

AFFIDAVIT OF MILITARY STATUS OF DEFENDANT(S)

CAUSE NUMBER: _____

_____, PLAINTIFF
VS.
_____, DEFENDANT

IN THE JUSTICE COURT
PRECINCT 1
FANNIN COUNTY, TEXAS

My name is (please print)_____.

I am (check one) ___the plaintiff or ___an authorized agent of the plaintiff in the case described above. I am capable of making this affidavit. I have been duly sworn on oath and the facts in this affidavit are within my personal knowledge and are true and correct.

[check or fill in as applicable]

___ 1. No defendant in this case is on active duty in the U.S. military (Army, Navy, Air Force, Marines or Coast Guard).The facts on which I base my conclusion are

: _____
_____.

___ 2. Defendant [insert name(s)]_____ is on active duty in the U.S. military.

___ 3. Defendant [insert name(s)]_____ has been deployed by the U.S. military to a foreign country.

___ 4. Plaintiff and the undersigned (if the undersigned is acting agent of plaintiff) are not able to determine whether any defendant is in the U.S. military – except for any defendant named in 2 above.

___ 5. Plaintiff and the undersigned (if the undersigned is acting agent of plaintiff) are not able to determine whether any defendant is in the U.S. military has been deployed to a foreign country – except for any defendant named In 3 above.

___ 6. Defendant,[insert name(s)] _____ has signed, while on active duty, a separate written waiver if his or her rights under the U.S.Servicemembers Civil Relief Act of 2003.

Affiant (Plaintiff)

Sworn to and subscribed before me on this the _____ day of _____, 20_____.

CLERK OF THE COURT
Justice Court, Precinct 1
Fannin County, Texas

NOTARY PUBLIC
IN AND FOR THE
STATE OF TEXAS