 75201-3136



Case 1:18-cv-00914-O Document 1-5 Filed 11/09/18 Page 43 of 99 PageID 59
**TARRANT COUNTY
THOMAS A. WILDER**
DISTRICT CLERK - CIVIL
100 N. CALHOUN ST., 2ND FLOOR
FORT WORTH, TEXAS 76196-0402

141ST

LAURA POWERS
2201 BENTLEY DR
FLOWER MOUND TX 75028

Tab “C-11”

CAUSE NO. 141-300349-18**KATHY IDA WOLFE,****Plaintiff,****v.****AMERICAN AIRLINES GROUP, INC.
d/b/a AMERICAN AIRLINES and
LAURA POWERS, Individually,****Defendants.**§
§
§
§
§
§
§
§
§
§
§**IN THE DISTRICT COURT****141ST JUDICIAL DISTRICT****TARRANT COUNTY, TEXAS****DEFENDANT AMERICAN AIRLINES, INC.'S
ORIGINAL ANSWER AND AFFIRMATIVE DEFENSES**

Defendant American Airlines, Inc. ("Defendant"), incorrectly named as American Airlines Group, Inc. d/b/a American Airlines, files this Original Answer and Affirmative Defenses to Plaintiff's Original Petition ("Petition") and would respectfully show the Court the following:

**I.
GENERAL DENIAL**

Pursuant to Rule 92 of the Texas Rules of Civil Procedure, Defendant hereby enters a general denial, denying each and every, all and singular, the allegations, charges and claims contained in Plaintiff's Petition, and demand strict proof thereof.

**II.
AFFIRMATIVE DEFENSES**

1. Plaintiff's claims are barred in whole or in part by the exclusivity provisions of the TEXAS LABOR CODE §§ 408.001 et seq.

2. Plaintiff's claims are barred in whole or in part by Plaintiff's mutually exclusive causes of action and by election of remedies.

3. Plaintiff's claims are preempted, in whole or in part, by the Airline Deregulation Act.

4. Plaintiff's claims are barred, in whole or in part, by the applicable statute of limitations.

5. Defendant is not liable because Plaintiff caused or contributed to cause the harm for which recovery of damages is sought.

PREMISES CONSIDERED, Defendant prays that Plaintiff take nothing by her suit, and that Defendant be allowed to go hence with its costs without delay, and for such other and further relief, both at law and in equity, to which Defendant may show itself justly entitled. Defendant prays for general relief.

Respectfully submitted,

/s/ Russell D. Cawyer

Russell D. Cawyer

State Bar No. 00793482

Paige P. Biggs

State Bar No. 24037810

KELLY HART & HALLMAN LLP

201 Main Street, Suite 2500

Fort Worth, Texas 76102

Telephone (817) 878-3562

Facsimile (817) 878-9280

**ATTORNEYS FOR DEFENDANT
AMERICAN AIRLINES, INC.**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was e-served on the following counsel of record through EFile.TxCourts.gov this 20th day of July, 2018:

Ryan A. Starnes
LIBBY SPARKS WILLIS STARNES PLLC
5950 Berkshire Lane, Ste. 200
Dallas, Texas 75225
rstarnes@libbysparks.com

/s/ Russell D. Cawyer
Russell D. Cawyer

Tab “C-12”

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,	§	IN THE DISTRICT COURT
	§	
Plaintiff,	§	
	§	
v.	§	
	§	141st JUDICIAL DISTRICT
AMERICAN AIRLINES GROUP, INC.	§	
a Delaware Corporation, d/b/a	§	
AMERICAN AIRLINES, and LAURA	§	
POWERS, Individually,	§	
	§	
Defendants	§	TARRANT COUNTY, TEXAS

**ORDER GRANTING MOTION FOR ADMISSION
OF ATTORNEY L. JUSTIN LOWE *PRO HAC VICE***

The Court has reviewed Plaintiff's motions for admission of attorney L. Justin Lowe *pro hac vice*. Upon consideration of the motions of Non-Resident Attorney and Resident Attorney, the Court finds that the requirements set forth in TEX. R. GOVERN. BAR ADM'N. XIX(a) have been met, and therefore grants attorney L. Justin Lowe *pro hac vice* admission to this Court to represent Plaintiff in this matter.

IT IS SO ORDERED.

DATED: _____

Hon. John P. Chupp, Presiding

Tab “C-13”



FILED
TARRANT COUNTY
7/24/2018 3:03 PM
THOMAS A. WILDER
DISTRICT CLERK

July 24, 2018

Ms. Yolanda Garza
Lead Clerk, 141st District Court
Tom Vandergriff Civil Courts Building
3rd Floor
100 North Calhoun St.
Fort Worth, TX 76196

Via ProDocs eFile

Re: Cause No. 141-300349-18; *Kathy Ida Wolfe v. American Airlines Group, Inc., et al.*, in the 141st District Court of Tarrant County, TX

Dear Ms. Garza:

Included with the filing of this letter is the \$40.00 fee for a jury trial in the above-referenced matter, as was requested in Plaintiff's Original Petition.

Thank you for your assistance. If you have any questions, or need anything further in this regard, please call me directly.

Very truly yours,

LIBBY SPARKS WILLIS STARNES PLLC

By: *Adrienne Guarino*
Adrienne Guarino RP®
Litigation Paralegal
Direct: (214) 306-8446
aguarino@libbysparks.com

/enclosure

Tab “C-14”

141-300349-18

FILED
TARRANT COUNTY
7/24/2018 10:53 AM
THOMAS A. WILDER
DISTRICT CLERK

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,

Plaintiff,

V.

