

006-06097-2026

CAUSE NO. \_\_\_\_\_

ANNALISE SISSON, AS PARENT AND NEXT  
FRIEND OF L.G., A MINOR CHILD,

PLAINTIFF,

VS.

VRISE, INC. D/B/A KIDS R KIDS OF LAWLER FARM,

DEFENDANT.

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IN THE COUNTY COURT

AT LAW NO. \_\_\_\_\_

COLLIN COUNTY, TEXAS

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### PLAINTIFFS' ORIGINAL PETITION

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1. In June and July of 2024, it was discovered that several children were subjected to repeated inappropriate discipline and mistreatment by Kids R Kids – one of those children was 3-year-old L.G.<sup>1</sup> This is the *third* lawsuit filed against Kids R Kids for negligently failing to keep children safe by allowing the mistreatment of kids in its care and trying to hide the incidents from the families involved while continuing to employ the unfit caregivers that subjected L.G. and other children to repeated yelling, pulling, yanking, shoving, and hitting.<sup>2</sup>

2. Annalise Sisson brings this lawsuit on behalf of her 3-year-old daughter, L.G. Annalise is in search of answers from Kids R Kids and asks that Kids R Kids accept responsibility for the serious physical, emotional, mental, and psychological injuries that L.G has suffered.

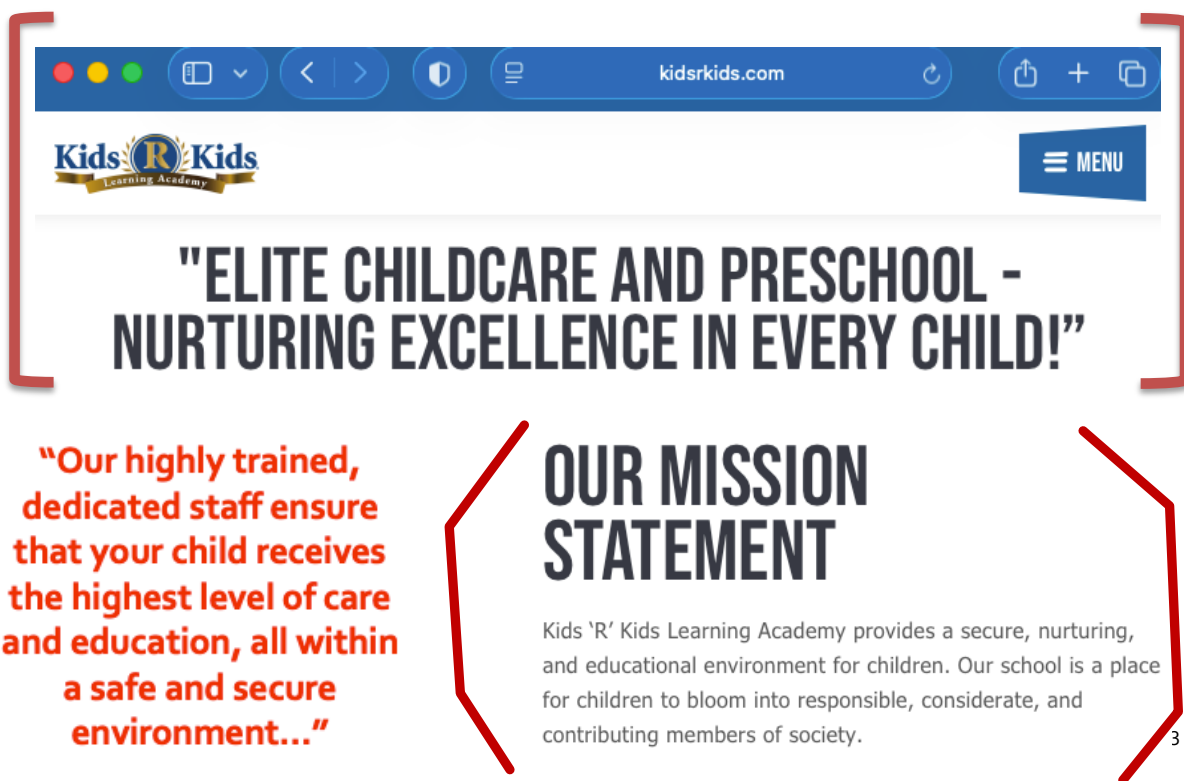
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<sup>1</sup> This petition refers to Defendant VRISE, Inc. d/b/a Kids R Kids of Lawler Farm as “Kids R Kids,” a daycare facility owned and operated by Vijaykumar Selvaraj Elango and Vithya VijayaKumar, located at 7040 Independence Parkway, Frisco, Texas 75035, operating under Texas childcare license number 1794736.

<sup>2</sup> See *Kylee Wieland, individually and as next friend of E.G, a minor child, v. VRISE, Inc. d/b/a Kids R Kids of Lawler Farms*, Cause No. 002-019331-2026, filed in County Court at Law No. 2 in Collin County, Texas, on March 5, 2026; See *Alexus Benavidez and Rauf Scott, individually and as next friends of A.S., a minor child, v. VRISE, Inc. d/b/a Kids R Kids of Lawler Farms*, Cause No. 005-03612-2026, filed in County Court at Law No. 5 in Collin County, Texas, on May 1, 2026.

