

1243123

Case No. \_\_\_\_

**Crown Asset Management, LLC assignee of Cross  
River Bank (Upstart Network Inc.)  
Plaintiff**

**In the County Court at Law No. 1**  
  
**of**

**v.  
YSIDRO JUAREZ**

**Defendant(s)**

§  
§  
§  
§  
§  
§  
§  
§

**HARRIS County Texas**

1/21/2025 12:00 AM  
Teneshia Hudspeth  
County Clerk  
Harris County

**PLAINTIFF'S ORIGINAL PETITION**

**A. Discovery Control Plan**

1. Plaintiff intends to conduct discovery under Level 1 pursuant to Tex. R. Civ. P. § 190.1 and affirmatively pleads that it seeks monetary relief of \$250,000 or less.

**B. Parties**

2. The address for Plaintiff, Crown Asset Management, LLC assignee of Cross River Bank (Upstart Network Inc.), is 3100 BRECKINRIDGE BLVD, STE 725, DULUTH, GA 30096.
3. Defendant, YSIDRO JUAREZ may be served with process at **2120 STRAWBERRY RD APT 19, PASADENA TX 77502**, or at such other place as the Defendant may be found.

**C. Jurisdiction**

4. Plaintiff seeks only monetary relief of \$250,000 or less excluding, interest, statutory or punitive damages and penalties, and attorneys fees and costs.
5. Plaintiff asserts that the above-named court has jurisdiction over the subject matter of this case and the person(s) of Defendant(s) and that the damages sought are within the jurisdictional limits of the court.

**D. Venue**

6. Venue of this action is proper in the county named above because Defendant(s) is/are individual(s) believed to be residing in said county at the time of commencement of suit.

**E. Facts**

7. On or about December 5, 2019, Defendant opened account number ending in \*\*\*0425("the Account") and agreed to pay for certain goods and/or services provided by Cross River Bank (Upstart Network Inc.). Cross River Bank (Upstart Network Inc.) provided the agreed upon goods and/or services, however, Defendant has failed and refused to pay the balance for such goods and/or services. Plaintiff's records show Defendant's(s') last payment on the account occurred on or about March 6, 2023. Defendant(s) defaulted on the obligation to make payments on the Account was subsequently closed due to nonpayment. The entire balance on the Account is presently due and payable in full. On or about August 30, 2023 Defendant's(s') Account was assigned to Plaintiff, and Plaintiff is the current holder of Defendant's(s') account and the proper party to bring this lawsuit.
8. After allowing for all just and lawful offsets, credits, and payments on the account, the total balance due to Plaintiff by Defendant(s) on the Account is \$3,065.66.

9. The Plaintiff has made demand upon the Defendant(s) for payment of the amount due and payable in full. The Defendant(s) have failed, neglected, and refused to pay the amount requested.
10. Plaintiff has performed all conditions precedent to the filing of this action or all such conditions precedent have been performed or have occurred.

#### **F. COUNT 1: Breach of Contract**

11. On or about December 5, 2019, Defendant opened account number ending in \*\*\*0425("the Account") and agreed to pay for certain goods and/or services provided by Cross River Bank (Upstart Network Inc.). Cross River Bank (Upstart Network Inc.) provided the agreed upon goods and/or services, however, Defendant has failed and refused to pay the balance for such goods and/or services. Plaintiff's records show Defendant's(s') last payment on the account occurred on or about March 6, 2023. Defendant(s) defaulted on the obligation to make payments on the Account was subsequently closed due to nonpayment. The entire balance on the Account is presently due and payable in full. On or about August 30, 2023 Defendant's(s') Account was assigned to Plaintiff, and Plaintiff is the current holder of Defendant's(s') account and the proper party to bring this lawsuit.
12. Defendant(s)' breach was a proximate cause of actual damages of \$3,065.66. All just and lawful offsets, credits, and payments have been applied to the account.

#### **G. Damages**

13. Plaintiff seeks damages on its liquidated claim in the amount of at least \$3,065.66, which is within the jurisdictional limits of this court.

#### **H. Conditions Precedent**

14. All conditions precedent to Plaintiff's claim for relief have been performed or have occurred.

#### **I. Miscellany**

15. The undersigned attorneys hereby give notice that they and Plaintiff are attempting to collect a debt and any information obtained will be used for that purpose. Plaintiff's attorneys are debt collectors.

**J. Prayer**

16. For these reasons, Plaintiff asks that the court issue citation for Defendant to appear and answer, and that Plaintiff be awarded a judgment against Defendant for the following:

- a. Actual damages in the amount of \$3,065.66.
- b. Court costs.
- c. All other relief to which plaintiff is entitled.

Respectfully submitted;  
RAUSCH STURM LLP  
ATTORNEYS IN THE PRACTICE OF DEBT COLLECTION

By:

ATTORNEY CONTACT INFO:  
Paula Pitter  
Phone: (945) 910-5984  
E-mail: PPitter@rauschsturm.com



PAULA PITTER, SBN 24119408  
15660 N. Dallas Parkway, Suite 350  
Dallas TX 75248  
Toll Free - (877) 215-2552 TTY: 711 Fax - Dallas (877) 492-5185  
E-mail: LawfirmTX@rauschsturm.com  
ATTORNEY FOR PLAINTIFF  
4944197

**To the Defendant** Pursuant to Rule 21, Texas Rules of Civil Procedure: Every pleading, plea, motion, or application to the court for an order, whether in the form of a motion, plea, or other form of request, unless presented during a hearing or trial, must be filed with the clerk of the court in writing, must state the grounds therefor, must set forth the relief or order sought, and at the same time a true copy must be served on all other parties, and must be noted on the docket.

4944197

### Automated Certificate of eService

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

rsieh courts on behalf of Paula Pitter  
Bar No. 24119408  
rsiehcourts@abclegal.com  
Envelope ID: 96387028  
Filing Code Description: Petition  
Filing Description:  
Status as of 1/21/2025 3:25 PM CST

#### Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
RSIEH Texas		lawfirmtx@rauschsturm.com	1/18/2025 4:25:48 PM	NOT SENT
ABC Legal Dallas		rsiehcourts@abclegal.com	1/18/2025 4:25:48 PM	NOT SENT