

CAUSE NO. C-1-PB-23-000919

ESTATE OF JUNE A. BLOCH A/K/A	§	PROBATE COURT
JUNE P. BLOCH, A/K/A	§	
JUNE PETROVICH BLOCH,	§	NO. 1
	§	
DECEASED	§	TRAVIS COUNTY, TEXAS

**INDEPENDENT EXECUTOR'S ORIGINAL ANSWER**

COMES NOW Lindsey Ann Bloch, Independent Executor of the Estate of June A. Bloch, a/k/a June P. Bloch, a/k/a June Petrovich Bloch, Deceased ("Executor") and files this *Independent Executor's Original Answer*, and respectfully shows the Court as follows:

**I. GENERAL DENIAL**

Pursuant to Texas Rule of Civil Procedure 92, Executor generally denies each and every allegation contained in the *Petition to Contest the Will of June Bloch* filed by Jaden Alexandra Riley ("Plaintiff"), as well as in any subsequently filed pleading from Plaintiff, whether supplementary, amended, or otherwise, and demands strict proof thereof in accordance with the law.

**II. AFFIRMATIVE DEFENSE**

Statute of Limitations: Plaintiff's suit is barred by the two-year statute of limitations set forth in Texas Estates Code Section 256.204, which provides that after a will is admitted to probate, an interested person must "commence a suit" to contest the validity of a will "not later than the second anniversary of the date the will was admitted to probate." Tex Est. Code § 256.204(a). Furthermore, it is well established Texas law that the mere filing of a petition in a lawsuit does not toll the statute of limitations. *See*,

*e.g., Holliday v. Smith*, 422 S.W.2d 791, 794 (Tex. App. — Corpus Christi 1976, writ ref'd. n.r.e.). To commence a suit must be a bona fide intention that process be both issued and served, and due diligence must be exercised by the plaintiff in such regard. *See id.*

The last will and testament of June A. Bloch, a/k/a June P. Bloch, a/k/a June Petrovich Bloch (“Decedent”) was admitted to probate by this Court on May 18, 2023. Pursuant to Texas Estates Code Section 256.204, any petition to contest Decedent’s will must have been filed and served by May 28, 2025. *See* Tex. Est. Code § 256.204(a); *see also Holliday*, 422 S.W.2d at 794. Executor was not served with process until August 13, 2025, three months after the limitations period expired.

### **III. PRAYER**

WHEREFORE, PREMISES CONSIDERED, Lindsey Ann Bloch, Independent Executor of the Estate of June A. Bloch, a/k/a June P. Bloch, a/k/a June Petrovich Bloch, Deceased, requests that the Court enter a final judgment dismissing all claims against her, and awarding such further relief to which she shows herself entitled.

Respectfully submitted,

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By /s/ Michael B. Knisely  
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ATTORNEYS FOR INDEPENDENT  
EXECUTOR

**CERTIFICATE OF SERVICE**

I do hereby certify that a true and correct copy of the above document has been served on this 4<sup>th</sup> day of September, 2025 to the following via efile, mail, and certified mail, R.R.R.:

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[jadenalexandrariley@gmail.com](mailto:jadenalexandrariley@gmail.com)

/s/ Michael B. Knisely  
Michael B. Knisely

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Jill McCoy on behalf of Michael Knisely

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