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January 3, 2020

Via E-filing

Marilyn Burgess, District Clerk  
Harris County District Courts  
P. O. Box 4651  
Houston, Texas 77210-4651

Re: Cause No. 2019-79857B in the 61<sup>st</sup> Judicial District Court, Harris County, Texas;  
*De Man, Patrick A P vs. JPMorgan Chase Bank NA / Aspire Commodities, LP*  
**and Raiden Commodities, LP garnishment**

Please:

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<input checked="" type="checkbox"/> File	<input checked="" type="checkbox"/> Return file-stamped copy
<input type="checkbox"/> Self-addressed, stamped envelope enclosed	<input type="checkbox"/> Per your request

Sincerely yours,



Angela Carver  
Assistant to Truman E. Spring, Jr.

encl: **Chase Bank's Original Answer to Writ of  
Garnishment and Request for Award of Costs**

 cc: Richard L. Fason, Esq. [via e-mail w/encl. – 5 pages]

DE MAN, PATRICK A P	§	IN THE DISTRICT COURT
Garnishor,	§	
	§	
V.	§	61 <sup>st</sup> JUDICIAL DISTRICT
	§	
JP MORGAN CHASE	§	
Garnishee.	§	HARRIS COUNTY, TEXAS

**CHASE BANK'S ORIGINAL ANSWER TO WRIT  
OF GARNISHMENT AND REQUEST FOR AWARD OF COSTS**

JPMorgan Chase Bank, N.A., Garnishee in the above-captioned cause, files this Original Answer to the Writ of Garnishment issued on December 10, 2019, and Request for an Award of its Rule 677 costs, and would respectfully show the Court as follows.

1. The Writ was served on Garnishee on December 12, 2019, by delivery to Garnishee's registered agent in Dallas, Texas.

2. At the time the Writ was served on it, Garnishee was indebted to Aspire Commodities, LP ("Aspire") *in excess of* the sum of the underlying judgment of SEVEN HUNDRED NINETY-FOUR THOUSAND, FOUR HUNDRED SEVENTY-FOUR AND 05/100 DOLLARS (\$794,474.05). Garnishee was not indebted to Raiden Commodities, LP.

3. At the time the Writ was served on it, Garnishee was not in possession of any other effects belonging to Defendants.

4. As of the date of this Original Answer to Writ of Garnishment, Garnishee is indebted to Aspire *in excess of* the sum of the underlying judgment of SEVEN HUNDRED NINETY-FOUR THOUSAND, FOUR HUNDRED SEVENTY-FOUR AND 05/100 DOLLARS (\$794,474.05). Garnishee is not indebted to Raiden Commodities, LP.

5. As of the date of this Original Answer to Writ of Garnishment, Garnishee is not in possession of any other effects belonging to Defendants.

6. Garnishee does not have any knowledge of any other person who is indebted to or has possession of any other effects belonging to Defendants.

7. As a result of the service of the Writ of Garnishment, it has been necessary for Garnishee to employ the undersigned attorneys to answer the Writ herein and to otherwise represent it. Under TEX. R. CIV. P. 677, Garnishee is entitled to recover its costs and a reasonable attorney's fee, and submits that a sum of at least \$750.00 would be a reasonable attorney's fee. In the event of an appeal to the court of appeals, Garnishee would be further entitled to \$2,500.00 as a reasonable attorney's fee. In the event of the filing of a petition for review to the Texas Supreme Court, Garnishee would be entitled to an additional \$1,500.00. Should the petition be granted, Garnishee would be entitled to an additional \$2,500.00 as a reasonable attorney's fee.

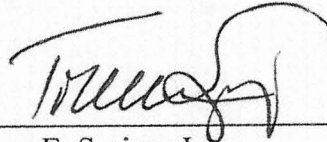
WHEREFORE, JPMorgan Chase Bank holds a sum *in excess of* the sum of the underlying judgment of SEVEN HUNDRED NINETY-FOUR THOUSAND, FOUR HUNDRED SEVENTY-FOUR AND 05/100 DOLLARS (\$794,474.05), plus post-judgment interest and the costs of this proceeding, pending the disposition of this cause, and respectfully requests that, on final hearing of this cause, the following relief:

1. That all claims to such sum be determined and adjudicated, and that Garnishee be discharged from all liability to Plaintiff and Defendants respecting same.

2. That Garnishee recover against Plaintiff or Defendants, as provided in TEX. R. CIV. P. 677, its costs and expenses, including a reasonable attorney's fee in a total amount of at least Seven Hundred, Fifty and No/100 Dollars (\$750.00).

3. For such other and further relief, general or special, at law or equity, to which Garnishee may show itself justly entitled.

Respectfully submitted,



Truman E. Spring, Jr.  
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[tspring@springlawfirm.com](mailto:tspring@springlawfirm.com)

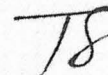
ATTORNEY FOR JPMORGAN CHASE BANK, N.A.

### CERTIFICATE OF SERVICE

I certify that on January 3, 2020, I served a true and correct copy of the foregoing pleading by electronic mail on the following counsel of record:

Richard L. Fason  
PATTERSON, BOYD & LOWERY, PC  
2101 Louisiana St.  
Houston, Texas 77002  
(713) 759-0642 Facsimile  
[rboyd@pattersonboyd.com](mailto:rboyd@pattersonboyd.com)

*RFason*



Truman E. Spring, Jr.

*Aspire*

## VERIFICATION

STATE OF TEXAS

§

§

COUNTY OF BEXAR

§

My name is Samantha Gonzales. I am an authorized representative for JPMorgan Chase Bank, N.A., herein named Garnishee. I have read the foregoing Original Answer to Writ of Garnishment as such representative of the Bank. Based upon the Bank's records concerning this matter, I have personal knowledge of all factual statements therein contained, and such statements are true and correct.

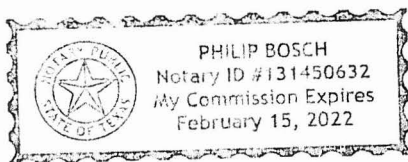


1-2-2020

Samantha Gonzales, Authorized Representative  
JPMorgan Chase Bank, N.A.

Doc Review Sr Specialist II

2nd day of January, 2020 SUBSCRIBED AND SWORN TO before me, the undersigned Notary Public, on this the certify which witness my hand and official seal.



Notary Public in and for the State of Texas

State of Texas  
County of Bexar  
Physically Appeared