

2.

PARTIES

Plaintiffs Janet Lane Crawford and Carolyn Gail McLane are the daughters of Doris Crawford and Co-Executrices of the Estate of Doris Thompson Crawford, deceased.

3.

Defendant Texas Lone Star Promotions, LLC d/b/a Wazoo's Argyle ("Wazoo's Argyle") is a Texas company who may be served with process by serving its registered agent:

**Lesley Manuel
351 Conroe Circle
Lantana, Texas 76226**

4.

VENUE AND JURISDICTION

The court has jurisdiction over this cause of action because the amount in controversy is within the jurisdictional limits of the court. Venue is proper in Denton, Texas, for the reason that all or a part of the cause of action arose in Denton County, Texas.

5.

FACTUAL BACKGROUND

This lawsuit involves the injuries and ultimate death sustained by Doris Crawford on or about May 17, 2008. In May 2008, Ms. Crawford traveled from Houston, Texas, to visit her niece in Denton County, Texas. During the late afternoon of May 16, 2008, Ms. Crawford went with her niece and children to Wazoo's Argyle at 2126 Hamilton Drive in Argyle, Texas. While watching her grandniece and grandnephew play in one of nine of inflatable "bounce houses" at Wazoo's Argyle, Ms. Crawford was suddenly, and without warning, knocked to the ground. Older children inside that particular "bounce house" flung themselves against the mesh "wall" and slammed into Ms. Crawford who was standing on the outside watching her grandniece and grandnephew.

6.

At the time of the occurrence, there were no Wazoo's Argyle employees, representatives or agents monitoring the children in the bounce house at issue or in that particular section of the recreational area. In addition to severe pain and bruising, Ms. Crawford sustained a right hip fracture as a result of the fall, which ultimately caused her untimely death approximately twelve hours later on May 17, 2008.

7.

At all relevant times, Ms. Crawford was an invitee of Wazoo's Argyle. Wazoo's Argyle owed Ms. Crawford a duty to exercise ordinary care to keep the premises in reasonably safe condition and operate its business in a careful and lawful manner, but in violation of such duty, Wazoo's Argyle operated its business in a negligent and careless manner, thus proximately causing and bringing about serious injury to Doris Crawford, which resulted in her untimely death.

8.

**CAUSES OF ACTION AGAINST DEFENDANT TEXAS LONE STAR
PROMOTIONS, LLC D/B/A WAZOO'S ARGYLE**

The negligence of Wazoo's Argyle, and its employees, agents and/or representatives, was a proximate cause of the occurrence in question and Doris Crawford's injuries, death and Plaintiffs' damages herein. Wazoo's Argyle has several bounce houses at its location. Each had been designated by Wazoo's Argyle for certain age limitations in order to protect the participants as well as others in the area. Wazoo's Argyle knew or should have know that the recreational area created an unreasonable risk of harm to invitees in that Wazoo's Argyle knew or should have known that an inflatable bounce house with children inside could seriously injury someone standing outside of it if children were permitted to slam against its walls causing an unreasonable risk of harm to invitees such as Ms. Crawford. Wazoo's Argyle also knew or should have know that allowing older

children to play in bounce house designated for younger children caused an unreasonable risk of harm to invitees such as Ms. Crawford.

9.

Wazoo's Argyle was negligent generally including but not necessarily limited to one or more of the following:

1. Failing to make the recreational area reasonably safe;
2. Failing to adequately warn Ms. Crawford that the recreational area was unsafe;
3. Failing to adequately supervise its employees, agents or representatives;
4. Failing to adequately train its employees, agents or representatives; and
5. Failing to adequately supervise the patrons to ensure that each bounce house had only age appropriate children in the particular bounce house as determined by Wazoo's Argyle.

10.

In addition, Wazoo's Argyle had a duty to exercise ordinary care by maintaining and enforcing its own policies and procedures to prevent harm to patrons like Ms. Crawford. Wazoo's Argyle breached its duty to Ms. Crawford by failing to maintain and/or enforce its own policies and procedures created to protect patrons like Ms. Crawford from harm.

11.

Each of the above acts and omissions, and possibly others, singularly or in combination, constituted negligence that proximately caused the occurrence made the basis of this action and Doris Crawford's injuries, death and Plaintiffs' damages as described below.