## THE BROKEN PROMISES OF KIDS R KIDS OF LAWLER FARM

3. Every day, parents across the country have to make the difficult decision on whether to place their child in a daycare while they go to work. Parents have the right to expect that daycares will do everything they can to keep their kids safe. Any parent looking at Kids R Kids of Lawler Farm from the outside would see a nice-looking facility with a curated website filled with promises on quality and safety:



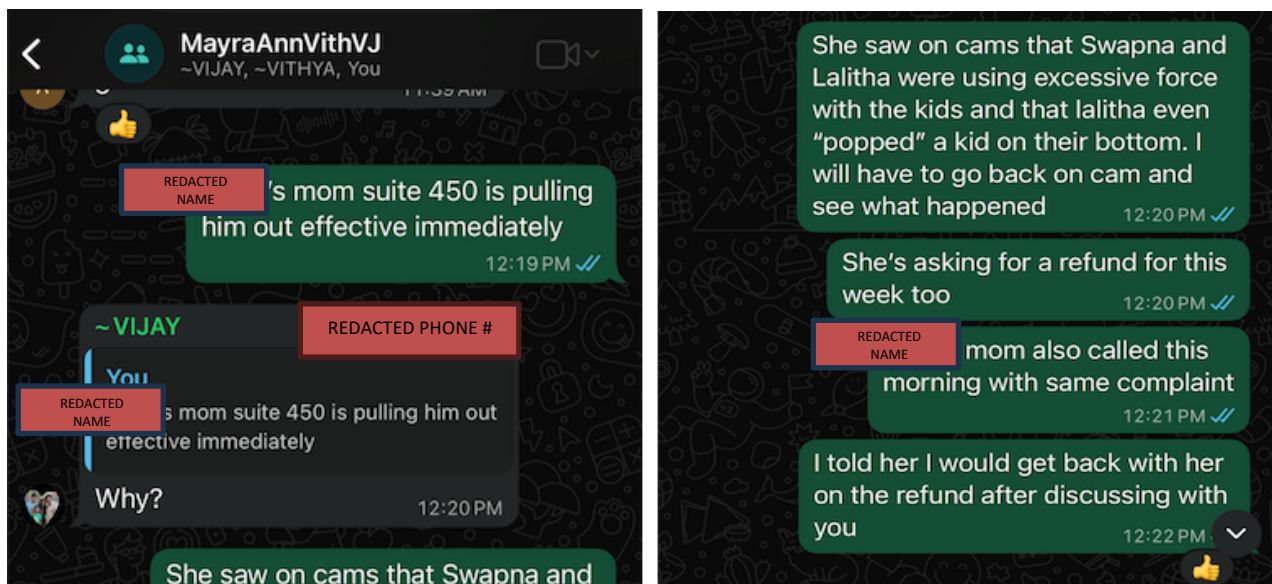
4. Behind its well-polished website lies a stark contradiction. Kids R Kids promised elite care provided by highly trained and dedicated staff in a safe, secure, nurturing, and educational environment – but Kids R Kids broke that promise when it failed at its most basic job to keep 3-year-old L.G. safe from harm.

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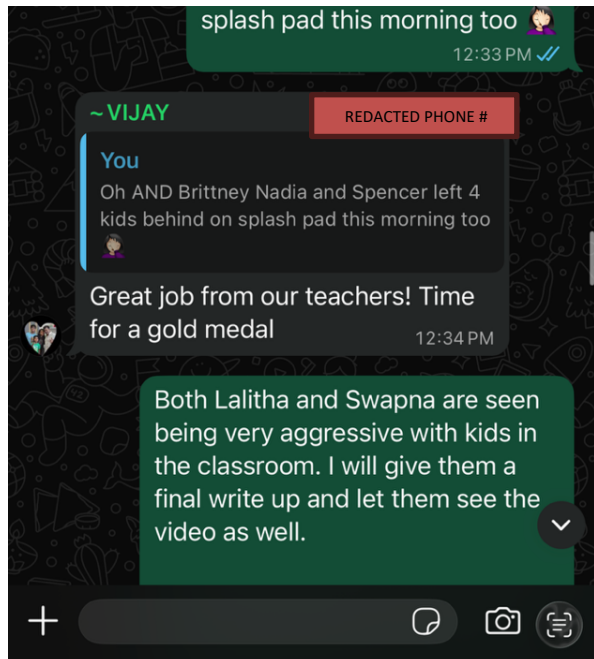
<sup>3</sup> Screenshot images and quote from Kids R Kids of Lawler Farm Website, <https://kidsrkids.com/lawler-farm/> (last visited July 16, 2026).

## KIDS R KIDS OF LAWLER FARM: FAILED TO ACT, CHOSE TO HIDE THE TRUTH FROM PARENTS, FAILED TO MAKE REQUIRED REPORTS TO THE STATE, AND TRIED TO DESTROY EVIDENCE OF THE MISTREATMENT OF KIDS

5. On June 11<sup>th</sup>, 2024, Annalise Sisson, who at the time was a Curriculum Coordinator for Kids R Kids, was assisting on a field trip with a group of children when she received a text message in a WhatsApp group chat that included Annalise, Mayra (a Kids R Kids manager), and Kids R Kids Owners – Vijaykumar “Vijay” Selvaraj Elango and Vithya VijayaKumar. The text message reported that two unrelated parents witnessed the Kids R Kids Caregivers in Suite 450 — the 3-year-old classroom — “*using excessive force with the kids*” and one Kids R Kids caregiver “*popped a kid on their bottom.*”



6. During this same conversation, Kids R Kids Owners are also told that three Kids R Kids employees forgot four children outside on the splash pad that morning, leaving them without proper supervision.



