CHRISTINA FOX
Justice of the Peace
Precinct 4 • Grayson County

903-482-6543
PO Box 1964/ 117 S. Main Dr.
Van Alstyne, TX 75495

JUSTICE COURT CIVIL CASE

FOR MONEY OR PROPERTY

Limit of the Court is $20,000.^{00}

TEXAS RULES OF CIVIL PROCEDURE

RULES 500-507 AND 510 PART V

THE JUDGE <u>CANNOT</u> DISCUSS THIS CASE WITH YOU PRIOR TO THE HEARING. IF YOU HAVE ANY LEGAL QUESTION, YOU <u>MUST</u> CONSULT AN ATTORNEY.

texasbar.com

FOR THE PUBLIC

Case No. SC4-_____

_____

Plaintiff

_____

v.

_____

Defendant

_____

§
§
§
§
§
§
§
§

In the Justice Court

Precinct 4, Place 1

County of Grayson

State of Texas

Small Claims Petition

(This form must be accompanied by a Justice Court Civil Case Information Sheet)
(For all addresses, you MUST include number, street, apartment number, city, state, & zip code.)

NOW COMES the above named **Plaintiff**(s) in the above entitled and numbered cause complaining of the above named **Defendant**(s), who can be notified and/or served with citation at the following address:

Defendant's address:

_____
ADDRESS and APT NO. or SUITE

_____
CITY   STATE   ZIP

_____
OTHER, _if any_

Phone _____ FAX _____

Check to indicate service on Registered Agent
☐ **Registered agent for service of Defendant**
NAME_____
ADDRESS_____
CITY STATE ZIP_____
OTHER_____
Phone _____ FAX_____

☐ Defendant(s) is/are justly indebted to Plaintiff(s) for return of the following described property:

_____

_____ valued at $ _____.

_Or_

☐ Defendant(s) is/are justly indebted to Plaintiff(s) in the sum of $ _____ for the following reason(s):

_____

_____

Plaintiff(s) request(s) a judgment for a sum of **money** against Defendant(s), plus pre-judgment interest, plus reasonable attorney fees, plus all costs of court, plus post-judgment interest at the highest legal rate.

X_____

Signature of **Plaintiff**, Plaintiff's authorized agent, **or**

X_____

Signature of **Plaintiff's Attorney** (if applicable)

_____
Address, Apartment or Suite No.

_____
City   State   Zip

Phone _____ FAX _____

_____
Attorney Address and Suite No.

_____
Attorney City   Attorney State   Attorney Zip

Phone _____ FAX _____

_Bar Card #_____

_____ _(initial)   I consent to email service of the answer and any other motions or pleadings, to my email address_

_____**Email address**

_Subscribe and sworn to before me this ____ day of _____ 20___._

_____
Clerk, Justice of the Peace Court Pct. 4, Grayson County, Texas

CAUSE NO. _____

	§	IN THE JUSTICE COURT
_____	§	
PLAINTIFF	§	
	§	
v.	§	PRECINCT 4
	§	
_____	§	
DEFENDANT	§	GRAYSON COUNTY, TEXAS

SERVICEMEMBER'S CIVIL RELIEF ACT AFFIDAVIT

Instructions: The Servicemember's 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 military service, showing necessary facts to support the affidavit, or stating that the plaintiff is unable to determine whether or not the defendant is in military service, 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 military service, 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 military service, the court may require the plaintiff to file a bond in an amount approved by the court. To obtain certificates of service or non-service under the Servicemember's Civil Relief Act, you may access the public website: https://www.dmdc.osd.mil/applj/scra/scraHome.do. This website will provide the current active military status of an individual.

Plaintiff being duly sworn under oath swears that Defendant is: (*check one*)

☐ not on active duty in the military
☐ on active military duty and/or is subject to the Servicemember's Civil Relief Act of 2003
☐ has waived in writing his/her rights under the Servicemember's Civil Relief Act of 2003
☐ military status is unknown at this time

_____

PLAINTIFF

SWORN TO AND SUBSCRIBED before me on _____, 20_____.

_____

CLERK OF JUSTICE OF THE PEACE, PCT. 4

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.

Case No: _____
(Print court information exactly as it appears on your Petition)

_____

_____   In the *(check one):*

_____   ☐ District ☐ County ☐ Justice Court of:

_____   _____ County, Texas

Certificate of Last Known Mailing Address

1. My name is: _____.
                       First   *Middle*   *Last*

2. I am the Petitioner in this case.

3. The Respondent's name is: _____.
                                     First   *Middle*   *Last*

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

_____
     Address   *City*   *State*   *Zip*

Respectfully submitted,

▶

_____   _____
Your Signature   *Date*

_____   (___) _____
Your Printed Name   *Phone*

_____   _____
Your Mailing Address   *City*   *State*   *Zip*

Email Address: _____ *Fax # (if available)* _____