

CAUSE NO. _____

_____	§	IN THE JUSTICE COURT
PLAINTIFF	§	
	§	
v. _____	§	PRECINCT 1
	§	
_____	§	
DEFENDANT	§	SAN JACINTO COUNTY, TEXAS

PETITION: DEBT CLAIM CASE

I. DEFENDANT(S) ADDRESS:

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

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

IV. SERVICE OF CITATION: Service is requested on Defendant(s) by:

- Personal service at home or work,
- Registered mail, or
- 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: _____

V. 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 _____

VI. 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 _____

VII. ONGOING INTEREST: Plaintiff does or does not seek ongoing interest. If so:

The effective interest rate claimed is _____%; this interest rate is based upon contract

statute and began accruing on _____; the dollar amount of interest

claimed as of _____ is \$ _____.

VIII. 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 _____

IX. JURY REQUEST

I request a jury trial. (*The fee is \$22 and must be paid at least 14 days before trial unless you file a Statement of Inability to Afford Payment of Court Costs in compliance with Texas Rule of Civil Procedure 502.3.*)

I do not request a jury at this time.

Respectfully submitted,

Signature of Plaintiff

Signature of Attorney, if any

Printed Name: _____

Printed Name: _____

Address: _____

Address: _____

Email: _____

Email: _____

Telephone: _____

Telephone: _____

Fax:

Fax:

State Bar No.:

Cause Number: _____

_____	§	IN THE JUSTICE COURT
Plaintiff	§	
V.	§	PRECINCT 1 PLACE 1
_____	§	
Defendant	§	SAN JACINTO COUNTY, TEXAS

NON-MILITARY DECLARATION

Pursuant to Texas Civil Practice and Remedies Code § 132.001, which provides that "an unsworn declaration may be used in lieu of a written sworn declaration, verification, certification, oath or affidavit required by statute or required by a rule, order, or requirement adopted as provided by law," and Texas Business and Commerce Code § 322.007 which provides that "if a law requires a record to be in writing, an electronic record satisfies the law," the undersigned hereby submits the following unsworn declaration as to the military status of the above-named Defendant:

1. "My name is _____, my date of birth is _____ and my address is _____"

2. I declare under penalty of perjury that the following is true and correct.

3. Relevant information for the Defendant has been submitted through the website maintained by the Department of Defense for issues pertaining to the Servicemembers Civil Relief Act. According the Department of Defense Manpower Data Center, the DMDC does not indicate that the Defendant is currently on active duty, has been on active duty in the past 367 days, or has been notified of a future call-up to active duty in any branch of the United States Armed Forces. A copy of the results is attached.

4. Based upon my review of the matter, the attached results, and to the best of my knowledge, the Defendant in the above styled cause is not currently on active duty in any branch of the United States Armed Forces."

Executed in _____ County, State of _____ on the _____ day of _____, 20_____.

Petitioner

Indicate case type, or identify the most important issue in the case (select only 1):

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 20,000, excluding statutory interest and court costs but including attorney fees, if any.

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 20,000, excluding statutory interest and court costs but including attorney fees, if any.

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 20,000, excluding statutory interest and court costs but including attorney fees, if any.

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 20,000, excluding statutory interest and court costs but including attorney fees, if any.