7. Rather than ask questions about the incident, initiate disciplinary action, instruct his employees to make the mandatory reports to the state of Texas, or express any concern over the children that had been left behind – the Kids R Kids Owner Vijay Elango responded without concern for the safety of the children or the reporting laws in Texas, joking “*Great job from our teachers! Time for a gold medal*”.

8. Thankfully, Annalise Sisson did not sweep it under the rug. Instead, she took it upon herself to watch the video footage because she felt that as a mother with a 3-year-old daughter in the classroom, she needed to find out the truth about what happened.

9. The video footage Annalise watched showed *two* Kids R Kids Caregivers repeatedly getting aggressive with the kids, using excessive force and inappropriate discipline with several children in the classroom, including Annalise’s 3-year-old daughter, L.G.

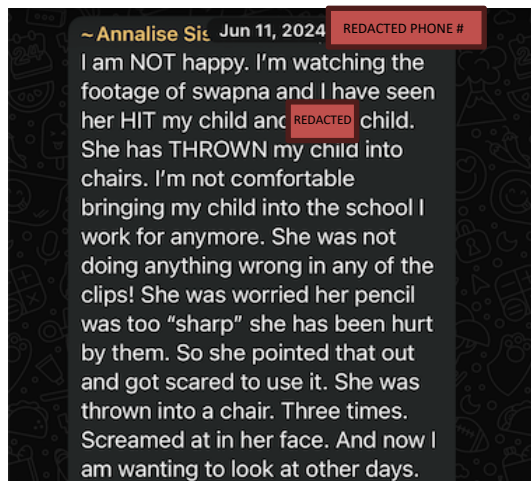
10. Annalise watched in horror as her 3-year-old daughter is seen approaching one of the Kids R Kids Caregivers with concerns about her pencil being too sharp only to be aggressively yanked by the arm and forcefully shoved into a chair as she cries out in fear. Annalise saw L.G. be thrown into a chair by the Kids R Kids Caregiver *three times*. The Kids R Kids Caregiver is also seen yelling at L.G., just inches from L.G.’s face and smacking L.G. on the leg.



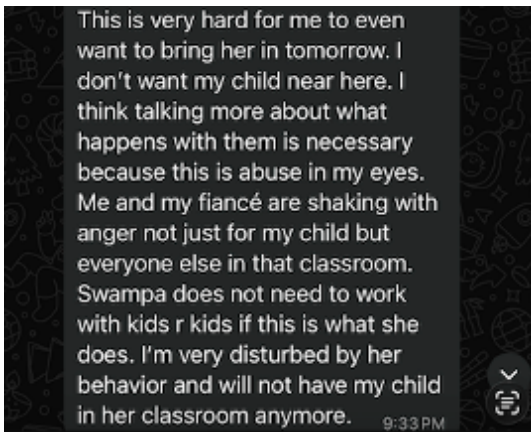
11. The physical force used by the Kids R Kids employee left bruising on L.G.'s back.



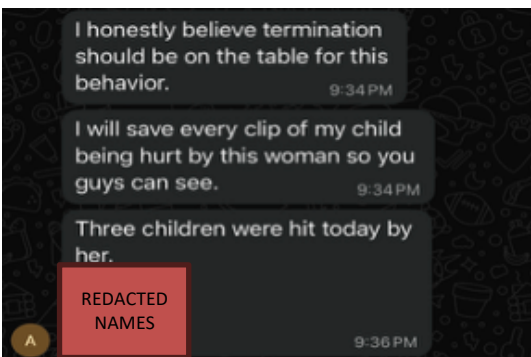
12. Immediately after watching the video footage, Annalise reported what she saw directly to Kids R Kids Owners Vijay Elango and Vithya VijayaKumar via the WhatsApp group chat:



~ Annalise Sis Jun 11, 2024 REDACTED PHONE #  
I am NOT happy. I'm watching the footage of swapna and I have seen her HIT my child and REDACTED child. She has THROWN my child into chairs. I'm not comfortable bringing my child into the school I work for anymore. She was not doing anything wrong in any of the clips! She was worried her pencil was too "sharp" she has been hurt by them. So she pointed that out and got scared to use it. She was thrown into a chair. Three times. Screamed at in her face. And now I am wanting to look at other days.



This is very hard for me to even want to bring her in tomorrow. I don't want my child near here. I think talking more about what happens with them is necessary because this is abuse in my eyes. Me and my fiancé are shaking with anger not just for my child but everyone else in that classroom. Swampa does not need to work with kids r kids if this is what she does. I'm very disturbed by her behavior and will not have my child in her classroom anymore. 9:33 PM



I honestly believe termination should be on the table for this behavior. 9:34 PM  
I will save every clip of my child being hurt by this woman so you guys can see. 9:34 PM  
Three children were hit today by her.  
REDACTED NAMES 9:36 PM

13. Annalise reported directly to the Kids R Kids Owners that the footage she saw showed the Kids R Kids Caregivers:

- Hitting L.G. and two other children,
- Throwing L.G. into chairs three times, and
- Screaming in L.G.'s face.

