

# \_\_\_\_\_

THE STATE OF TEXAS

JUSTICE COURT

COUNTY OF GRAYSON

PRECINCT ONE

PLAINTIFF'S ORIGINAL PETITION

**TO THE HONORABLE LARRY ATHERTON:**

**PLAINTIFF:** \_\_\_\_\_

Address: \_\_\_\_\_

Phone # \_\_\_\_\_ DL# Last 3 digits \_\_\_\_\_

**DEFENDANT:** \_\_\_\_\_

or authorized agent: \_\_\_\_\_

Address: \_\_\_\_\_

Phone # \_\_\_\_\_ DOB \_\_\_ / \_\_\_ / \_\_\_ DL# Last 3 digits \_\_\_\_\_

**CAUSE OF ACTION:** \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Amount sued for: \_\_\_\_\_

Court Cost: \_\_\_\_\_

Total: \_\_\_\_\_

**If you wish to give your consent for the answer and any other motions or pleadings to be sent to your email address, please check this box, and provide your valid email address:**

\_\_\_\_\_

\_\_\_\_\_  
**PLAINTIFF**

\_\_\_\_\_  
**ATTORNEY FOR PLAINTIFF (IF ANY)**

Subscribe and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

\_\_\_\_\_  
Clerk, Justice of the Peace Court  
Precinct 1, Grayson County, TX

## JUSTICE COURT CIVIL CASE INFORMATION SHEET (4/13)

**CAUSE NUMBER (FOR CLERK USE ONLY):** \_\_\_\_\_

**STYLED**

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(e.g., John Smith v. All American Insurance Co; In re Mary Ann Jones; In the Matter of the Estate of George Jackson)

A civil case information sheet must be completed and submitted when an original petition is filed to initiate a new suit. The information should be the best available at the time of filing. This sheet, required by Rule of Civil Procedure 502, is intended to collect information that will be used for statistical purposes only. It neither replaces nor supplements the filings or service of pleading or other documents as required by law or rule. The sheet does not constitute a discovery request, response, or supplementation, and it is not admissible at trial.

<p><b>1. Contact information for person completing case information sheet:</b></p> <p>Name: _____ Telephone: _____</p> <p>Address: _____ Fax: _____</p> <p>City/State/Zip: _____ State Bar No: _____</p> <p>Email: _____</p> <p>Signature: _____</p>	<p><b>2. Names of parties in case:</b></p> <p>Plaintiff(s): _____</p> <p>_____</p> <p>Defendant(s): _____</p> <p>_____</p> <p>_____</p> <p>[Attach additional page as necessary to list all parties]</p>
<p><b>3. Indicate case type, or identify the most important issue in the case (select only 1):</b></p>	
<p><input type="checkbox"/> <b>Debt Claim:</b> A debt claim case is a lawsuit brought to recover a debt by an assignee of a claim, a debt collector or collection agency, a financial institution, or a person or entity primarily engaged in the business of lending money at interest. The claim can be for no more than \$20,000, excluding statutory interest and court costs but including attorney fees, if any.</p>	<p><input type="checkbox"/> <b>Eviction:</b> An eviction case is a lawsuit brought to recover possession of real property, often by a landlord against a tenant. A claim for rent may be joined with an eviction case if the amount of rent due and unpaid is not more than \$20,000, excluding statutory interest and court costs but including attorney fees, if any.</p>
<p><input type="checkbox"/> <b>Repair and Remedy:</b> A repair and remedy case is a lawsuit filed by a residential tenant under Chapter 92, Subchapter B of the Texas Property Code to enforce the landlord's duty to repair or remedy a condition materially affecting the physical health or safety of an ordinary tenant. The relief sought can be for no more than \$10,000, excluding statutory interest and court costs but including attorney fees, if any.</p>	<p><input type="checkbox"/> <b>Small Claims:</b> A small claims case is a lawsuit brought for the recovery of money damages, civil penalties, personal property, or other relief allowed by law. The claim can be for no more than \$20,000, excluding statutory interest and court costs but including attorney fees, if any.</p>

AFFIDAVIT OF NON-MILITARY STATUS

DOCKET NO. \_\_\_\_\_

AFFIDAVIT  
50 USC Sec 520

Plaintiff being duly sworn on oath deposes\* and says that defendant(s) is (are)

(CHECK ONE)

- not in the military
- not on active duty in the military and/or
- not in a foreign country on military service
- 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

\_\_\_\_\_  
PLAINTIFF

(Select the applicable title under signature for the jurat below)

Subscribed and sworn to before me on the the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
NOTARY/CLERK/JUDGE

\_\_\_\_\_ Notary public in and for the State of Texas

\_\_\_\_\_ Clerk of the Justice Court

\_\_\_\_\_ Judge of the Justice Court

\_\_\_\_\_  
SEAL

\*Penalty for making or using false affidavit – a person who makes or uses an affidavit knowing it to be false, shall be fined as provided in Title 18, United States Code, or imprisoned for not more than one year or both.

Official Department of Defense Servicemembers Civil Relief Act (website);

This website is always "FREE OF CHARGE, NO FEE TO GET YOUR INFORMATION"

<http://scra.dmdc.osd.mil/>

Cost including service, one defendant: \$139.00

Cost for each additional defendant(s): \$85.00

**Proper attire will be required for all hearings before the court**

**IF YOU WISH TO INTRODUCE ANY WRITTEN EVIDENCE, YOU MUST PROVIDE COPIES OF EACH DOCUMENT TO THE COURT AND THE OPPOSING PARTY AT THE TIME OF THE HEARING.**

Please Note When Contacting This Court:

*"A Judge **shall** not initiate, permit, or consider ex parte or other communications made to the Judge outside the presence of the parties.....concerning the merits of a pending or impending judicial proceeding"*

*"A Judge shall require compliance with the subsection by **court personnel** subject to his or her direction and control..."*

Code of Judicial Conduct, Canon 3, B (8).