*FOR COURT USE ONLY*

*CAUSE NUMBER: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_*

*STYLED: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_*

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

JUSTICE COURT CIVIL CASE INFORMATION SHEET

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, although not required by rules or law, but is required per Hopkins County Justice Court office procedural mandate, and is intended to collect pertinent information that will be used for office use only. It does not negate or supplement obligatory filings or service of pleading or other documents as required by law or rule. The sheet does not constitute discovery request, response, or supplementation, and it is not admissible at trial.

**2. Names of parties in case:**

1. **Contact information for the person completing the case information sheet:**

Plaintiff(s):

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

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

Defendant(s):

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

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

[Attach additional pages as necessary to list all parties]

Name: Phone:

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

Address:

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

City/State/Zip: State Bar No.:

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

Email:

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

Signature:

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

□

□ **Repair and Remedy:** 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

 no more than **$10,000,** excluding statutory interest

 and court costs, but including attorney’s fees, if any.

□ ***Eviction:*** 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.

□ ***Small Claims:*** 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’s fees, if any.

□ ***Debt claim:*** 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.

**3. Indicate case type, or identify the most important issue in the case (*select only one):***

COURT USE ONLY

CASE NO.: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COURT DATE: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**PETITION FOR EVICTION CASE**

In the Justice Court, Precinct Two, Hopkins County, Texas

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

**Rental Subsidy (If any) $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Tenant’s Portion $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Total Monthly Rent $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

 (Landlord/Property Name)

vs.

Defendant(s): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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

**Complainant:** Plaintiff (Landlord) hereby complains of the defendant(s) named above for evictions of plaintiff’s premises (including storeroom and parking areas) located in the above precinct. The address of the property is:

Street address Unit No. (If any) City State Zip

1. ⬜ **SERVICE OF CITATION**: Service is requested on Defendants by personal service at home, work, or by delivery to a person over the age of sixteen (16) at the Defendant’s usual place of residence. If required Plaintiff requests alternative services as allowed by the Texas Rules of Civil Procedure. Other addresses where the defendants(s) may be served are: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
2. **SUIT FOR RENT:** Plaintiff 🞐does or 🞐 does not include a suit for unpaid rent.

**⬜ UNPAID RENT AS GROUNDS FOR EVICTION**: Defendant(s) failed to pay rent for the following time period(s): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**TOTAL DELIQUENT RENT AS OF DATE OF FILING IS: $ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

1. **⬜ OTHER GROUNDS FOR EVICTION/LEASE VIOLATIONS**: Lease violation (if other than non-paid rent – list lease violations): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
2. **⬜ HOLD OVER AS GROUNDS FOR EVICTION:** Defendant(s) are unlawfully holding over since they failed to vacate at the end of the rental term or renewal of extension period which was \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_\_.
3. **⬜ NOTICE TO VACATE**: Plaintiff has given defendant(s) a written notice to vacate (according to Chapter 24.005 of the Texas Property Code) and demand for possession. Such notice was delivered on the \_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_\_ and delivered by this method. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
4. **⬜ ATTORNEY FEES**: Plaintiff **⬜ *WILL*** / **⬜**  ***WILL NOT*** be seeking applicable attorney’s fees. Attorney’s name, address, phone number and fax numbers are: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
5. **⬜ IMMEDIATE BOND FOR POSSESSION**: If Plaintiff has filed a bond for immediate possession, Plaintiff requests that: (1) the Court set the amount of the bond; (2) the Court approve the bond; and (3) proper notices, as required by the Texas Rules of Civil Procedure, are given to Defendant(s).

**REQUEST FOR JUDGEMENT**: Plaintiff prays that defendant(s) be served with citation and that plaintiff have a judgment against defendant(s) for: possession of premises, including removal of defendants and defendants’ possessions from the premises, unpaid rent *if* set forth above, attorney’s fees, court costs, and interest on the above sums at the rate stated in the rental contract, or if not so stated, at the statutory rate for judgments.

**⬜ I give my consent for the answer and other motions or pleadings to be sent to my email address which is:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

* I hereby request a jury trial. The fee is $22 and must be paid at least 3 days before trial.
* I have reviewed the information about the Texas Eviction Diversion Program available at [www.txcourts.gov/eviction-diversion/](http://www.txcourts.gov/eviction-diversion/).

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

Petitioner’s Printed Name Signature of Plaintiff (Landlord/Property Owner) or Agent

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

 Address of Plaintiff (Landlord/Property Owner) or Agent

Texas

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

City State Zip

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

 Phone No. of the Plaintiff (Landlord/Property Owner) or Agent

***Defendant(s) Information (if known):***

Date of birth: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Last 3 numbers of the driver license: \_\_\_\_\_\_\_\_\_\_\_

Last 3 numbers of the social security no.: \_\_\_\_\_\_\_\_

Defendant’s phone no.: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20 \_\_\_\_\_\_\_.

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

 Clerk of the Justice Court or Notary

**CAUSE #: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

|  |  |  |
| --- | --- | --- |
| **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** | **§** | **IN THE JUSTICE COURT** |
| Plaintiff  |  |  |
| **Vs.** | **§** |  **PRECINCT 2, PLACE 1** |
|  |  |  |
|  | **§** |  **HOPKINS COUNTY, TEXAS** |

Defendant

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 Service Members Civil Relief Act of 2003
* Has waived his/her rights under the Service Members Civil Relief Act of 2003
* Military status is unknown at this time.

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

Plaintiff

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

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

* Notary public in and for the State of Texas
* Clerk of the Justice Court

**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, Unites States Code, or imprisoned for not more than one year, or both. The facts stated in the affidavit are within my personal knowledge and are true and correct.**

**NOTICE TO VACATE PREMISES**

TO: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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

ADDRESS: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Texas**

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

 CITY STATE ZIP

**AS PER THE TEXAS PROPERTY CODE, CHAPTER 24, THIS IS A \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_DAY NOTICE TO VACATE THE PREMISES LOCATED AT THE ADDRESS LISTED ABOVE.**

**YOU AND YOUR PROPERTY ARE HEREBY NOTIFIED TO VACATE THE PREMISES LOCATED AT THE ADDRESS ABOVE ON OR BEFORE THE \_\_\_\_\_\_\_\_\_DAY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_, AT \_\_\_\_\_\_\_\_\_\_\_\_\_\_ O’CLOCK \_\_\_\_\_\_\_\_\_M.**

**SAID PREMISES IS OCCUPIED BY YOU AND/OR YOUR PROPERTY AND FAILURE TO REMOVE YOURSELF AND/OR ALL OF YOUR POSSESSIONS BY THE AFOREMENTIONED DATE AND TIME SHALL RESULT IN EVICTION PROCEDURES AGAINST YOU AS THE LAW DIRECTS.**

**WITNESSED MY HAND ON THE \_\_\_\_\_\_\_\_\_\_\_\_ DAY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_\_\_\_\_\_.**

 **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Signature of Landlord or Authorized Agent**