14. The June 11<sup>th</sup>, 2024, video footage was so concerning that Annalise was afraid to bring her child back the next day.

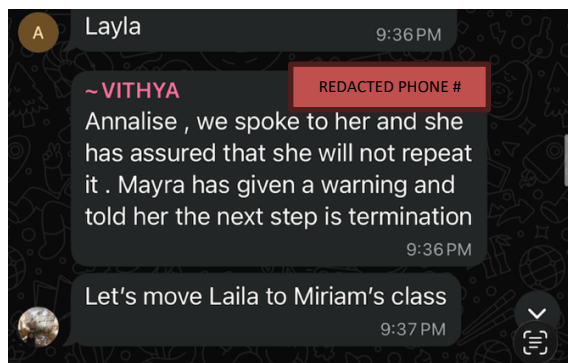
15. In fact, the conduct was so horrible that Annalise believed it had to be a regular occurrence and that footage from other days may reveal even more.

16. Angry and concerned for every child in the classroom, Annalise told the Kids R Kids Owners the simple truth – their caregiver should not be allowed to work with kids.

17. Later, during the state's investigation into the incidents, Kids R Kids Owner Vijay Elango denied having knowledge of the severity of the incidents – *in direct contradiction of the evidence*.

18. Video footage from the classroom showed *both* Kids R Kids Caregivers harming children. Several children were spanked and thrown into chairs. One child was pushed into a desk with an exposed sharp edge that caused a cut to his knee. The mistreatment was continuous.

19. Instead of taking action, preserving video footage, initiating an investigation, reporting the incidents to parents, and following the laws of Texas on mandatory reporting, Kids R Kids dismissed Annalise's reports and concerns by claiming the Kids R Kids Caregiver was spoken to, telling Annalise that the "...*she has assured that she will not repeat it.*"



20. Kids R Kids chose NOT to terminate its Caregivers. For Kids R Kids, a "warning" and some "assurances" were sufficient to keep its Caregiver employed and continue to put her in the classroom with little kids.

21. However, Kids R Kids knew that its plan to sweep this under the rug could be blown apart by Annalise – so they moved 3-year-old L.G. to another classroom in hopes that would satisfy Annalise enough to keep her quiet. **Spoiler alert: *they were wrong.***

### **KIDS R KIDS OF LAWLER FARM CHOSE TO CONTINUE TO EMPLOY THE CAREGIVERS AND PLACED THEM BACK IN THE CLASSROOM AND IN CHARGE OF CHILDREN**

22. Kids R Kids Owner Vijay Elango approached Annalise about the video footage and told her he had deleted the footage and instructed her to do the same. It was then that Annalise realized that the Kids R Kids' promises she had believed in were lies. It became clear that Kids R Kids was going to continue to allow the Caregivers to work with children and had no intention of reporting the incidents to the parents or to the State of Texas — a clear violation of the law.

23. Taking matters into her own hands, Annalise made a report to the State of Texas, reporting what she had witnessed on the video footage, resulting in an investigation by the Texas Department of Family and Protective Services (“DFPS”).

**\*\* THE STATE’S INVESTIGATION OPENED PANDORA’S BOX \*\***

**THE ROOT CAUSE OF THE FAILURES IS SYSTEMIC:  
TURN A BLIND EYE, DENY, AND LIE  
From Negligent Ownership at the Top, to Unfit Caregivers in the Classroom**

24. During the state’s investigation, numerous individuals were interviewed: Kids R Kids Owner Vijay Elango, Kids R Kids staff and caregivers, parents of children that were enrolled at Kids R Kids, and even a *former* Director that resigned her position at Kids R Kids just before these incidents came to light. The investigation reveals that the failures of Kids R Kids were the result of willful ignorance of Texas’s childcare safety laws.

**KIDS R KIDS OWNER VIJAY ELANGO:**

- ADMITS HE *DOESN’T KNOW THE REPORTING LAWS*
- CLAIMS HE *NEVER WATCHED THE VIDEO FOOTAGE*
- *LIES ABOUT HAVING KNOWLEDGE OF SEVERITY OF INCIDENTS*
- *LIES ABOUT CONTINUING TO EMPLOY THE CAREGIVERS*

25. Kids R Kids Owners Vijay Elango and Vithya VijayaKumar took over ownership of Kids R Kids of Lawler Farm in March of 2024. This was the first daycare Kids R Kids Owner Vijay Elango has ever owned. According to the state’s investigation, the former Director of Kids R Kids reportedly left her position shortly after new Kids R Kids Owners took over, telling the state investigator that she felt it’s been more about the money and not the care of the children. For example, when the former Director was interviewing to hire new caregivers, the Kids R Kids Owners wanted her to hire based on who would take the lowest pay rate as opposed to the quality of their interview. The former Director reported that the Kids R Kids Owners did not

understand the licensing rules and when she would try to explain things to them, they just didn't seem to care. When incidents would happen, the Kids R Kids Owners took the position that they did not have to notify licensing and would try to sweep things under the rug. In response to the state investigator's questions about one of the Kids R Kids Caregivers involved in the June incidents, the former Director reported that she had personally reprimanded the Caregiver for her aggressive tone of voice and had received prior complaints from a parent who said the Caregiver had roughly handled a kid. Despite the prior issues, concerns, and complaints, Kids R Kids decided to promote the Caregiver from Assistant to Lead in the 3-year-old classroom shortly before the former Director left the operation.

