

PETITION IN DEBT CLAIMS



CAUSE NO. _____ - _____ - J4

Court Date: _____

<i>PLAINTIFF(S)</i>	§	IN THE JUSTICE COURT
	§	
VS	§	PRECINCT FOUR
	§	
<i>DEFENDANT(S)</i>	§	AUSTIN COUNTY, TEXAS

COMPLAINT: The basis for the claim which entitles the plaintiff to seek relief against the defendant is:

TO THE HONORABLE JUDGE OF SAID COURT:

1. This suit is brought to seek relief in means of damages to where said Defendant resides within the boundaries of Precinct Four, Austin County, Texas.
2. **RELIEF:** Plaintiff(s) seeks damages in the amount of \$ _____.
3. **SERVICE OF CITATION:** Service is requested on Defendant(s) by personal service at home or work or by alternative service as allowed by the Texas Justice Court Rules of Court. Other addresses where the Defendant(s) may be served are: _____
4. **ATTORNEY FEES:** Plaintiff (***will / will NOT***) be seeking applicable attorney fees, in the amount of \$ _____.
5. **DAMAGES SOUGHT ARE AS INDICATED:**
 - **Credit Card, Revolving Account or Open Account:**
Account/Credit Card Name: _____ Account Number: _____
Date of Issue/Origination: _____ Date of Charge-Off/Breach: _____
Amount Owed: \$ _____ as of _____.
 - **Promissory Note or other Promise to Pay Personal or Business Loan:**
Date/Amount of Original Loan: _____ - \$ _____
Date final payment due: _____
Amount Due on final payment: \$ _____ Amount NOW due: \$ _____ as of _____.
6. **ONGOING INTEREST:** Plaintiff ☐DOES or ☐DOES NOT seek ongoing interest. If so, this interest is based on the following contractual/statutory reason: _____ and should be at _____%. \$ _____ of interest was due as of _____.

Plaintiff(s) Initial(s): _____, _____

PETITION IN DEBT CLAIMS



7. **ASSIGNMENT OF CLAIM:** Plaintiff ☐ WAS or ☐ WAS NOT assigned or otherwise transferred this claim. If so, the original Claimant/Creditor was _____, subsequent holders were _____, and the date the case was assigned/transferred to plaintiff was _____.

REQUEST FOR JUDGMENT: Plaintiff prays that the defendant(s) be served with citation and that plaintiff(s) have judgment against defendant(s) for: relief of damages in the monetary amount indicated, attorney's fees(if indicated), court costs, and interest on the above sums at the statutory rate for judgments allocated by Law.

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

_____ @ _____

Plaintiff(s)/Agent Signature

Printed name of Plaintiff/Agent

Plaintiff(s)/Agent Signature

Printed name of Plaintiff/Agent

Zip

Address of Plaintiff(s)/Agent

City, State,

Phone & Fax Number(s) of Plaintiff/Agent

DEFENDANT(S) INFORMATION (if known):

DATE OF BIRTH: _____

*LAST 4 NUMBERS OF DRIVERS LICENSE: _____

*LAST 4 NUMBERS OF SOCIAL SECURITY: _____

DEFENDANT'S ADDRESS: _____, _____, _____, _____
PO Box/Physical City State Zip Code

DEFENDANT'S PHONE NUMBER: (_____) _____ - _____

SWORN TO AND SUBSCRIBED BEFORE ME on this _____ day of _____, 20____.

Clerk of the Court

CAUSE NO. _____

Plaintiff(s)

vs

Defendant(s)

§
§
§
§
§

IN THE JUSTICE COURT

PRECINCT FOUR

AUSTIN COUNTY, TEXAS

CERTIFICATE OF LAST KNOWN ADDRESS

TO THE CLERK OF THIS COURT:

_____, *Plaintiff(s)*, hereby certifies to the Clerk of the Court
that the last known mailing address of _____, *Defendant(s)* in the
above styled and numbered cause is as follow:

Name(s)

Mailing Address

City, State, Zip Code

_____ is the party against whom judgment is being sought.
Defendant(s)

Certified Date: _____

Respectfully submitted,

Plaintiff(s) Signature

Plaintiff(s) Signature

Plaintiff's Mailing Address

City, State, Zip Code

AFFIDAVIT
50 USC Sec. 520

THE STATE OF TEXAS

COUNTY OF AUSTIN

IN THE CAUSE STYLED:

Plaintiff(s) _____ VS Defendant(s) _____,

and numbered _____ -J4 filed in Justice of the Peace, Pct 4, Austin County,
Texas:

Plaintiff being duly sworn on oath deposes and says that Defendant(s) is/are,

- ☐ Not in the military and / or
- ☐ Not on active duty in the military and / or
- ☐ Not in foreign country on military service
- ☐ On active military duty and/or is subject the Service members Civil relief Act of 2003
- ☐ Has waive his/her rights under the Service Members Civil Act of 2003
- ☐ Military status in unknown at this time

Plaintiff' s Signature

SWORN TO BEFORE ME on this the _____ day of _____, 20____.

SEAL

Notary Public in and for the State of Texas

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.

JUSTICE COURT CIVIL CASE INFORMATION SHEET

CAUSE NUMBER (FOR CLERK USE ONLY): _____

STYLED: _____
(e.g., John Smith vs Jane Doe)



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 the 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. This sheet does not constitute a discovery request, response, or supplementation, and it is not admissible at trial.

1. Contact information for Party filing case:		2. Names of Parties in Case:	
<div>Name _____ Telephone #: _____</div> <div>Mailing Address _____ Fax #: _____</div> <div>City _____ State _____ Zip _____ State Bar No: _____</div> <div>Email: _____</div> <div>Signature _____</div>		<div>Plaintiff(s) (as will appear on case): _____ _____</div> <div>VS</div> <div>Defendant(s) (as will appear on case): _____ _____</div> <div>Attach additional page as necessary to list all parties</div>	
3. Indicate case type (select only one):			
<div>_____ DEBT CLAIM: A <i>debt claim</i> 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 \$ 10,000, excluding statutory interest and court costs but including attorney fees, if any.</div>		<div>_____ EVICTON: An <i>eviction</i> 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 \$ 10,000, excluding statutory interest and court costs but including attorney fees, if any.</div>	
<div>_____ REPAIR AND REMEDY: A <i>repair and remedy</i> 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.</div>		<div>_____ SMALL CLAIMS: A <i>small claims</i> 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 \$ 10,000, excluding statutory interest and court costs but including attorney fees, if any.</div>	