

PETITION: EVICTION CASE (Texas Property Code Chapter 94)
Removal of a Manufactured Home from a Leased Lot in a Manufactured Home Community
Having Four or More Lots

CAUSE NO. _____
 (court use only)

COURT DATE & TIME: _____

Plaintiff(s)
VS.

§
 § **IN THE JUSTICE COURT**
 §
 § **PRECINCT ____ PLACE ____**
 §
 § **LIBERTY COUNTY, TEXAS**
 §

Defendant(s)

COMPLAINT: Plaintiff hereby complains of the Defendant(s) named above for eviction of plaintiff's premises (including storerooms and parking areas) located in the above precinct. Address of the property is:

Street Address	Unit No. (if any)	City/State/Zip
1. Service of Citation: Service is requested on Defendant(s) by personal service at home or work or by alternate service as allowed by the Texas Justice Court Rules of Court. Other addresses where the defendant(s) may be served are: _____		

2. **Grounds for Eviction:**
 _____ Nonpayment of rent: Total delinquent rent as of date of filing is \$_____. Defendant(s) failed to pay rent for the following time period(s): _____. Rental Subsidy (If any) \$_____. Tenant's Portion: \$_____. Total Monthly Rent: \$_____. Plaintiff reserves the right to orally amend the amount at trial to include rent due from the date of filing through the date of trial.
 _____ Other Grounds/Lease Violations (specify): _____
 _____ Holdover: 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 _____.

3. **Notice to Vacate:** Plaintiff gave defendant(s) a written notice to vacate (according to Ch. 24 of the Texas Property Code) and demand for possession on _____ and delivered by this method: _____.

4. **Attorney's Fees:** Plaintiff ___ will be / ___ will NOT be seeking applicable attorney's fees. Attorney's name, address, and phone & fax numbers are: _____

5. _____
 Manufactured Home Owner Mailing Address City/State/Zip

 Lien holder Mailing Address City/State/Zip

6. SEC. 201(b) Servicemembers Civil Relief Act Affidavit: Plaintiff/agent being duly sworn on oath under penalty of perjury (fine and/or up to one year in jail) deposes and says that the above-named defendant(s) (check one):

___ Is not subject to the Servicemembers Civil Relief Act of 2003 or a dependent of a servicemember.

___ Is on active military duty and/or is subject to the Servicemembers Civil Relief Act of 2003.

___ Defendant has waived his/her rights under the Servicemembers Civil Relief Act of 2003.

___ Servicemember status of defendant is unknown at this time.

REQUEST FOR JUDGMENT: Plaintiff prays that defendant(s) be served with citation and that plaintiff have judgment against defendant(s) for:

___ Possession of premises, including removal of defendant(s) and defendant's possessions

___ Unpaid Rent

___ Attorney's Fees

___ Court Cost

___ Interest on the above sums at the rate stated in the rental contract, or if not so stated, at the statutory rate for judgments under Civil Statutes Article 5069-1.05.

___ Other: _____

Petitioner's Printed Name

Signature of Plaintiff (Landlord/Property Owner) or Agent

Address of Plaintiff or Agent

City/State/Zip

Phone & Fax No. of Plaintiff or Agent

Defendant's Information (If Known):	
Date of Birth:	_____
Last 3 Digits of Driver's License:	_____
Last 3 Digits of Social Security:	_____
Phone Number:	_____
Fax Number:	_____
Email Address:	_____

**THE STATE OF TEXAS
COUNTY OF LIBERTY**

Subscribed and Sworn to before me this _____ day of _____, 20_____.

Clerk of the Court or _____ Notary Public

Justice Court Civil Case Information Sheet

Case No. (For Clerk use Only) _____

Styled: _____
 (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.

1. Contact information for person completing case information sheet:	2. Name of parties in case:										
<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; border: none;">Name: _____</td> <td style="width: 50%; border: none;">Telephone: _____</td> </tr> <tr> <td style="border: none;">Address: _____</td> <td style="border: none;">Fax: _____</td> </tr> <tr> <td style="border: none;">City/State/Zip: _____</td> <td style="border: none;">State Bar No.: _____</td> </tr> <tr> <td colspan="2" style="border: none;">Email: _____</td> </tr> <tr> <td colspan="2" style="border: none;">Signature: _____</td> </tr> </table>	Name: _____	Telephone: _____	Address: _____	Fax: _____	City/State/Zip: _____	State Bar No.: _____	Email: _____		Signature: _____		Plaintiff(s): _____ _____ Defendant(s): _____ _____ _____ [Attach additional page as necessary to list all parties]
Name: _____	Telephone: _____										
Address: _____	Fax: _____										
City/State/Zip: _____	State Bar No.: _____										
Email: _____											
Signature: _____											
3. Indicate case type, or identify the most important issue in the case (select only 1):											
____ 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 more than \$10,000, excluding statutory interest and court costs but including attorney 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 \$10,000, excluding statutory interest and court cost but including attorney fees, if any.										
____ 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 for no more than \$10,000, 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, or personal property. The claim can be for no more than \$10,000, excluding statutory interest and court costs but including attorney fees, if any.										

CAUSE NO. _____
(court use only)

_____	§	
_____	§	IN THE JUSTICE COURT
Plaintiff(s)	§	
VS.	§	PRECINCT ____ PLACE ____
_____	§	
_____	§	LIBERTY COUNTY, TEXAS
_____	§	

NON-MILITARY AFFIDAVIT
Service-member's Civil Relief Act

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-member 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 / CLERK OF THE 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, United States Code, or imprisoned for not more than one year or both.**