26. According to the state's investigation report, Kids R Kids Owner Vijay Elango denied ever being told about the severity of the incidents caught on camera. Despite there being evidence to the contrary in the WhatsApp group chat, Mr. Elango doubled down and even claimed to have *never seen the video footage himself*. The state investigator noted in her final report that when she started playing the videos for the Kids R Kids Owner, *Mr. Elango didn't want to look at them and didn't appear to be interested in* what she was showing him.

27. Kids R Kids Owner Vijay Elango's denial of having seen the video means one of two things has to be true – he is either lying or he made the deliberate choice to not watch the video footage. Either way, both are scary.

28. Regarding the lack of reporting, the Kids R Kids Owner Vijay Elango claims he didn't know the incidents needed to be reported. The state investigator had to remind him that he is required to know and follow the state laws noting that based on her investigation, it appeared Mr. Elango was giving the impression that his staff are supposed to sweep incidents under the rug. When questioned about how he can justify the Kids R Kids Caregivers being written up for

mistreatment of children yet still claim ignorance as to the severity of the incidents and the reporting requirements – the Kids R Kids Owner Vijay Elango then falsely denied having knowledge of the write-up – again, *in direct contradiction of the evidence*.

### **KIDS R KIDS OWNER FALSELY CLAIMS CAREGIVERS WERE “IMMEDIATELY TERMINATED” AFTER THEY WERE INFORMED OF INCIDENTS**

29. While investigating the incidents, the state investigator visited the Kids R Kids facility on July 3, 2024 – *nearly a month after the Kids R Kids Owners were notified of the incidents via the WhatsApp group chat*. During that visit, it was discovered that *both* Kids R Kids Caregivers were present, in the 3-year-old classroom, still caring for children as employees of Kids R Kids. As a result, the state put a Safety Plan in place regarding the two Kids R Kids Caregivers in the 3-year-old classroom. The safety plan prohibited one Kids R Kids Caregiver from caring for *any* kids while the investigation was pending and prohibited the second Kids R Kids Caregiver from caring for children alone, without direct supervision of another qualified caregiver.

30. Kids R Kids Owner Vijay Elango was informed of this Safety Plan and the legal obligation to implement it until the state’s investigation had concluded. **Spoiler alert: the Safety Plan was violated.**

31. Over a week after the Safety Plan was put in place, during a follow-up visit by the state investigator – it was discovered that Kids R Kids had failed, *again*. In fact, the second Kids R Kids Caregiver was still employed by Kids R Kids and caring for children. This time, during the inspection, the state investigator found children shut in a classroom closet, unable to get out, while under the second Kids R Kids Caregiver’s “supervision.”

32. After two lawsuits were filed against Kids R Kids of Lawler Farm regarding the incidents, Kids R Kids Owner Vijay Elango responded to a media inquiry for comment on the allegations

against Kids R Kids. In response, Kids R Kids Owner Vijay Elango did what he has done throughout the investigation – blame others for failures and make false statements, *in direct contradiction to the evidence*. As reported by *Law & Crime* on May 26, 2026, Kids R Kids Owner Vijay Elango told the media the Caregivers in question were “brought on by previous ownership” and “immediately terminated” after the allegations.<sup>4</sup> **But the simple truth is this:**

- It was Kids R Kids Owner Vijay Elango’s decision to continue to employ the Kids R Kids Caregivers after June 11<sup>th</sup>, 2024, when he was notified of the horrible actions caught on camera.
- *Both* Kids R Kids Caregivers were employed, working in the 3-year-old classroom on July 3, 2024, when the state investigator visited the facility – and then over a week thereafter, during an investigation follow-up visit, at least one of the two Kids R Kids Caregivers was still employed and working with children.

## **\*\* THE CONCLUSION AND AFTERMATH OF THE STATE’S INVESTIGATION \*\***

33. After a thorough investigation by the state, the following discoveries were made:

- 15 videos from multiple days, showed various acts of misconduct and concerning behavior, including:
  - Grabbing children by the arm with excessive force
  - Yanking a child into a chair
  - Aggressively pulling on children
  - Hitting children
  - Forcefully putting children down on nap mats and then aggressively patting their backs in frustration
  - A Kids R Kids Caregiver screaming and cussing at another caregiver because she was angry that she was being left alone during nap time
- Several parents had voiced concerns and made complaints about the Kids R Kids Caregivers in the 3-year-old classroom – those complaints and concerns went unaddressed until the uncovering of the video footage of June 11<sup>th</sup>, 2024.
- Several Kids R Kids staff members had raised concerns over the way the Caregivers interacted with children in the 3-year-old classroom.

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<sup>4</sup> Law & Crime, May 26, 2026, “Little boy comes home from daycare with hole in lip where teeth had 'gone through' while the facility quietly deleted the video: Lawsuit”; <https://lawandcrime.com/lawsuit/little-boy-comes-home-from-daycare-with-hole-in-lip-where-teeth-had-gone-through-while-the-facility-quietly-deleted-the-video-lawsuit/>.

34. Kids R Kids failures in relation to the incidents involving L.G. and the other children in the 3-year-old classroom, resulted in *8 different citations* for violating Texas child safety laws.