AMERICAN AIRLINES GROUP, INC.
a Delaware Corporation, d/b/a
AMERICAN AIRLINES, and LAURA
POWERS, Individually,

Defendants

§ 87(2)(b)

IN THE DISTRICT COURT

141st JUDICIAL DISTRICT

TARRANT COUNTY, TEXAS

**ORDER GRANTING MOTION FOR ADMISSION
OF ATTORNEY L. JUSTIN LOWE *PRO HAC VICE***


The Court has reviewed Plaintiff's motions for admission of attorney L. Justin Lowe *pro hac vice*. Upon consideration of the motions of Non-Resident Attorney and Resident Attorney, the Court finds that the requirements set forth in TEX. R. GOVERN. BAR ADM'N. XIX(a) have been met, and therefore grants attorney L. Justin Lowe *pro hac vice* admission to this Court to represent Plaintiff in this matter.

IT IS SO ORDERED.



E-MAILED
7/26/18

DATED: July 25 2018


Hon. John P. Chupp,

4

Tab “C-15”



RYAN A. STARNES
Direct: (214) 390-4186
rstarnes@libbysparks.com

September 20, 2018

Jeff Fisher
Coordinator
141st Judicial District Court
Tom Vandergriff Civil Courts Building
3rd Floor
100 North Calhoun St.
Fort Worth, TX 76196

RE: Cause No. 141-300349-18, *Kathy Ida Wolfe v. American Airlines Group, Inc., d/b/a American Airlines, and Laura Powers, Individually*; in the 141st District Court, Tarrant County, Texas

Dear Mr. Fisher:

This letter is to advise that I have scheduled my vacation on the following days:


October 10, 2018 through October 20, 2018.

I respectfully ask that no depositions or hearings which would require a responsive pleading and/or attendance in court be scheduled during this time. Please file this letter with the papers for the above-referenced matter. By copy of this letter, I am notifying all parties of my vacation and requesting their courtesies in this regard.

Thank you for your attention to this matter. Should you have any questions concerning the above, please contact me.

Very truly yours,

LIBBY SPARKS WILLIS STARNES PLLC

By: 
Ryan A. Starnes

cc: Russell D. Cawyer
russell.cawyer@kellyhart.com
Paige P. Biggs
paige.biggs@kellyhart.com

Tab “C-16”

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,	§	IN THE DISTRICT COURT
	§	
Plaintiff,	§	
	§	
v.	§	
	§	141st JUDICIAL DISTRICT
AMERICAN AIRLINES GROUP, INC.	§	
a Delaware Corporation, d/b/a	§	
AMERICAN AIRLINES, and LAURA	§	
POWERS, Individually,	§	
	§	
Defendants	§	TARRANT COUNTY, TEXAS

**PLAINTIFF'S MOTION FOR ENTRY OF DEFAULT JUDGMENT
AGAINST DEFENDANT LAURA POWERS**

TO THE HONORABLE JUDGE OF SAID COURT:

Plaintiff KATHY IDA WOLFE ("Plaintiff"), files this her Motion for Entry of Default Judgment (the "Motion") against Defendant **LAURA POWERS** ("POWERS") and in support thereof shows the Court the following:

1. On June 15, 2018, Plaintiff filed with the Court her Original Petition against **POWERS**, alleging negligence and assault and battery and seeking damages for such negligence and assault, together with pre- and post-judgment interest plus reasonable attorneys' fees. Defendant **POWERS** has failed to appear or answer and has wholly made default.

2. Specifically, on June 27, 2018, Defendant **POWERS** was personally served with citation and Plaintiff's Original Petition. The Return of Service Affidavit was filed with the Court and has remained on file with this Court since June 29, 2018.

3. Pursuant to Rule 99(b) of the Texas Rules of Civil Procedure, Defendant **POWERS'** deadline to appear or file an answer was July 23, 2018 ("Answer Deadline"). Defendant **POWERS**

has failed to answer by the Answer Deadline, and as of the date this Motion was filed with the Court, has not filed an answer or made any appearance with this court. Pursuant to Rule 107 of the Texas Rules of Civil Procedure, the Return of Service was filed with the Court and has been on file in excess of ten (10) days prior to the filing of this Motion.

4. Plaintiff caused POWERS to be properly served, and Plaintiff has provided the Court with evidence of her damages as alleged in Plaintiff's Original Petition through the Affidavit of Kathy Ida Wolfe in Support of Default Judgment (the "Affidavit"). A true and correct copy of the Affidavit is attached hereto as "Exhibit A," and is incorporated by reference as if fully set forth herein.

5. Defendant POWERS has not acted accordingly by answering and responding to the citation and therefore shall be held liable for all contents, language, specifications, and requested relief outlined in Plaintiff's Petition. Defendant POWERS is liable due to no answer to service of citation and a default judgment shall be the ruling of final judgment due to an interpretation of admission to all facts encompassed within the petition (See *Dolgencorp of Tex., Inc. v. Lerma*, 288 S.W.3d 922, 930) (Tex. 2009) (per curiam).

6. The damages against Defendant Powers are unliquidated. Therefore, Plaintiff requests a hearing be held on this motion, and a monetary judgment of \$25,000.00 be entered on her behalf. This estimate includes \$943.99 in medical bills incurred due to the malicious assault and battery on her person by Defendant Powers, and \$2,500.00 in reasonably expected future medical expenses, past and future physical pain and suffering, past and future physical impairment, and past and future mental anguish and suffering.

7. As a consequence, Plaintiff is entitled to have the Court enter a final default judgment against **LAURA POWERS** for negligence and assault and battery and the damages proximately caused by such negligence in the net total amount to be determined by this Court.