12.

RESPONDEAT SUPERIOR

Defendant Texas Lone Star Promotions, LLC d/b/a Wazoo's Argyle is vicariously liable for

the torts of its employees committed in the course of their employment. At all times material, all of the agents, representatives, and employees of Texas Lone Star Promotions, LLC d/b/a Wazoo's Argyle who were in any way connected with the occurrence were acting within the course and scope of their employment of official duties and in furtherance of the duties of their office or employment.

13.

PERSONAL INJURIES AND DAMAGES

Doris Crawford, as a direct and proximate result of the above-referenced acts and/or omissions of Defendant, sustained severe, physical and emotional injuries prior to her death. These acts and/or omissions ultimately resulted in Ms. Crawford's death and actual and consequential damages complained of herein for which her respective estate is entitled to recover pursuant to Chapter 71 of the Texas Civil Practice and Remedies Code, including those damages for:

- a. Medical expenses incurred for Doris Crawford prior to her death;
- b. Physical pain and suffering experienced by Doris Crawford prior to her death;
- c. Mental anguish experienced by Doris Crawford prior to her death; and
- d. Reasonable funeral and burial expenses.

14.

As a direct and proximate result of the Defendant actions, Doris Crawford's daughters, Plaintiffs Janet Lane Crawford and Carolyn Gail McLane, have suffered the following damages:

- a. Mental anguish including emotional pain, torment, and suffering; and
- b. Loss of companionship and society including the loss of the positive benefits flowing from the love, comfort, companionship, and society that they would have received but for the death of their mother Doris Crawford.

In all reasonable probability, Plaintiffs will continue to suffer from these injuries for the rest of their lives, and seek compensation for such future damages.

15.

SURVIVAL CLAIM

Janet Lane Crawford and Carolyn Gail McLane, as Co-Executors of the Estate of Doris Crawford, are entitled to and do bring this action pursuant to Title 4, Chapter 71, Subchapter B of the Texas Civil Practice and Remedies Code - Texas' Survival statute. Janet Lane Crawford and Carolyn Gail McLane on behalf of the Estate of Doris Crawford assert against Defendant all causes of action for personal injury to the health and person of Doris Crawford proximately caused by the conduct of the Defendant.

16.

WRONGFUL DEATH CLAIM

Janet Lane Crawford and Carolyn Gail McLane were the daughters of Ms. Crawford. As such, they are entitled to bring and do bring this cause of action pursuant to the Texas Wrongful Death statute. The Defendant is liable to Janet Lane Crawford and Carolyn Gail McLane for the damages arising from Doris Crawford's death because such death was proximately caused by Defendant.

17.

DEMAND FOR A JURY TRIAL

Plaintiffs hereby demand that this case be set for a trial by jury and tenders the appropriate fee.

18.

CONDITIONS PRECEDENT

All conditions precedent to recovery and imposition of liability have occurred or been performed.

19.

DISCOVERY

REQUESTS FOR DISCLOSURE

Pursuant to TEX. R. CIV. P., Defendant is hereby requested to disclose within fifty (50) days of service of this request, the information or material described in TEX. R. CIV. P. Rule 194.2.

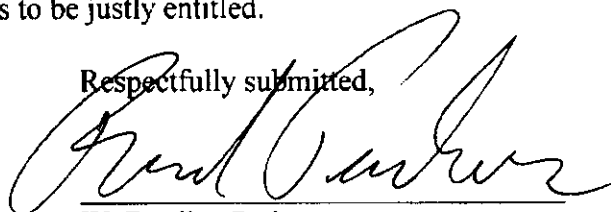
20.

RELIEF SOUGHT

Plaintiffs request that Defendant be cited to appear and answer, and that this case be tried after which Plaintiffs recover as follow:

1. Judgment against Defendant for a sum within the jurisdictional limits of this Court as set forth above;
2. Pre-judgment interest at the maximum amount allowed by law;
3. Post-judgment interest at the maximum rate allowed by law;
4. Costs of suit; and
5. Such other and further relief, both at law or in equity, to which Plaintiffs may show themselves to be justly entitled.

Respectfully submitted,



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