

CAUSE NO. _____

_____	§	IN THE JUSTICE COURT
PLAINTIFF	§	
	§	
v.	§	PRECINCT NO. 2
	§	
_____	§	
DEFENDANT	§	NACOGDOCHES COUNTY, TEXAS

PETITION: EVICTION CASE

COMPLAINT: Plaintiff hereby sues the following Defendant(s) _____ for eviction of Plaintiff's premises (including storerooms and parking areas) located in the above precinct. The address of the property is:

_____	_____	_____	_____	_____
Street Address	Unit No. (if any)	City	State	Zip

GROUND(S) FOR EVICTION: Plaintiff alleges the following grounds for eviction:

- Unpaid rent.** Defendant(s) failed to pay rent for the following time period(s): _____. The amount of rent claimed as of the date of filing is: \$_____. Plaintiff reserves the right to orally amend the amount at trial to include rent due from the date of filing through the date of trial.
- Other lease violations.** Defendant(s) breached the terms of the lease (other than by failing to pay rent) as follows: _____
- Holdover.** Defendant(s) are unlawfully holding over by failing to vacate at the end of the rental term or renewal of extension period, which was the ____ day of _____, 20__.

NOTICE TO VACATE: Plaintiff has given Defendant(s) a written notice to vacate (according to Chapter 24.005 of the Texas Property Code) and demand for possession. Such notice was delivered on the ____ day of _____, 20__ by this method:

SUIT FOR RENT: Plaintiff does or does not include a suit for unpaid rent.

ATTORNEY'S FEES: Plaintiff will be or will not be seeking applicable attorney's fees. The attorney's name, address, phone and fax numbers are:

IMMEDIATE POSSESSION BOND: If Plaintiff has filed a bond for immediate possession, Plaintiff requests that: (1) the Court set the amount of the bond; (2) the Court approve the bond; and (3) proper notices, as required by the Texas Rules of Civil Procedure, are given to Defendant(s).

SERVICE OF CITATION: Service is requested on Defendant(s) by: personal service at home or work, or by delivery to a person over the age of 16 years at Defendant's usual place of residence. If required, Plaintiff requests alternative service as allowed by the Texas Rules of Civil Procedure. Other home or work addresses where Defendant(s) may be served are: _____

Plaintiff knows of no other home or work addresses of Defendant(s) in this county.

RELIEF: Plaintiff requests that Defendant(s) is served with the citation and that Plaintiff is awarded a judgment against Defendant(s) for: possession of the premises, including removal of Defendant(s) and Defendant's possessions from the premises, unpaid rent, if set forth above, attorney's fees, court costs, and interest on the above sums at the rate stated in the lease, or if not so stated, at the statutory rate for judgments.

I hereby request a jury trial. The fee is \$22 and must be paid at least 3 days before trial.

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

I hereby incorporate by reference the attached Verification of Compliance with Sections 4023 and 4024 of the CARES Act, CDC Eviction Moratorium Order, and Eviction Diversion Program.

Plaintiff's Printed Name

Signature of Plaintiff or Agent or Attorney

Defendant's Information (if known):

Date of birth: _____

Address of Plaintiff or Agent or Attorney

Last three digits of Driver License: _____

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

Phone No.: _____

City State Zip

Phone & Fax No. of Plaintiff
or Agent or Attorney

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 20_____

CLERK OF THE JUSTICE COURT OR NOTARY

PLEASE REMIT ALL CORRESPONDENCE TO:
JUSTICE OF THE PEACE, PRECINCT 2
2306 DOUGLASS RD. SUITE 102
NACOGDOCHES, TEXAS 75964
PHONE: 936-560-7727
FAX: 936-560-7892
EMAIL: pct2@co.nacogdoches.tx.us

Cause Number: _____

Plaintiff § IN THE JUSTICE COURT

vs. § PRECINCT 2

Defendant § NACOGDOCHES COUNTY, TEXAS

Affidavit Sec. 201(b)-Military Affidavit

Before me, the undersigned authority, personally appeared _____
_____, Plaintiff, who under oath stated:

"My name is _____ (printed name),
Plaintiff. I am over the age of 18 and of sound mind."

The above named Defendant:

- is not in the military.
- is not on active duty in the military.
- is on active military duty and/or is subject to the Servicemembers Civil Relief Act of 2003.
- has waived his/her rights under the Servicemembers Civil relief Act of 2003.
- military status is unknown at this time.

"Further Affiant sayeth not."

Plaintiff's Signature

Subscribed and sworn before me, this the ____ day of _____, 20____.

Judge/Clerk of the Court/Notary Public

PENALTY FOR MAKING OR USING FALSE AFFIDAVIT - a person who makes or uses an affidavit knowing to be false, shall be fined as provided in Title 18 United States Code, or imprisoned for not more than one year, or both.

Only if the Affidavit establishes that the Defendant is not an active servicemember can the Court proceed with a default judgment in the normal fashion.

Information pertaining to military status may be found through various websites, including but not limited to the U.S. Dept. Of Defense site: www.dmdc.osd.il/appj/scra/scarHome.do

Cause Number: _____

Plaintiff § IN THE JUSTICE COURT

vs. § PRECINCT 2

Defendant § NACOGDOCHES COUNTY, TEXAS

CERTIFICATE OF LAST KNOWN MAILING ADDRESS

I, _____, Plaintiff, certify that the
last known address I have for _____, Defendant, is

(print Defendant's last known address)

Plaintiff's Signature

Date