WHEREFORE, PREMISES CONSIDERED, Plaintiff respectfully requests that the Court set this motion for hearing, and upon such hearing grant this Motion and all relief requested herein, and that the Court enter an Order of FINAL Default Judgment against **LAURA POWERS** in the amount of \$25,000.00 for negligence and assault and battery, and all costs of court.

Dated: October 10, 2018.

Respectfully submitted,

/s/ L. Justin Lowe

L. Justin Lowe (*pro hac vice*),

Oklahoma Bar No.18958

justin@justinlowepc.com

JUSTIN LOWE, P.C.

3133 N.W. 63rd Street

Oklahoma City, OK 73116

T: (405) 848-7777

F: (405) 767-0529

Ryan A. Starnes

State Bar No. 24070669

rstarnes@libbysparks.com

LIBBY SPARKS WILLIS STARNES PLLC

5950 Berkshire Lane, Suite 200

Dallas, TX 75225

T: 214-390-2300

F: 214-390-9965

ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that on October 10, 2018, a true and correct copy of the foregoing was served via eService and electronic mail to the following counsel of record:

Russell D. Cawyer

russell.cawyer@kellyhart.com

Paige P. Biggs

paige.biggs@kellyhart.com

KELLY HART & HALLMAN LLP

201 Main Street, Suite 2500

Fort Worth, Texas 76102

Attorneys for Defendant

American Airlines Group, LLC

d/b/a American Airlines

/s/ Ryan A. Starnes

Ryan A. Starnes

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,	§	IN THE DISTRICT COURT
	§	
Plaintiff,	§	
	§	
v.	§	
	§	141 st JUDICIAL DISTRICT
AMERICAN AIRLINES GROUP, INC.	§	
a Delaware Corporation, d/b/a	§	
AMERICAN AIRLINES, and LAURA	§	
POWERS, Individually,	§	
	§	
Defendants	§	TARRANT COUNTY, TEXAS

AFFIDAVIT OF KATHY IDA WOLFE
IN SUPPORT OF DEFAULT JUDGMENT

STATE OF OKLAHOMA §
 §
COUNTY OF OKLAHOMA §

BEFORE ME, the undersigned authority, personally appeared **KATHY IDA WOLFE**, who, being duly sworn, stated as follows:

1. "My name is **KATHY IDA WOLFE**. I am over the age of 18 years, have never been convicted of a felony, and am fully competent in all respects to make this affidavit. I have personal knowledge of the facts stated herein and they are true and correct. I am the Plaintiff in the above-referenced matter, and have personal knowledge of the matters set forth herein.

2. On or about June 19, 2016, I was assaulted by Laura Powers while onboard an American Airlines plane. Defendant Laura Powers, while in the course of her employment, assaulted me while I was also in the course of my employment. Laura Powers maliciously dug her fingernails into my arm, and slammed the door of a beverage cart on my arm and shoulder leaving visible bruises and scratches in numerous places. Laura Powers then followed me into the cabin of the

plane where she grabbed my scarf, choking me, and dragged me in the aisle and in front of the passengers.

3. I followed American Airlines' procedure and reported the incident to other flight attendants, the captain of the flight, DFW Operations, Flight Service employees, the Flight Service Manager, and the Emergency Assistance Program, as I was instructed to do. I also reported the assault and battery to legal authorities after American Airlines failed to investigate and/or take action to ensure my safety.

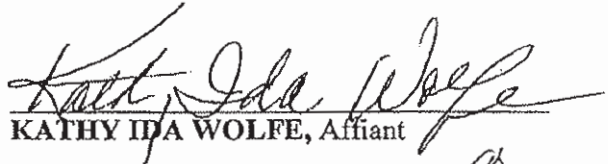
4. I have sustained physical, mental and emotional injuries, and pain and suffering as a result of the intentional assault and battery by Powers. I have incurred medical expenses related to this matter in the amount of \$943.99 as evidenced by the attached medical bills (*See Attachment 1*). In all probability will continue to incur medical expenses, mental and emotional injuries, and pain and suffering due to the intentional assault and battery by Powers.

5. The foregoing incident occurred as a direct result of the intentionally, knowing, and/or reckless conduct of Defendant Laura Powers, when she assaulted me and caused physical, mental, and emotional injury to me.

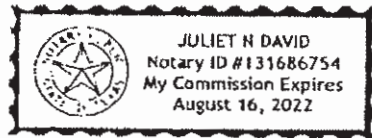
6. Defendant Laura Powers was negligent in failing to follow the American Airlines' policies, procedures, rules and regulations governing the conduct of its employees, all of which are stated in American Airlines' Work Environment Policy and the Rules of Conduct.

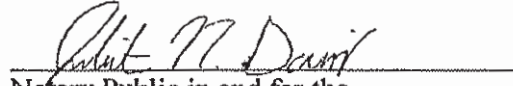
7. Because Defendant Powers failed to follow American Airlines' policies, procedures, rules and regulations governing the conduct of its employees, many of which are also violations of numerous state and federal laws, I found it necessary to retain the services of the law firm of Justin Lowe, PC to legally pursue and prosecute these claims, and agreed to pay said firm a reasonable fee."

FURTHER AFFIANT SAYETH NOT.


KATHY IDA WOLFE, Affiant

SUBSCRIBED AND SWORN to before me on this the 1 day of ^{October} ~~September~~ 2018 to
certify which witness my hand and official seal.




Notary Public in and for the
State of Texas

FILED
TARRANT COUNTY
10/10/2018 4:01 PM
THOMAS A. WILDER
DISTRICT CLERK

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,

Plaintiff,

V.

