

Cause No. 296-D4376-07

ZENA M. KARELIN,
PLAINTIFF,

VS.

ADVANTAGE CONFERENCES, LLC,
TIMOTHY S. DARNELL,
INDIVIDUALLY,
JACK M. WEINZIERL,
INDIVIDUALLY, AND
JAMES MCHUGH, INDIVIDUALLY
DEFENDANTS

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IN THE DISTRICT COURT

____ JUDICIAL DISTRICT

COLLIN COUNTY, TEXAS

PLAINTIFF'S ORIGINAL PETITION

COMES NOW Plaintiff, Zena M. Karelin, complaining of Defendants, Advantage Conferences, LLC, Timothy S. Darnell, Individually, Jack M. Weinzierl, Individually, and James McHugh, Individually, and would show the Court as follows:

DISCOVERY LEVEL

1. DISCOVERY IS INTENDED TO BE CONDUCTED UNDER LEVEL 1 OF RULE 190 OF THE TEXAS RULES OF CIVIL PROCEDURE.

PARTIES

2. Plaintiff, Zena M. Karelin, is an individual who resides in Modesto, California.
3. Defendant, Advantage Conferences, LLC, is a Texas limited liability company and may be served with service of process by serving its registered agent, Timothy Spencer Darnell at 1513 Home Park Drive, Allen, Texas 75002.

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4. Defendant, Timothy S. Darnell, is an individual who may be served with service of process at his residence at 1513 Home Park Drive, Allen, Collin County, Texas 75002.
5. Defendant, Jack M. Weinzierl, is an individual and may be served with service of process at 891 Wagner Way, Lantana, Texas 76226.
6. Defendant, James McHugh, is an individual who may be served with process by certified mail, return receipt requested, at 17215 Bradgate Ave., Cleveland, Ohio 44111.

VENUE

7. Venue of this suit is proper in Collin County, Texas because a substantial part of the acts or omissions giving rise to Plaintiff's causes of action occurred in Collin County, Texas and because at least one of the Defendants resides in Collin County, and so venue is proper as to all of the Defendants.

CAUSES OF ACTION

FRAUD AND CONSPIRACY

8. Based on information and belief, Plaintiff states that Defendants, acting separately, jointly, and/or in concert made material misrepresentations to Plaintiff in order to induce Plaintiff into investing money in the Advantage Conferences "Christ-center business opportunity" or alternatively, concealed material facts from Plaintiff that, had those facts been known by Plaintiff, Plaintiff would not have invested such funds into such venture.

9. Based on information and belief, Defendants knew that these representations were false when made or the representations were asserted without knowledge of the truth of the representations. Defendants also knew the concealed facts were material to the investment being made by Plaintiff.
10. Based on information and belief, Defendants intended that Plaintiff rely on the representations.
11. Plaintiff relied on these representations.
12. As a direct and proximate result of the misrepresentations and/or concealment of facts by Defendants, Plaintiff has sustained damages in excess of the minimum jurisdictional limits of the Court.
13. Defendants' conduct as described above was malicious and the tortuous conduct occurred in whole or in part in Collin County, Texas. Accordingly, Plaintiff requests that exemplary damages be awarded against Defendants.

DECEPTIVE TRADE PRACTICES ACT

14. Defendants' conduct described above also violated the Texas Deceptive Trade Practices Act and, as such, Defendants are liable to Plaintiff pursuant to that statute.
15. Plaintiff also is entitled to her reasonable attorneys' fees pursuant to the Texas Deceptive Trade Practices Act.


PRAYER

WHEREFORE, THE ABOVE PREMISES CONSIDERED, Plaintiff Zena M. Karelin respectfully requests that Defendants be cited to appear and answer, and upon final trial, Plaintiff have judgment against the Defendants for the following:

1. Actual damages, treble and exemplary damages against Defendants in an amount in excess of the minimum jurisdictional limits of the Court;
2. Attorney's fees pursuant to the Texas Deceptive Trade Practices Act;
3. Pre-judgment and post-judgment interest at the maximum legal rate;
4. Cost of courts; and
5. Such other and further relief to which Plaintiff may be justly entitled.

Respectfully submitted,

The Law Office of
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