

CAUSE NO. _____

PLAINTIFF

v.

DEFENDANT

§ IN THE JUSTICE COURT
§
§
§ PRECINCT NO. THREE
§
§
§ GREGG 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, registered mail, 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:

I hereby request a jury trial. The fee is \$22 and must be paid at least 14 days before trial.

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 Plaintiff's Attorney

Instructions: The Service Members Civil Relief Act applies to a civil proceeding in the Justice Courts. Before entering a default judgment against an individual defendant, the plaintiff must file with the court an affidavit stating whether or not the defendant is in the military, showing necessary facts to support the affidavit, or stating that the plaintiff is unable to determine whether or not the defendant is in the military, if that is the case. The requirement for an affidavit may be satisfied by a written, signed document declared to be true under penalty of perjury. If it appears that the defendant is in the military, the court may not enter a judgment until after the court appoints an attorney to represent the defendant. If the court is unable to determine if the defendant is in the military, the court may require the plaintiff to file a bond in an amount approved by the court. A person who makes or uses an affidavit under this Act knowing to be false, may be fined or imprisoned or both. 50 U.S.C. App. 501 et seq. to obtain certificates of service or non-service under the Service Members Civil Relief Act, you may access the public website: <http://scra.dmdc.osd.mil/scra/#/home>. This website will provide the current active military status of an individual.

MILITARY STATUS AFFIDAVIT

CAUSE NO. _____

PLAINTIFF

**IN THE JUSTICE COURT OF
GREGG COUNTY, PRECINCT THREE**

VS.

DEFENDANT

BEFORE ME, on this day personally appeared, _____,
Who, under penalty of perjury, stated that the following facts are true:

I am the _____ PLAINTIFF _____ ATTORNEY OF RECORD FOR THE PLAINTIFF IN THIS PROCEEDING

_____, DEFENDANT **IS NOT** IN MILITARY SERVICE.

_____, DEFENDANT **IS** IN MILITARY SERVICE.

I KNOW THIS BECAUSE

SIGNED ON _____

SIGNATURE

PRINTED NAME

ADDRESS

TELEPHONE

EMAIL ADDRESS

SWORN AND SUBSCRIBED BEFORE ME ON _____

CLERK OF THE COURT

NOTARY PUBLIC, STATE OF TEXAS