AMERICAN AIRLINES GROUP, INC.
a Delaware Corporation, d/b/a
AMERICAN AIRLINES, and LAURA
POWERS, Individually,

Defendants



IN THE DISTRICT COURT

141st JUDICIAL DISTRICT

TARRANT COUNTY, TEXAS

ORDER GRANTING FINAL DEFAULT JUDGMENT

On this day came to be heard Plaintiff's Motion for Default Judgment (the "Motion") against Defendant LAURA POWERS ("Powers"). After reviewing the Motion, the pleadings on file with the Court, and the evidence presented, the Court finds that Defendant, although being duly served with citation and Plaintiff's Original Petition, failed to appear and answer herein and has wholly made default.

The Court finds that the citation was served upon Powers according to law and returned to the Clerk where it remained on file for the time prescribed by law. The Court has examined the pleadings on file, and the Affidavit of Kathy Ida Wolfe in Support of Default Judgment, and is of the opinion that the allegations of Plaintiff's Original Petition have been admitted; and based upon good and sufficient evidence presented to the Court, finds that the sum Plaintiff seeks is accompanied by evidentiary support in the form of an affidavit that sets forth Wolfe's claim for total past and future medical bills, past and future physical pain and suffering, past and future

physical impairment, and past and future mental anguish and suffering in the total net amount of \$25,000.00 as a result of the negligence and assault and battery by Powers.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Plaintiff have and recover from Defendant Laura Powers a Final Default Judgment as follows:

- 1) Damages in the amount of \$25,000.00;
- 2) Pre-judgment interest at the rate of five percent (5%) per annum through the date of judgment;
- 3) Post-judgment interest thereon from the date of this Judgment at the rate of five percent (5%) per annum until paid; and,
- 5) All costs of court.

All relief not granted herein is hereby denied.

SIGNED this _____ day of _____, 2018.

JUDGE PRESIDING

Tab “C-17”

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,	§	IN THE DISTRICT COURT
	§	
Plaintiff,	§	
	§	
v.	§	
	§	141st JUDICIAL DISTRICT
AMERICAN AIRLINES GROUP, INC.	§	
a Delaware Corporation, d/b/a	§	
AMERICAN AIRLINES, and LAURA	§	
POWERS, Individually,	§	
	§	
Defendants	§	TARRANT COUNTY, TEXAS

**AFFIDAVIT OF L. JUSTIN LOWE
OF NON-MILITARY SERVICE**

STATE OF OKLAHOMA §
§
COUNTY OF OKLAHOMA §

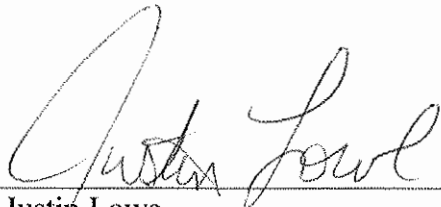
BEFORE ME, the undersigned authority, personally appeared L. Justin Lowe, who being duly sworn, stated as follows:

1. “My name is L. Justin Lowe. I am over the age of twenty-one (21) years, have never been convicted of a felony, and am fully competent to make this Affidavit. Each of the facts stated herein is within my personal knowledge and is true and correct. I am an attorney for **KATHY IDA WOLFE** (“Plaintiff”) in the above styled and numbered case.

2. Based upon a review of records in this case and my professional involvement in this case, Defendant **LAURA POWERS** was not in military service with the armed forces of the United States when this suit was filed, has not been in military service with the armed forces of the United States at any time since then, and is not currently in military service with the armed

forces of the United States according to the Military Status Report attached hereto and marked as "Exhibit 1."

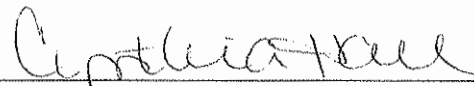
Further Affiant Sayeth Not.



L. Justin Lowe

SUBSCRIBED AND SWORN to before me on this 13th day of September 2018 to certify which witness my hand and official seal.





Notary Public in and for the State of Oklahoma
6-8-22 #06005664

CERTIFICATE OF SERVICE

I hereby certify that on October 10, 2018, a true and correct copy of the foregoing was served to all known counsel of record, as indicated below, via the Court's CM/ECF filing system pursuant to Rule 21a of the Texas Rules of Civil Procedure:

Russell D. Cawyer

russell.cawyer@kellyhart.com

Paige P. Biggs

paige.biggs@kellyhart.com

KELLY HART & HALLMAN LLP

201 Main Street, Suite 2500

Fort Worth, Texas 76102

Attorneys for Defendant

American Airlines Group, LLC

d/b/a American Airlines

/s/ Ryan A. Starnes

Ryan A. Starnes

EXHIBIT 1



Name	Customer #	Case #	Tracking Number
POWERS, LAURA			201810024926

Based upon the information you supplied to us and our further research, as of October 2, 2018 ("Active Duty Status Date"), we report that there is no information in the Department of Defense Manpower Data Center ("DMDC") that indicates that the individual is in Active Duty Status.

Upon searching the data banks of the Department of Defense Manpower Data Center, based upon the information that you provided, the above is the status of the individual ("Subject") on the Active Duty Status Date, as to all branches of the Uniformed Services (Army, Navy, Marine Corps, Air Force, NOAA, Public Health, and Coast Guard). This status includes information on a Servicemember or his/her unit receiving notification of future orders to report for active duty.

