

NO. 2017-36216

HOUSTON FIREFIGHTERS' RELIEF AND
RETIREMENT FUND,

Plaintiff,

v.

CITY OF HOUSTON, ET AL.,

Defendants.

§
§
§
§
§
§
§
§
§
§

IN THE DISTRICT COURT OF

HARRIS COUNTY, TEXAS

190TH JUDICIAL DISTRICT

**DEFENDANT CITY OF HOUSTON'S ORIGINAL ANSWER, JURY
DEMAND, AND REQUEST FOR DISCLOSURE SUBJECT TO
ITS PLEA TO THE JURISDICTION**

Subject to the plea to the jurisdiction asserted separately by it, Defendant City of Houston ("Defendant") files this Original Answer to Plaintiff Houston Firefighters' Relief And Retirement Fund's ("Plaintiff") First Amended Petition and Application for Temporary and Permanent Injunction, Jury Demand, and Request for Disclosure, and specifically reserves its rights to further amend as permitted by the Texas Rules of Civil Procedure.

I. GENERAL DENIAL

1. Defendant generally denies each and every allegation and matter pleaded and alleged by Plaintiff and demands strict proof thereof pursuant to Rule 92 of the Texas Rules of Civil Procedure.

II. AFFIRMATIVE DEFENSES

2. Defendant pleads immunity from suit as a jurisdictional bar to all claims alleged by Plaintiff.

3. Defendant pleads immunity from liability as an affirmative defense to all claims alleged by Plaintiff.

4. Defendant pleads legislative immunity as an affirmative defense to all claims alleged by Plaintiff.

III. JURY DEMAND

5. Defendant demands a trial by jury. Tex. R. Civ. P. 216(a).

IV. REQUESTS FOR DISCLOSURE

6. Defendant requests that Plaintiff disclose all the information and material listed or described in Rule 194.2 of the Texas Rules of Civil Procedure.

V. PRAYER

Defendant prays that Plaintiff's application for injunctive relief be denied, and for a take-nothing judgment, costs, and all other just relief.

Unofficial Copy Office of Chris Daniel District Clerk

Respectfully submitted,

NORTON ROSE FULBRIGHT US LLP

By: Reagan M. Brown

Reagan M. Brown

State Bar No. 03162200

reagan.brown@nortonrosefulbright.com

Neil Thomas

State Bar No. 19869600

neil.thomas@nortonrosefulbright.com

Carter Dugan

State Bar No. 24056483

carter.dugan@nortonrosefulbright.com

1301 McKinney, Suite 5100

Houston, Texas 77010-3095

Telephone: (713) 651-5151

Facsimile: (713) 651-5246

CITY OF HOUSTON LEGAL DEPARTMENT

Ronald C. Lewis

City Attorney

Judith L. Ramsey

Chief, General Litigation Section

Patricia L. Casey

State Bar No. 03959075

pat.casey@houstontx.gov

Fernando De Leon

State Bar No. 24025325

fernando.deleon2@houstontx.gov

900 Bagby Street, 4th Floor

Houston, Texas 77002

Telephone: (832) 393-6491

Facsimile: (832) 393-6259

Attorneys for Defendants City of Houston,
Sylvester Turner, Brenda Stardig, Jerry Davis,
Ellen Cohen, Dwight Boykins, Dave Martin,
Steve Le, Greg Travis, Karla Cisneros, Robert
Gallegos, Mike Laster, Larry Green, Mike Knox,
David Robinson, Michael Kubosh, Amanda
Edwards, and Jack Christie

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been forwarded electronically through the electronic filing manager on June 20, 2017 to the following parties and counsel of record:

George T. Shipley
Amy L. Snell
SHIPLEY SNELL MONTGOMERY LLP
712 Main Street, Suite 1400
Houston, Texas 77002

Attorneys for Plaintiff

Michael A. Shaunessy
MCGINNIS LOCHRIDGE & KILGORE, L.L.P.
600 Congress Avenue, Suite 2100
Austin, Texas 78701

/s/ Reagan Brown

Reagan Brown

Unofficial Copy Office of Chris Daniel District Clerk