35. Initially, Kids R Kids was issued the following 6 citations:

- **746.201(9) – Cited for Failing to Comply with Laws and Rules** – *It was determined that the Kids R Kids Owner did not comply with the law on reporting concerns of possible abuse and neglect.*
- **746.1201(4) – Cited for Failing to Ensure No Child Abused, Neglected, or Exploited** – *It was determined that children were physically abused in the care of Kids R Kids.*
- **746.1201(1) – Cited for Failing to Demonstrate Competency, Good Judgment, Self-control** – *It was determined that Kids R Kids Caregivers failed to use good judgment when using profane language in the presence of children.*
- **746.305(a)(6) – Cited for Failing to Report Situations Placing Children at Risk of Harm** – *It was determined that concerns of abuse and neglect were reported to the Kids R Kids Owners and Managers on June 11<sup>th</sup>, 2024, but Kids R Kids failed to report to state licensing.*
- **746.2805(1) – Cited for Using Prohibited Punishment Methods, Corporal Punishment** – *It was determined that multiple children were inappropriately disciplined by Kids R Kids.*
- **746.307(a) – Cited for Failing to Comply with Parental Communication Requirements** – *It was determined that Kids R Kids did not notify parents of concerns of possible abuse and neglect.*

36. Following the follow-up inspection in mid-July wherein during a walk-thru inspection the state investigator confirmed that the second Kids R Kids Caregiver was still employed and working with children, Kids R Kids was issued the following citation:

- **746.1205(a)(4) – Cited for Failing to Provide Proper Supervision** – *Two children were found unattended in the 3-year-old classroom after they left the cafeteria without the Kids R Kids Caregivers noticing. Children were shut in a classroom storage closet and were unable to get out.*

37. Later, after the investigation had concluded, Kids R Kids was ordered by the state of Texas to comply with the law on reporting the investigation findings to all parents of children enrolled at the facility. **Spoiler alert: Kids R Kids failed to comply, again.** As a result, Kids R Kids was issued the following citation:

- **746.311(c) – Cited for Failing to Meet Parental Notification Requirements** – *Kids R Kids was notified on August 2, 2024, that they were found deficient for abuse, neglect, and exploitation based on the findings made by the state. The operation failed to notify parents of all children that attend Kids R Kids when they posted the notification letter in a location and manner that appeared as an attempt to intentionally bury it.*

**KIDS R KIDS OF LAWLER FARM FAILED TO PROTECT CHILDREN AND KEEP THEM SAFE FROM UNQUALIFIED, UNFIT, UNTRAINED, AND UNSUPERVISED CAREGIVERS**

38. Kids R Kids is responsible for qualifying, hiring, training, and supervising its caregivers on safe and proper care conducive to the welfare of children, including ensuring caregivers are using proper methods of discipline and guidance and maintaining compliance with Texas's childcare safety laws. However, during DFPS interviews with Kids R Kids, staff reported that Kids R Kids discouraged reporting incidents to state licensing and that staff were selected based on willingness to accept a low pay rate rather than selected based on qualifications or temperament. The investigation revealed that Kids R Kids Owner Vijay Elango did not understand licensing requirements and safety laws, rarely visited the facility, and passed off operational oversight entirely to others despite knowing of existing issues with Kids R Kids employees and the overall risk to child safety these issues created.

39. Kids R Kids negligently operated its facility and endangered the health and well-being of L.G. and others when it failed to provide a safe environment for children in its care, negligently hired unqualified and untrained employees, failed to supervise its employees, and failed to

report situations placing a child at risk of injury or harm to parents and the state, leaving three-year-old L.G. and other innocent children in the hands of incompetent, unqualified, irresponsible, untrained, and unsupervised caregivers.

40. Kids R Kids has a clear recent history of failing to qualify, train, and supervise employees, failing to follow the minimum standards, and failing to properly care for children. Kids R Kids' history of citations, inspections, investigations, and deficiencies from the state show the same conduct and failure to act that led to the incident and the injuries sustained by L.G. and others.

41. **As of July 2026, Kids R Kids has received a total of 28 citations for failing to follow Texas laws on child safety – including a citation for prohibited punishment as recently as March of this year.** The following is a *glimpse of some of the most concerning citations*:

- **March 2026:**
  - Cited for the using prohibited methods of punishment.
- **February 2026:**
  - Cited for exceeding the permitted child to caregiver ratio on a daily basis.
  - Cited twice for placing newly hired caregivers with children without providing the required training.
- **May 2025:**
  - Cited three times for staff members failing to complete the required annual training.
  - Cited for allowing a staff member to be present at the operation with direct contact to children before receiving a cleared background check.
  - Cited twice for failing to have written operational policies that address required materials.
- **November 2024:**
  - Cited for failing to keep areas free from hazards.
- **August 2024:**
  - Cited for failing to notify parents at the daycare of the deficiency citation received for abuse, neglect and exploitation.
- **July 2024:**
  - Cited for on two separate occasions for failing to properly supervise children.
  - Cited for failing to keep areas free from hazards.
- **May 2024:**
  - Cited for failing to provide a parent with an incident report.<sup>5</sup>

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<sup>5</sup> For a complete listing of the past 5 years of citations Kids R Kids of Lawler Farm has received – please visit the Texas Health and Human Services website at:  
<https://childcare.hhs.texas.gov/public/operationdetails?operationId=1474968&resCareFlag=false>

42. These events demonstrate a serious breakdown in Kids R Kids' duty of care. Despite multiple warnings and evidence of mistreatment, Kid R Kids' Owners and Management failed to act, protect the children, inform parents, and report what occurred to the state. The pattern of rough handling, denial, and concealment represents a grave violation of trust placed in those responsible for the safety and well-being of the children. No parent should have to fear how a daycare — an institution they pay for and entrust with their children—is treating their child. Had Kids R Kids prioritized the care and safety of the children over profit, these incidents would not have occurred. **Liability is clear.**

43. What happened to L.G. was preventable. As a direct and proximate result of the actions and/or omissions of Kids R Kids, Plaintiff sustained injuries and damages.

