

CAUSE NO. 219-05413-2026

**JANE AND JOHN DOE, individually and
as next friends of JANIE DOE, a minor**

Plaintiffs,

v.

**PLANO INDEPENDENT SCHOOL
DISTRICT, JENNIFER KING and
PAUL EDWARD CAMPBELL**

Defendants.

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IN THE DISTRICT COURT

219TH JUDICIAL DISTRICT

COLLIN COUNTY, TEXAS

**DEFENDANT PLANO INDEPENDENT SCHOOL DISTRICT'S
ORIGINAL ANSWER AND SPECIAL EXCEPTIONS [corrected copy]**

Defendant Plano Independent School District ("Plano ISD") files the following original answer and special exceptions to Plaintiffs' Original Petition [corrected copy].

**I.
GENERAL DENIAL**

Pursuant to Rule 92 of the Texas Rules of Civil Procedure, Plano ISD generally denies each and every material allegation and demand for relief asserted in Plaintiffs' Original Petition, including any amendments or supplements thereto, and demands strict proof thereof.

**II.
AFFIRMATIVE DEFENSES**

1. Plano ISD asserts governmental immunity with respect to all claims based on acts or omissions occurring before the effective date of Tex. Civ. Prac. & Rem. Code Chapter 118.

2. Tex. Civ. Prac. & Rem. Code §118.006 provides that "a public school's governmental immunity to suit and from liability is waived to the extent of liability created by this chapter." Because Plano ISD does not have the required knowledge to be either "grossly negligent", "reckless", or "intentional" for liability under Tex. Civ. Prac. & Rem. Code §118.002,

Plano ISD's governmental immunity has not been waived and it is entitled to immunity from this suit, which is jurisdictional. See *Von Dohlen v. City of San Antonio*, 643 S.W.3d 387, 392 (Tex. 2022); *Suarez v. City of Texas City*, 465 S.W.3d 623, 632 (Tex. 2015); *Mission Consol. ISD v. Garcia*, 372 S.W.3d 629, 636-37 (Tex. 2012).

III. SPECIAL EXCEPTIONS

Plano ISD specially excepts to ¶ 75 of Plaintiffs' Original Petition to the extent it purports to extend liability under Tex. Civ. Prac. & Rem. Code §118.002 to include a claim for damages by the parents of the student in their individual capacities, as opposed to as next friends of the minor student.

Plano ISD asks the Court to set its special exceptions for hearing and, after the hearing, sustain its special exceptions and order to Plaintiffs to replead and cure their pleading defects if possible and, if Plaintiffs do not cure their defects, strike the defective portions of Plaintiffs' Original Petition.

IV. PRAYER

For these reasons, Plano ISD asks the Court to grant its special exceptions and then, after final hearing or trial, dismiss this suit, render judgment that Plaintiffs take nothing, assess costs against Plaintiffs, and award Plano ISD all other relief to which Plano ISD is entitled.

Respectfully submitted,

**ABERNATHY, ROEDER, BOYD &
HULLETT, P.C.**

/s/ Charles J. Crawford

Charles J. Crawford

State Bar No. 05018900

ccrawford@abernathy-law.com

Lucas C. Henry

State Bar No. 24101901

lhenry@abernathy-law.com

1700 Redbud Boulevard, Suite 300

McKinney, Texas 75069

Telephone: (214) 544-4000

Facsimile: (214) 544-4040

**ATTORNEYS FOR DEFENDANT
PLANO INDEPENDENT SCHOOL
DISTRICT**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via the electronic document filing system in accordance with the TEXAS RULES OF CIVIL PROCEDURE on August 25, 2026.

/s/ Charles J. Crawford

Charles J. Crawford

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.

Kimberly Escamilla on behalf of Charles Crawford

Bar No. 05018900

kescamilla@abernathy-law.com

Envelope ID: 119057168

Filing Code Description: Original Answer

Filing Description: Defendant Plano Independent School District's Original Answer and Special Exceptions [corrected copy]

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Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Lucas ChristopherHenry		lhenry@abernathy-law.com	8/25/2026 11:14:11 AM	SENT
Charles J.Crawford		ccrawford@abernathy-law.com	8/25/2026 11:14:11 AM	SENT
Kimberly Escamilla		kescamilla@abernathy-law.com	8/25/2026 11:14:11 AM	SENT
Zeke Fortenberry		zeke@fortenberryfirm.com	8/25/2026 11:14:11 AM	SENT
Zeke Fortenberry		zeke@fortenberryfirm.com	8/25/2026 11:14:11 AM	SENT
Laura Ball		lball@abernathy-law.com	8/25/2026 11:14:11 AM	SENT
Tahira KhanMerritt		tahira@fortenberryfirm.com	8/25/2026 11:14:11 AM	SENT
Tahira KhanMerritt		tahira@fortenberryfirm.com	8/25/2026 11:14:11 AM	SENT
Keagan Riley		keagan@fortenberryfirm.com	8/25/2026 11:14:11 AM	SENT
Keagan Riley		keagan@fortenberryfirm.com	8/25/2026 11:14:11 AM	SENT
Amanda Cannon		Paralegal@fortenberryfirm.com	8/25/2026 11:14:11 AM	SENT
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