

CAUSE NO. \_\_\_\_\_

\_\_\_\_\_  
PLAINTIFF

v.

\_\_\_\_\_  
DEFENDANT

§ IN THE JUSTICE COURT  
§  
§  
§ PRECINCT NO. 3  
§  
§  
§ NACOGDOCHES COUNTY, TEXAS

**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.

**I declare under penalty of perjury that the foregoing is true and correct. I understand I could be prosecuted for lying on this form.**

Formally signed in \_\_\_\_\_ County, \_\_\_\_\_ State  
*County State*

on this date: \_\_\_\_/\_\_\_\_/\_\_\_\_.  
*Month Day Year*

\_\_\_\_\_  
Signature

**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>**