

CAUSE NO. _____

| | | |
|-----------|---|---------------------------|
| _____ | § | IN THE JUSTICE COURT |
| PLAINTIFF | § | |
| | § | |
| v. | § | PRECINCT NO. 3 |
| | § | |
| _____ | § | |
| DEFENDANT | § | NACOGDOCHES COUNTY, TEXAS |

PETITION: SMALL CLAIMS 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 \$_____, return of personal property as described as follows (be specific): _____, which has a value of \$_____. Additionally, Plaintiff seeks the following:

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

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 Attorney

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AFFIDAVIT SEC.201(b) – MILITARY AFFIDAVIT

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

“My name is _____ (print name), Plaintiff.
I am over the age of 18 and of sound mind.”

The above 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 State Code, or imprisoned for not more than one year, or both.

Only if the Affidavit establishes that the Defendant is not in 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. Department of Defense site: <https://scra.dmdc.osd.mi>

CAUSE NO. _____

PLAINTIFF

§
§
§
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§
§

IN THE JUSTICE COURT

v.

PRECINCT NO. 3

DEFENDANT

NACOGDOCHES COUNTY, TEXAS

Certificate of Last Known Mailing Address

My name is: _____
First Middle Last

I am the Petitioner in this case.

The Respondent's name is: _____
First Middle Last

I certify that the last known mailing address I have for the Respondent is:

Address City State Zip

Respectfully submitted,

Plaintiff's Signature

Date