Servicemembers Civil Relief Act Centralized Verification Service



Roy L. Kaufmann
Managing Director

[Servicemembers Civil Service Relief Act Verification Service](#) Roy L. Kaufmann, Authorized Signatory

Date: 10/03/2018

For support: Support@ServicemembersCivilReliefAct.com or Support@SCRA.com

This report is based upon information that you have provided. Providing an erroneous name, social security number, date of birth or other information may cause an erroneous report to be provided. If you obtain further information about the person you may resubmit your request and we will provide new status report for that query. This response reflects status as of Active Duty Status Date only. For historical information, please resubmit your inquiry with a different Active Duty Status Date or contact the individual Military Service SCRA points-of-contact: <https://www.ServicemembersCivilReliefAct.com/live/link/points-of-contact.php>. If you have evidence that the individual is/was on active duty as of the Active Duty Status Date and you fail to obtain this additional information, punitive provisions of the SCRA may be invoked against you. E.g. USC Section 3951(c).

The Servicemembers Civil Relief Act Centralized Verification Service processes SCRA verifications through the Defense Manpower Data Center (DMDC) which is an organization of the United States Department of Defense (DoD) that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database, updated once per month, which is the official source of data on eligibility for military care and other eligibility systems and the sole basis upon which this certification is issued. The data base is updated monthly by the Department of Defense.

This response reflects the following information: (1) the Active Duty status as of the Active Duty Status Date, (2) Whether the individual left Active Duty status within 367 days preceding the Active Duty Status Date, and (3) Whether the individual or his/her unit received early notification to report for active duty on the Date of Interest. Records do not predate September 30, 1985.

More information on Active Duty Status :

Active duty status as reported in this report is defined in accordance with 10 USC Section 101(d) (1). Prior to 2010 only some of the active duty periods less

than 30 consecutive days in length were available. In the case of a member of the National Guard, this includes service under a call to active service authorized by the President or the Secretary of Defense under 32 USC Section 502(f) for purposes of responding to a national emergency declared by the President and supported by Federal funds. All Active Guard Reserve (AGR) members must be assigned against an authorized mobilization position in the unit they support. This includes Navy Training and Administration of the Reserves (TARs), Marine Corps Active Reserve (ARs) and Coast Guard Reserve Program Administrators (RPAs). Active Duty status also applies to a Uniformed Service member who is an active duty commissioned officer of the U.S. Public Health Service or the National Oceanic and Atmospheric Administration (NOAA Commissioned Corps).

Coverage Coverage Under the SCRA is broader in Some Cases.

Coverage under SCRA is broader in some cases and includes some categories of persons on active duty for purposes of the SCRA who would not be reported as on Active Duty under this report.

Many times orders are amended to extend the period of active duty, which would extend SCRA protections. Persons seeking to rely on this certification should check to make sure the orders on which SCRA protections are based have not been amended to extend the inclusive dates of service. Furthermore, some protections of the SCRA may extend to persons who have received orders to report for active duty or to be inducted, but who have not actually begun active duty or actually reported for induction. The Last Date on Active Duty entry is important because a number of protections of SCRA extend beyond the last dates of active duty.

Those who could rely on this report are urged to seek qualified legal counsel to ensure that all rights guaranteed to Servicemembers under the SCRA are protected.

The information provided does not constitute a Consumer Report, as defined by the federal Fair Credit Reporting Act, 15 U.S.C. Section 1681 et seq. and may not be used to determine eligibility for credit, insurance, employment, or used for any other purpose governed by the FCRA.



2018 SCRA, LLC dba Servicemembers Civil Relief Act Centralized Verification Service.
All Rights Reserved.

Tab “C-18”

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,	§	IN THE DISTRICT COURT
	§	
Plaintiff,	§	
	§	
v.	§	
	§	141st JUDICIAL DISTRICT
AMERICAN AIRLINES GROUP, INC.	§	
a Delaware Corporation, d/b/a	§	
AMERICAN AIRLINES, and LAURA	§	
POWERS, Individually,	§	
	§	
Defendants	§	TARRANT COUNTY, TEXAS

**CERTIFICATE OF LAST KNOWN ADDRESS
OF DEFENDANT LAURA POWERS**

TO THE HONORABLE JUDGE OF SAID COURT:

The undersigned hereby certifies that the last known address of LAURA POWERS is
2201 Bentley Drive, Flower Mound, TX 75028.

Respectfully submitted,

/s/ L. Justin Lowe

L. Justin Lowe (*pro hac vice*),
Oklahoma Bar No.18958
justin@justinlowepc.com
JUSTIN LOWE, P.C.
3133 N.W. 63rd Street
Oklahoma City, OK 73116
T: (405) 848-7777
F: (405) 767-0529

Ryan A. Starnes
State Bar No. 24070669
rstarnes@libbysparks.com
LIBBY SPARKS WILLIS STARNES PLLC
5950 Berkshire Lane, Suite 200
Dallas, TX 75225
T: 214-390-2300
F: 214-390-9965
ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that on October 10, 2018, a true and correct copy of the foregoing was served via eService and electronic mail to the following counsel of record:

Russell D. Cawyer

russell.cawyer@kellyhart.com

Paige P. Biggs

paige.biggs@kellyhart.com

KELLY HART & HALLMAN LLP

201 Main Street, Suite 2500

Fort Worth, Texas 76102

Attorneys for Defendant

American Airlines Group, LLC

d/b/a American Airlines



Ryan A. Starnes

Tab “C-19”

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,	§	IN THE DISTRICT COURT
	§	
Plaintiff,	§	
	§	
v.	§	
	§	141st JUDICIAL DISTRICT
AMERICAN AIRLINES GROUP, INC. a	§	
Delaware Corporation, d/b/a	§	
AMERICAN AIRLINES, and LAURA	§	
POWERS, Individually,	§	
	§	
Defendants	§	TARRANT COUNTY, TEXAS

NOTICE OF HEARING

Please take notice that a hearing on Plaintiff's Motion for Default Judgment against Defendant Laura Powers is set before the Honorable John P. Chupp on **November 9, 2018 at 11:00 a.m.** in the 141st Judicial District Court of Tarrant County, Texas.