### **DISCOVERY CONTROL PLAN & CLAIM FOR RELIEF**

44. Discovery in this matter is intended to be conducted under Level 3 of the Texas Rules of Civil Procedure.

45. As required by the Texas Rule of Civil Procedure 47(c), Plaintiff's counsel states that Plaintiff seeks monetary relief of \$325,000.00; however, the amount of monetary relief awarded will ultimately be determined by a jury.

### **PARTIES**

46. Plaintiff Annalise Sisson is the biological parent of L.G., a minor, and is a citizen and resident of Denton County, Texas.

47. Defendant VRISE, Inc. d/b/a Kids R Kids of Lawler Farm (hereinafter referred to as "Defendant") is a corporation doing business in the State of Texas, its state of formation. Defendant operates a daycare facility located at 7040 Independence Parkway, Frisco, Texas

75035, operating under Texas childcare license number 1794736. Defendant may be served with process by serving its registered agent, Vijaykumar Selvaraj Elango, located at 11353 La Salle Road, Frisco, Texas 75035, or wherever they may be found.

### **JURISDICTION & VENUE**

48. The Court has subject matter jurisdiction over this lawsuit because the amount in controversy exceeds this Court's minimum jurisdictional requirements.

49. Venue is proper in Collin County, Texas, under Texas Civil Practices and Remedies Code Section 15.002(a) because this is the county where all or part of the events or omissions giving rise to the claim occurred.

### **CAUSES OF ACTION**

#### **Count One – Negligence**

50. Plaintiff incorporates by reference the preceding paragraphs as if stated fully herein.

51. The occurrence made the basis of this suit, reflected in the above paragraphs, and the resulting injuries and damages of Plaintiff were proximately caused by the negligent conduct of Defendant. Defendant was negligent by breaching the duty that was owed to Plaintiff, to exercise ordinary care in one or more of the following acts or omissions, constituting negligence:

- a. Failing to exercise the care that was necessary under the circumstances;
- b. Failing to do what a reasonable daycare would have done under the circumstances;
- c. Failing to maintain a safe environment for children;
- d. Failing to ensure that prohibited discipline methods were not being used against children;
- e. Failing to ensure that proper discipline methods were being used on children;

- f. Failing to properly hire, qualify, train, and supervise its employees trusted with the care of minor Plaintiff L.G.;
  - g. Choosing to continue to employ an unqualified, untrained, and unsupervised caregiver;
  - h. Failing to ensure employees demonstrate competency, good judgment, and self-control;
  - i. Failing to ensure no child is abused, neglected, or exploited; and
  - j. Failing to adhere to the Texas Minimum Standards for Childcare.
52. Defendant had a duty to exercise ordinary care in caring for, handling, and disciplining the children in its care so as to prevent injury to minor child L.G. and other children similarly situated.
53. Defendant had a duty to maintain a safe environment for children in its care so as to prevent injury to L.G., and other children similarly situated.
54. Defendant had a duty to hire, train, and supervise employees to ensure that children in its care were safe so as to prevent injury to Plaintiff L.G. and other children similarly situated.
55. Defendant breached the duty of care by failing to properly care for the children; failing to safely and properly discipline children; failing to exercise competency, good judgment, and self-control in disciplining children; failing to properly train, hire, and supervise its employees; and failing to maintain a safe environment for children.
56. Defendant's negligent acts and/or omissions, and breach of duties, directly and proximately caused injury to Plaintiffs, which resulted in significant damages.

### **Count Two – Negligence Per Se**

57. Plaintiff incorporates by reference the preceding paragraphs as if stated fully herein.

58. Defendant failed to exercise the mandatory standard of care in violation of the Texas Department of Family and Protective Services, Minimum Standards for Child-Care.

59. In the foregoing claims of negligence per se, Plaintiff was, at all times, a member of the class that the statutes the Defendant violated were designed to protect.

60. Defendant's violation of the statutes was the proximate cause of the Incident in question.

61. As a result of the Defendant's acts and/or omissions in violating the statutes, Plaintiff sustained damages.

### **Count Three – Gross Negligence**

62. Plaintiff incorporates by reference the preceding paragraphs as if stated fully herein.

63. Defendant's conduct was more than momentary thoughtlessness or inadvertence. Rather, the acts and/or omissions by Defendant in the preceding paragraphs constitute gross negligence as that term is defined in Texas Civil Practices and Remedies Code §41.001(11).

64. Defendant's conduct involved an extreme degree of risk, considering the probability and magnitude of potential harm to the Plaintiff. Defendant had actual, subjective awareness of the risk involved, but, nevertheless, proceeded in conscious indifference to the rights, safety, or welfare of Plaintiff or of others similarly situated.

65. The above acts and/or omissions were singularly and cumulatively the proximate cause of the occurrence in question and the resulting injuries and damage sustained by Plaintiff.

