

CAUSE NO. _____

PLAINTIFF

v.

DEFENDANT

§ IN THE JUSTICE COURT
§
§
§ PRECINCT TWO
§
§
§ GOLIAD COUNTY, TEXAS

PETITION: DEBT CLAIM CASE

Defendant(s) address: _____

COMPLAINT: The basis for the claim which entitles Plaintiff to seek relief against Defendant is: _____

RELIEF: Plaintiff seeks damages in the amount of \$ _____

SERVICE OF CITATION: Service is requested on Defendant(s) by: personal service at home or work, registered mail, certified mail, return receipt requested. If required, Plaintiff requests alternative service as allowed by the Texas Rules of Civil Procedure. Other addresses where Defendant(s) may be served are: _____

ADDITIONAL INFORMATION (CASE BASED ON CREDIT CARD, REVOLVING ACCOUNT, OR OPEN ACCOUNT):

Account/Credit Card Name: _____
Account Number (may be masked): _____
Date of Issue/Origination: _____
Date of Charge-Off/Breach: _____
Amount Owed: \$ _____ as of _____

ADDITIONAL INFORMATION (CASE BASED ON PROMISSORY NOTE OR OTHER PROMISE TO PAY PERSONAL OR BUSINESS LOAN):

Date/Amount of Original Loan: _____, \$ _____
Repayment Accelerated? _____
Date Final Payment Due: _____
Amount Due on Final Payment Date: \$ _____
Amount Owed: \$ _____ as of _____

ONGOING INTEREST: Plaintiff does or does not seek ongoing interest. If so, this interest is based on the following contractual/statutory reason: _____

_____ and should be at _____%.
\$_____ of interest was due as of _____

ASSIGNMENT OF CLAIM: Plaintiff was or was not assigned or otherwise transferred this claim. If so, the original claimant/creditor was _____

Subsequent holders were _____

The date the debt was assigned/transferred to Plaintiff was _____

I hereby request a jury trial. The fee is \$22 and must be paid at least 14 days before trial.

I hereby consent for the answer and any other motions or pleadings to be sent to my email address as follows: _____

Plaintiff's Printed Name

Signature of Plaintiff
or Plaintiff's Attorney

Defendant's Information (if known):

Date of birth: _____

Last three digits of Driver License: _____

Last three digits of Soc. Sec. No.: _____

Phone No.: _____

Address of Plaintiff or Plaintiff's Attorney

City State Zip

Phone & Fax No. of Plaintiff
or Plaintiff's Attorney

Justice Court Civil Case Information Sheet (9/1/13)

Cause Number (for Clerk use ONLY) _____

STYLED _____

v.

(e.g., John Smith v. All American Insurance Co; In re Mary Ann Jones; In the Matter of the Estate of George Jackson)

A civil case information sheet must be completed and submitted when an original petition is filed to initiate a new suit. The information should be the best available at the time of filing. This sheet, required by Rule of Civil Procedure 502, is intended to collect information that will be used for statistical purposes only. It neither replaces nor supplements the filings or service of pleadings or other documents as required by law or rule. The sheet does not constitute a discovery request, response, or supplementation, and it is not admissible at trial.

1. Contact information for person completing case information sheet:	2. Names of parties in case:
<p>Name _____</p> <p>Address _____ Apt/Suite _____</p> <p>City _____ State _____ Zip _____</p> <p>Email _____</p> <p>Telephone _____</p> <p>Fax _____</p> <p>State Bar No. _____</p> <p>Signature _____</p>	<p>Plaintiff(s): _____</p> <p>_____</p> <p>_____</p> <p>Defendant(s): _____</p> <p>_____</p> <p>_____</p> <p style="text-align: center;">[Attach additional page as necessary to list ALL parties]</p>
3. Indicate case type, or identify the most important issue in the case (select only 1):	
<p><input type="checkbox"/> Debt Claim: A debt claim case is a lawsuit brought to recover a debt by an assignee of a claim, a debt collector or collection agency, a financial institution, or a person or entity primarily engaged in the business of lending money at interest. The claim can be for no more than \$10,000, excluding statutory interest and court costs but including attorney fees, if any.</p>	<p><input type="checkbox"/> Eviction: An eviction case is a lawsuit brought to recover possession of real property, often by a landlord against a tenant. A claim for rent may be joined with an eviction case if the amount of rent due and unpaid is not more than \$10,000, excluding statutory interest and court costs but including attorney fees, if any.</p>
<p><input type="checkbox"/> Repair and Remedy: A repair and remedy case is a lawsuit filed by a residential tenant under Chapter 92, Subchapter B of the Texas Property Code to enforce the landlord's duty to repair or remedy a condition materially affecting the physical health or safety of an ordinary tenant. The relief sought can be for no more than \$10,000, excluding statutory interest and court costs but including attorney fees, if any.</p>	<p><input type="checkbox"/> Small Claims: A small claims case is a lawsuit brought for the recovery of money damages, civil penalties, personal property, or other relief allowed by law. The claim can be for no more than \$10,000, excluding statutory interest and court costs but including attorney fees, if any.</p>

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JUSTICE OF THE PEACE

PRECINCT TWO

GOLIAD COUNTY, TEXAS

PLAINTIFF'S CERTIFICATE OF LAST KNOWN ADDRESS

Pursuant to TRCP 503.1 Plaintiff is certify to the court the last known address of the Defendant is as follows:

Signed this _____ day of _____, 20__

PLAINTIFF

CAUSE NUMBER: _____

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JUSTICE OF THE PEACE

PLAINTIFF

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For any civil action where the defendant does not make an appearance, the plaintiff must make a statement about the military status of the defendant (Service member Civil Relief Act of 2003). A default judgment **CAN NOT** be granted against a defendant without a sworn statement stating whether the defendant is or is not in the military.

The plaintiff may wish refer to the military status database to determine the military status of the defendant. Attaching information found on this website may not be sufficient to determine the military status of the defendant. Website address: <https://www.dmdc.osd.mil/appj/scra/scraHome.do>

SERVICEMEMBER AFFIDAVIT BY PLAINTIFF OR AFFLIANT

I the undersigned affiant state the following facts are based upon my personal knowledge about the defendant(s). I am over the age of 18 and am of sound mind and memory and make the following statement under penalty of perjury. To the defendant (check one):

_____ Is NOT in the military on active duty.

_____ Is on active military duty and/or is subject to the Service members Civil Relief Act.

_____ Has waived his rights under the Service members Civil Relief Act of 2003.

_____ Military status is unknown at this time.

Please state the necessary facts supporting how you personally know the military status of the defendant.

PLAINTIFF

Subscribed and sworn to before me on this the _____ day of _____, 20_____

Notary Public in and for the State of Texas,
Judge or Clerk of Court