Respectfully submitted,

/s/ L. Justin Lowe
L. Justin Lowe (*pro hac vice*),
Oklahoma Bar No.18958
justin@justinlowepc.com
JUSTIN LOWE, P.C.
3133 N.W. 63rd Street
Oklahoma City, OK 73116
T: (405) 848-7777
F: (405) 767-0529

Ryan A. Starnes
State Bar No. 24070669
rstarnes@libbysparks.com
LIBBY SPARKS WILLIS STARNES PLLC
5950 Berkshire Lane, Suite 200
Dallas, TX 75225
T: 214-390-2300
F: 214-390-9965

ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that on October 11, 2018, a true and correct copy of the foregoing was served via eService and electronic mail to the following counsel of record:

Russell D. Cawyer

russell.cawyer@kellyhart.com

Paige P. Biggs

paige.biggs@kellyhart.com

KELLY HART & HALLMAN LLP

201 Main Street, Suite 2500

Fort Worth, Texas 76102

Attorneys for Defendant

American Airlines Group, LLC

d/b/a American Airlines

/s/ Ryan A. Starnes

Ryan A. Starnes

Tab “C-20”

CAUSE NO. 141-300349-18**KATHY IDA WOLFE,***Plaintiff***v.****AMERICAN AIRLINES GROUP,
INC., a Delaware Corporation, d/b/a
AMERICAN AIRLINES, and LAURA
POWERS, Individually***Defendants.*§
§
§
§
§
§
§
§
§
§
§
§**IN THE DISTRICT COURT****TARRANT COUNTY, TEXAS****141st JUDICIAL DISTRICT**

**DEFENDANT, LAURA POWERS' MOTION
TO QUASH SERVICE OF CITATION**

Defendant, Laura Powers ("Defendant") files this Motion to Quash Citation and respectfully requests that this Court quash the citation issued from this Court on June 25, 2018 upon the following grounds.

The citation issued by this Court was never personally served upon Defendant. Rather, upon information and belief, service was made upon Defendant's neighbor contrary to the executed Return of Service attached hereto as Exhibit "A".

Defendant requests that the Citation issued by this Court on June 25, 2018 be quashed, declared ineffective, and that Defendant be given until the first Monday following the expiration of twenty days following the Court's Order granting this Motion to answer this lawsuit or otherwise respond.

In the alternative, and only in the event that this motion (or a supplemental version) is overruled or denied, Defendant answers this lawsuit, generally denies all allegations and demands strict proof thereof.

PRAYER

Defendant, Laura Powers, respectfully asks that the alleged previous service of citation be declared ineffective, that such service be quashed and that Defendant be given until the first Monday following the expiration of twenty days following the Court's Order granting this Motion to answer this lawsuit or otherwise respond.

Respectfully submitted,

/s/ Jon Harrison

Jon Harrison

State Bar No. 24053256

jharrison@andersonriddle.com

ANDERSON & RIDDLE, L.L.P.

1604 8th Avenue

Fort Worth, Texas 76104

Telephone: 817.334.0059

Facsimile: 817.334.0425

ATTORNEYS FOR DEFENDANT
LAURA POWERS

CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of October, 2018, a true and correct copy of this instrument was served upon all parties of record via electronic notice by the court's ECF system for registered users, or via e-fax by our firm's ECF service provider for unregistered users, in accordance with Rule 21a of the TEXAS RULES OF CIVIL PROCEDURE:

Ryan A. Starnes
Libby Sparks Willis Starnes PLLC
5950 Berkshire Lane, Suite 200
Dallas, TX 75225

L. Justin Lowe
Justin Lowe, P.C.
3133 N.W. 63rd St.
Oklahoma City, OK 73116

Russell D. Cawyer
Paige P. Biggs
Kelly Hart & Hallman LLP
201 Main St., Suite 2500
Ft. Worth, TX 76102

/s/ Jon Harrison

Jon Harrison

Exhibit “A”

141-300349-18

FILED
TARRANT COUNTY
6/29/2018 4:38 PM
THOMAS A. WILDER
DISTRICT CLERK

RETURN OF SERVICE

State of Texas

County of Tarrant

141st Judicial District Court

Case Number: 141-300349-18

Plaintiff:

Kathy Ida Wolfe

vs.

Defendants:

American Airlines Group, Inc., et al

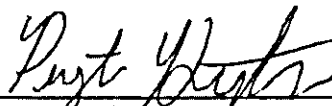
Received these papers on the 25th day of June, 2018 at 1:00 pm to be served on **Laura Powers at:**

2201 Bentley Drive, Flower Mound, Denton County, TX 75028.

I, Peyton Hutchinson, do hereby affirm that on the 27th day of June, 2018 at 7:09 pm, I:

INDIVIDUALLY/PERSONALLY delivered a true copy of the Citation with Plaintiff's Original Petition with the date of delivery endorsed thereon by me, to: **Laura Powers** at the address of: **2201 Bentley Drive, Flower Mound, Denton County, TX 75028**, and informed said person of the contents therein, in compliance with state statutes.

