

## **Important Information Regarding Eviction Cases**

In accordance with the Fifteenth Emergency Order issued by the Texas Supreme Court, in all eviction cases filed between March 27<sup>th</sup> and July 25<sup>th</sup>, plaintiffs must show that their case is not subject to the CARES Act in order to proceed. All pending cases, including those where citation has been issued, are subject to this order.

A plaintiff must include in its petition a statement that the case is not subject to the CARES Act. ***This could be done in an amended petition, including a petition orally amended by presenting sworn evidence or testimony at trial.***

An affidavit is available [here](#) for plaintiffs to fill out before receiving a judgment, swearing that their property is not subject to this moratorium. Landlords can go to the TDCHA website [here](#) and click on "HTC Property Inventory (XLSX)" under Additional Guidance and Resources to search a database to determine if their property is subject to the LIHTC restrictions, and can go to [this website](#) to check their property against a multi-family housing database.

Remember also that these properties are subject to a 30-day notice to vacate requirement under the CARES Act.

For more information please refer to the Texas Supreme Court's Fifteenth Emergency Order. [Click here](#) to read the full text of the order. All pending cases, including those where citation has been issued, are subject to this order.