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IN

NO. \_\_\_\_\_

JPMORGAN CHASE BANK, N.A.	§	IN THE JUSTICE COURT
	§	
vs.	§	PRECINCT 4, PLACE 1 OF
	§	
CAPRI J FREY	§	HARRIS COUNTY, TEXAS

**PLAINTIFF'S ORIGINAL PETITION**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, JPMORGAN CHASE BANK, N.A. ("Plaintiff"), and files this, its Original Petition under Rule 502.2 and Rule 508.2 of the Texas Rules of Civil Procedure, complaining of CAPRI J FREY, Defendant herein ("Defendant"), and for cause of action would respectfully show this Honorable Court the following:

PARTIES. Plaintiff is JPMORGAN CHASE BANK, N.A., a National Bank located at 201 N Walnut Street, Wilmington, DE 19801. JPMORGAN CHASE BANK, N.A. may be contacted by phone or fax via the undersigned counsel of record.

Defendant is CAPRI J FREY, who may be served with process at **21927 WHISPERING DAISY CT, CYPRESS TX 77433-6573**, or any other valid address. The Defendant's telephone number is unknown to Plaintiff.

**I. VENUE AND JURISDICTION**

1. Venue is proper in this Court because Harris County, Texas is where the Defendant resides.
2. The amount in controversy is within the jurisdictional limits of this Court.

**II. FACTS**

3. In the usual course of business, Defendant entered into an agreement for the credit account that forms the basis of this suit on or about September 15, 2016. At all times relevant hereto, Defendant was the primary cardholder under the account.

4. Defendant requested that the JPMorgan Chase Bank, N.A. credit card account currently bearing number XXXXXXXXXXXX4692 (the "Account") be opened, and the account was opened. The term "account number" means the full and complete account number assigned to the credit card account by the bank.
5. The Account is governed by the applicable Terms and Conditions ("Terms and Conditions"), as they may be amended from time to time. Defendant is responsible for repayment of extensions of credit, as set out by the Terms and Conditions.
6. The Account was used to make purchases of goods and/or services and/or to receive cash advances.
7. The Account represents a transaction or series of transactions, of which a systematic record has been kept.
8. In accordance with the Terms and Conditions, Defendant was properly billed for payment of the extensions of credit on the Account.
9. Defendant has failed to pay the amounts due and owing. The Account was charged-off by Plaintiff on or about August 31, 2025.
10. The amount being sought on the Account is \$8,776.21. A true and correct copy of the Account statement showing the balance sought is attached hereto and marked as Exhibit "1" and is incorporated herein by reference. (This is not a suit on a sworn account).
11. As a result of Defendant's failure to pay, Plaintiff found it necessary to employ an attorney to collect such amounts.
12. All conditions precedent have been performed or have occurred.

**III. CAUSE OF ACTION --  
ACCOUNT STATED**

13. Plaintiff alleges that it should recover from Defendant for an account stated. Defendant's series of transactions on the Account has resulted in the indebtedness of Defendant to Plaintiff. A written statement of the amount owed was transmitted to Defendant. Defendant has failed to pay.

#### **IV. ATTORNEY'S FEES, COURT COST, & POST JUDGMENT INTEREST**

14. JPMorgan Chase Bank, N.A. expressly disclaims any request for attorney's fees, court cost and/or post judgment interest whether or not JPMorgan Chase Bank, N.A. is entitled to such an award by law.

#### **V. PRAYER**

WHEREFORE, Plaintiff, JPMORGAN CHASE BANK, N.A., prays that --

- A. Defendant be cited to appear and answer herein;
- B. Plaintiff be granted judgment for the amount due;

- C. Plaintiff be granted such other and further relief, special or general, legal or equitable, to which Plaintiff may be justly entitled.

Respectfully Submitted,

**MOSS LAW FIRM, P.C.**

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**Cady M. Mello**

**SBN: 24104919**

By: \_\_\_\_\_



**MICHAEL A. MOSS, ATTORNEY IN CHARGE per TRCP 8, SBN 24054360**

**AMBER O. TEAL, SBN 24092918**

**ATTORNEYS FOR PLAINTIFF**

**THE DEFENDANT IS PUT ON NOTICE THAT THE TEXAS RULES OF CIVIL PROCEDURE REQUIRE THAT A COPY OF ALL DOCUMENTS FILED WITH THE COURT BE SENT TO OPPOSING COUNSEL.**