"My name is Peyton Hutchinson My date of birth is 04/XX/1991. My address is 6150 Alma Road, Apartment 2240, McKinney, Texas 75070 USA. I declare under the penalty of perjury that the foregoing is true and correct. Executed in Denton County, State of Texas, on the 28TH day of June, 2018."


Peyton Hutchinson
PSC11644; EXP. 9/30/2018

Our Job Serial Number: PEL-2018001625

THE STATE OF TEXAS
DISTRICT COURT, TARRANT COUNTY

CITATION

Cause No. 141-300349-18

KATHY IDA WOLFE
VS.
AMERICAN AIRLINES GROUP, INC., ET AL

TO: LAURA POWERS

2201 BENTLEY DR FLOWER MOUND, TX 75028-

You said DEFENDANT are hereby commanded to appear by filing a written answer to the PLAINTIFF'S ORIGINAL PETITION at or before 10 o'clock A.M. of the Monday next after the expiration of 20 days after the date of service hereof before the 141st District Court, 100 N CALHOUN, in and for Tarrant County, Texas, at the Courthouse in the City of Fort Worth, Tarrant County, Texas said PLAINTIFF being

KATHY IDA WOLFE

Filed in said Court on June 15th, 2018 Against
AMERICAN AIRLINES GROUP INC, LAURA POWERS

For suit, said suit being numbered 141-300349-18 the nature of which demand is as shown on said PLAINTIFF'S ORIGINAL PETITION a copy of which accompanies this citation.

RYAN A STARNES
Attorney for KATHY IDA WOLFE Phone No. (214)390-2300
Address 5950 BERKSHIRE LN STE 200 DALLAS, TX 75225

Thomas A. Wilder, Clerk of the District Court of Tarrant County, Texas. Given under my hand and the seal of said Court, at office in the City of Fort Worth, this 25th day of June, 2018.

By

AMANDA CARTER



A CERTIFIED COPY
ATTEST: 06/25/2018
THOMAS A. WILDER
DISTRICT CLERK
TARRANT COUNTY, TEXAS
BY: /s/ Amanda Carter

NOTICE: You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 AM. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you.

Thomas A. Wilder, Tarrant County District Clerk, 100 N CALHOUN, FORT WORTH TX 76196-0402

OFFICER'S RETURN *14130034918000005*

Received this Citation on the _____ day of _____, _____ at _____ o'clock _____ M; and executed at _____ within the county of _____, State of _____ at _____ o'clock _____ M on the _____ day of _____, _____ by delivering to the within named (Def.): _____ defendant(s), a true copy of this Citation together with the accompanying copy of PLAINTIFF'S ORIGINAL PETITION, having first endorsed on same the date of delivery.

Authorized Person/Constable/Sheriff: _____

County of _____ State of _____ By _____ Deputy

Fees \$ _____

State of _____ County of _____ (Must be verified if served outside the State of Texas)

Signed and sworn to by the said _____ before me this _____ day of _____, _____ to certify which witness my hand and seal of office

(Seal)

County of _____ State of _____

Tab “C-21”

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,

Plaintiff

V.

**AMERICAN AIRLINES GROUP,
INC., a Delaware Corporation, d/b/a
AMERICAN AIRLINES, and LAURA
POWERS, Individually**

Defendants.

IN THE DISTRICT COURT

TARRANT COUNTY, TEXAS

141st JUDICIAL DISTRICT

ORDER GRANTING DEFENDANT, LAURA POWERS' MOTION TO QUASH SERVICE OF CITATION

ON THIS DAY, the Court considered Defendant, Laura Powers' Motion to Quash Service of Citation. Having fully considered the same and all arguments of counsel in support thereof and in opposition thereto, the Court is of the opinion that good cause exists to grant the Motion.

It is therefore ORDERED that Defendant, Laura Powers' Motion to Quash Service of Citation is granted. The citation previously issued and defectively serviced on Defendant Laura Powers' neighbor is quashed. Defendant Laura Powers shall be deemed to be served as of the date this Order is signed and is given until the first Monday following the expiration of twenty (20) days from the date of this Order in which to file an answer or otherwise appear.

SIGNED this _____ day of _____, 2018.

JUDGE PRESIDING

Tab “C-22”

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,

Plaintiff

v.

**AMERICAN AIRLINES GROUP,
INC., a Delaware Corporation, d/b/a
AMERICAN AIRLINES, and LAURA
POWERS, Individually**

Defendants.

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IN THE DISTRICT COURT

TARRANT COUNTY, TEXAS

141st JUDICIAL DISTRICT

NOTICE OF HEARING

Please take notice that a hearing on Defendant, Laura Powers Motion to Quash Service of Citation is set before Honorable John P. Chupp on **November 9, 2018 at 11:00 a.m.** in the 141st Judicial District Court of Tarrant County, Texas.

Respectfully submitted,

/s/ Jon Harrison

Jonathan W. Harrison

State Bar No. 24053256

jharrison@andersonriddle.com

ANDERSON & RIDDLE, LLP

1604 8th Avenue

Fort Worth, TX 76104

Office: (817) 334-0059

Facsimile: (817) 334-0425

**ATTORNEYS FOR DEFENDANT,
LAURA POWERS**

CERTIFICATE OF SERVICE

I hereby certify that on the 23rd day of October, 2018, a true and correct copy of this instrument was served upon all parties of record via electronic notice by the court's ECF system for registered users, or via e-fax by our firm's ECF service provider for unregistered users, in accordance with Rule 21a of the TEXAS RULES OF CIVIL PROCEDURE:

Ryan A. Starnes
Libby Sparks Willis Starnes PLLC
5950 Berkshire Lane, Suite 200
Dallas, TX 75225

L. Justin Lowe
Justin Lowe, P.C.
3133 N.W. 63rd St.
Oklahoma City, OK 73116

Russell D. Cawyer
Paige P. Biggs
Kelly Hart & Hallman LLP
201 Main St., Suite 2500
Ft. Worth, TX 76102

/s/ Jon Harrison

Jon Harrison

Tab “C-23”

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,

Plaintiff

V.

