

IN THE DISTRICT COURT OF EL PASO COUNTY TEXAS  
3440  
JUDICIAL DISTRICT

LISA ELIZONDO,

Plaintiff,

vs.

JOHN COOK,

Defendant.

CILBERT SANCHEZ  
CLERK  
2007 JUN 12 PM 3:34  
EL PASO COUNTY, TEXAS  
BY \_\_\_\_\_

Cause No: 2007- 2617

**PLAINTIFF'S ORIGINAL PETITION**

TO THE HONORABLE COURT:

COMES NOW Plaintiff Lisa Elizondo and files this her Plaintiff's Original Petition over and against Defendant John Cook. This is a level two lawsuit.

**I  
PARTIES**

1. Plaintiff Lisa Elizondo is a resident of El Paso, El Paso County, Texas.
2. Defendant John Cook is a resident of El Paso, Texas and he may be served with process at 2 Civic Center Plaza, 10<sup>th</sup> Floor, El Paso, Texas 79901.

**II  
STATEMENT OF FACTS**

3. John Cook has repeatedly slandered Lisa Elizondo in her business, office or profession, as well as slandering her as a woman. The slander is slander per se.
4. Lisa Elizondo recently discovered that John Cook told Robert Cushing that the only reason Lisa Elizondo was City Attorney [she was recommended by Mayor Joe Wardy] was because she was Joe Wardy's whore and the only reason Joe Wardy wanted her was because he was f.....ing her.

5. John Cook told Robert Cushing that Jim Martinez and Lisa Elizondo were Joe Wardy's two Mexicans. John Cook would refer to Lisa Elizondo as "that bitch" and say to Mr. Cushing that "she doesn't know anything".

6. John Cook even suggested to Robert Cushing that Lisa Elizondo was having sexual relationships with Joe Wardy's assistant, Jim Martinez. He said "she's sleeping with Martinez now".

7. John Cook made defamatory statements about Lisa Elizondo's performance of her job during campaign appearances when he was running for office. He recently admitted making such defamatory statements not only during the campaign but also personally to his Family. Lisa Elizondo had no way to discover that Mr. Cook had made such statements to his own Family until recently.

8. On July 24, 2006, John Cook was quoted in Newspaper Tree regarding Lisa Elizondo, "I hope she has a good lawyer . . . Anything is better than her." This is per se defamatory.

9. Lisa Elizondo performed her job well as City Attorney. She is a good Attorney.

10. Lisa Elizondo did not have sexual relationships with Mayor Joe Wardy or Jim Martinez. She does not sleep with men for jobs or use her sex as a basis to get ahead in the business world, as John Cook openly stated she did.

11. All of these statements were discovered within one year of the filing of this lawsuit.

### III CAUSES OF ACTION

12. John Cook committed per se slander against Lisa Elizondo and defamed her in her business, office or profession and as a woman. She is entitled to a presumption that her reputation has been damaged and to recover for that damage as well as her mental anguish. Since the slander

was committed with malice, exemplary damages should be assessed against John Cook. The damages sought herein are within the jurisdictional limits of the Court.

**IV  
JURY DEMAND**

16. Plaintiff respectfully demands a trial by jury.

WHEREFORE, PREMISES CONSIDERED, Plaintiff Lisa Elizondo respectfully prays that Defendant John Cook be cited to appear and answer herein and that, following trial, a judgment be granted in her favor over and against Defendant for her actual damages, exemplary damages, interest allowed by law, costs of court and such other and further relief to which she may show herself to be entitled.

Respectfully submitted,

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By:



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