### **Count Four – Negligent Activity**

66. Plaintiff incorporates by reference the preceding paragraphs as if stated fully herein.

67. Defendant was the owner, operator, and/or possessor of the daycare premises located at 7040 Independence Pkwy, Frisco, TX 75035, operation license number 1794736, during the time of this incident.

68. At the time of the Incident, L.G. was a minor child placed in the care of Defendant and was thus an “invitee” to whom Defendant owed a duty to exercise ordinary care.

69. Plaintiff’s injuries were the direct and contemporaneous result of Defendant’s ongoing negligent activity on the premises at the time of the injuries and damages sustained.

70. Defendant owed Plaintiff a legal duty to ensure L.G.’s safety in maintaining proper care over the children; ensuring that employees are necessarily hired, trained, supervised, and terminated in order to maintain a safe environment for children; and ensuring that serious injuries are recorded and reported. Defendant breached these duties by failing to properly supervise and monitor the children in its care, by failing to immediately terminate caregivers who posed a serious risk to the safety and wellbeing of children, and by failing to immediately report incidents to the appropriate state entity and parents for the injuries L.G. sustained.

71. Such negligent activity on the part of the Defendant proximately caused the injuries and other damages suffered by Plaintiffs.

### **RESPONDEAT SUPERIOR**

72. Plaintiff incorporates by reference the preceding paragraphs as if stated fully herein.

73. The negligence, carelessness, and callousness of Defendant’s employees proximately caused the damage and losses suffered by Plaintiffs as a result of the injury. At all times material to this action, Defendant’s employees were acting in the course and scope of their employment. Accordingly, Defendant may be held responsible for its employees’ negligence under the doctrine of respondeat superior.

### **DAMAGES**

74. Plaintiff incorporates by reference the preceding paragraphs as if stated fully herein.

75. As a direct and proximate cause of Defendant's negligent acts and/or omissions, Plaintiff Annalise Sisson, as parent and next friend and L.G., a minor child, suffered damages and injuries that include, but are not limited to:

- a. Physical pain and suffering in the past;
- b. Physical pain and suffering, in reasonable probability, sustained in the future;
- c. Mental anguish in the past;
- d. Mental anguish, in reasonable probability, sustained in the future;
- e. Reasonable and necessary medical expenses in the past;
- f. Reasonable and necessary medical expenses, in reasonable probability, sustained in the future;
- g. Loss of wages in the past;
- h. Loss of wages, in reasonable probability, sustained in the future;
- i. Loss of wage-earning capacity in the past;
- j. Loss of wage-earning capacity, in reasonable probability, sustained in the future;
- k. Physical impairment in the past;
- l. Physical impairment, in reasonable probability, sustained in the future;
- m. Loss of the normal enjoyment of the pleasure of life in the past;
- n. Loss of the normal enjoyment of the pleasure of life, in reasonable probability, sustained in the future;
- o. Costs of suit; and
- p. All other relief, in law and equity, to which Plaintiffs may be entitled.

76. Plaintiff's damages clearly exceed the minimum jurisdictional requirements for this Court. Plaintiff, therefore, seek compensation by the Court and jury for their damages, in an amount to be determined by the jury.

### **EXEMPLARY DAMAGES**

77. Plaintiff incorporates by reference the preceding paragraphs as if stated fully herein.

78. Plaintiff would further show that the acts and/or omissions of the Defendant complained of herein were committed knowingly, willfully, intentionally, with actual awareness, and with the specific and predetermined intention of enriching said Defendant at the expense of Plaintiff.

79. The grossly negligent conduct of Defendant, as described herein, constitutes conduct for which the law allows the imposition of exemplary damages. Accordingly, Plaintiff seeks the award of exemplary damages against Defendant pursuant to Chapter 41 of the Texas Civil Practices and Remedies Code.

### **JURY TRIAL**

80. Plaintiff demands a jury trial and has tendered the appropriate fee with the filing of this Original Petition.

### **U.S. LIFE TABLES**

81. Notice is hereby given that Plaintiff intends to use the U.S. Life Tables as prepared by the Department of Health and Human Services.

### **PRAYER**

WHEREFORE, PREMISES CONSIDERED, Plaintiff prays that Defendant be cited to appear and answer herein and upon final hearing hereof, they take, have and recover, of and from said Defendant, the above damages, exemplary damages, costs of court, pre-judgment

interest, post-judgment interest, and for such other and further relief to which they may show themselves justly entitled.

Dated: July 21, 2026.

Respectfully submitted,

**THE BUTTON LAW FIRM**

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### **Automated Certificate of eService**

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Russell Button on behalf of Russell Button

Bar No. 24077428

service@buttonlawfirm.com

Envelope ID: 117641378

Filing Code Description: Petition for Injury Damage - Non Motor Vehicle (OCA)

Filing Description: Plaintiffs' Original Petition

Status as of 7/22/2026 8:22 AM CST

#### Case Contacts

| Name              | BarNumber | Email                     | TimestampSubmitted   | Status |
|-------------------|-----------|---------------------------|----------------------|--------|
| Ashley Washington |           | ashley@buttonlawfirm.com  | 7/21/2026 4:32:12 PM | SENT   |
| Russell Button    |           | service@buttonlawfirm.com | 7/21/2026 4:32:12 PM | SENT   |
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