**AMERICAN AIRLINES GROUP,
INC., a Delaware Corporation, d/b/a
AMERICAN AIRLINES, and LAURA
POWERS, Individually**

Defendants.

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IN THE DISTRICT COURT

TARRANT COUNTY, TEXAS

141st JUDICIAL DISTRICT

**AGREED ORDER GRANTING DEFENDANT, LAURA POWERS'
MOTION TO QUASH SERVICE OF CITATION**

ON THIS DAY, the Court considered the parties' Motion to Quash Service of Citation. Having fully considered the same and all arguments of counsel in support thereof and in opposition thereto, the Court is of the opinion that good cause exists to grant the Motion.

The parties agree and it is hereby ORDERED that the only attempt of service on defendant Laura Powers, taking place on June 27, 2018, was defective because she was never personally served. That defective attempt at service is hereby QUASHED. It is further ORDERED that Defendant, Laura Powers, is deemed to have been first properly served on the date this order is signed. Defendant, Laura Powers, is ordered to file an answer, or otherwise appear, on the Monday following 20 days after the execution of this Order.

SIGNED this _____ day of _____, 2018.

JUDGE PRESIDING

AGREED AS TO FORM AND CONTENT:

/s/ L. Justin Lowe

Ryan A. Starnes
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5950 Berkshire Lane, Suite 200
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ATTORNEYS FOR PLAINTIFF

/s/ Russel D. Cawyer

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ATTORNEYS FOR DEFENDANT AMERICAN AIRLINES

/s/ Jon Harrison

Jon Harrison
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ATTORNEYS FOR DEFENDANT
LAURA POWERS

Tab “C-24”

The parties agree and it is hereby ORDERED that the only attempt of service on defendant Laura Powers, taking place on June 27, 2018, was defective because she was never personally served. That defective attempt at service is hereby QUASHED. It is further ORDERED that Defendant, Laura Powers, is deemed to have been first properly served on the date this order is signed. Defendant, Laura Powers, is ordered to file an answer, or otherwise appear, on the Monday following 20 days after the execution of this Order.

SIGNED this 31 day of October, 2018.



JUDGE PRESIDING

AGREED ORDER GRANTING DEFENDANT, LAURA POWERS' MOTION TO QUASH SERVICE OF CITATION



E-MAILED

10-31-18 LM

/s/ Jon Harrison

Jon Harrison

State Bar No. 24053256

jharrison@andersonriddle.com

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ATTORNEYS FOR DEFENDANT

LAURA POWERS

AGREED ORDER GRANTING DEFENDANT, LAURA POWERS' MOTION TO QUASH SERVICE OF CITATION

Tab “C-25”

CAUSE NO. 141-300349-18

KATHY IDA WOLFE,

Plaintiff

V.

**AMERICAN AIRLINES GROUP,
INC., a Delaware Corporation, d/b/a
AMERICAN AIRLINES, and LAURA
POWERS, Individually**

Defendants.

§ § § § § § § § § §

IN THE DISTRICT COURT

TARRANT COUNTY, TEXAS

141st JUDICIAL DISTRICT

DEFENDANT, LAURA POWERS' ORIGINAL ANSWER AND AFFIRMATIVE DEFENSES

Defendant Laura Powers (“Defendant”) files her Original Answer and would respectfully show the Court as follows:

I. GENERAL DENIAL

Defendant generally denies each and every allegation against her in Plaintiff's Petition and demands strict proof thereof in accordance with Rule 92 of the TEXAS RULES OF CIVIL PROCEDURE.

II. AFFIRMATIVE DEFENSES

1. Plaintiff's claims are barred in whole or in part by the exclusivity provisions of the TEXAS LABOR CODE §§ 408.001 et seq.

2. Plaintiff's claims are barred in whole or in part by Plaintiff's mutually exclusive causes of action and by election of remedies.

3. Plaintiff's claims are preempted, in whole or in part, by the Airline Deregulation Act.

4. Plaintiff's claims are barred, in whole or in part, by the applicable statute of limitations.

5. Plaintiff's claims are barred because Defendant was not served with process within the statutory limitations period and because Plaintiff did not use due diligence in serving the Defendant with service of process and a copy of the petition.

6. Defendant is not liable because Plaintiff caused or contributed to the harm for which recovery of damages is sought. Defendant reserves the right to have causation and/or responsibility, among Plaintiff and other parties and nonparties, apportioned pursuant to Chapter 33 of the Texas Civil Practice and Remedies Code.

III. PRAYER

Defendant prays that Plaintiff take nothing by this suit against her and that Defendant be dismissed.

Respectfully submitted,

/s/ Jon Harrison

Jon Harrison

State Bar No. 24053256

jharrison@andersonriddle.com

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ATTORNEYS FOR DEFENDANT
LAURA POWERS

CERTIFICATE OF SERVICE

I hereby certify that on the 7th day of November, 2018, a true and correct copy of this instrument was served upon all parties of record via electronic notice by the court's ECF system for registered users, or via e-fax by our firm's ECF service provider for unregistered users, in accordance with Rule 21a of the TEXAS RULES OF CIVIL PROCEDURE:

Ryan A. Starnes
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/s/ Jon Harrison

Jon Harrison