

JUDGE JAMES A. "TONY" DUNCAN
PCT. 3, PL. 1, HENDERSON COUNTY, TX
PO BOX 835 / CHANDLER, TX 75758
903-849-2222 / FAX 903-849-6111

CAUSE NO. S3-

PLAINTIFF'S ORIGINAL SMALL CLAIMS CASE PETITION

PLAINTIFF NAME: _____

MAILING ADDRESS: _____

CITY, STATE, ZIP CODE: _____

PHONE NUMBER: _____

DEFENDANT NAME: _____

IF CORPORATION/COMPANY-AGENT FOR SERVICE: _____

PHYSICAL ADDRESS: _____

CITY, STATE, ZIP CODE: _____

PHONE NUMBER: _____ DATE OF BIRTH: _____

LAST 3 NUMBERS OF DRIVERS LICENSE: _____ LAST 3 OF SOCIAL SECURITY: _____

COMPLAINT: The basis for the claim which entitles the plaintiff to seek relief against the defendant is:
(Briefly state the nature of the claim): _____

RELIEF: Plaintiff seeks damages in the amount of \$ _____, and/or return of personal property described as follows (be specific): _____
_____ which has a value of \$ _____. Additionally the Plaintiff seeks the following:

PLAINTIFF'S SIGNATURE

SIGNATURE OF ATTY. FOR PLAINTIFF
(if applicable)

ADDRESS/CITY/ZIP (For Plaintiff Attorney) _____

PHONE: _____

FAX: _____

Check if you wish to give your consent for the answer and any other motions or pleadings to be sent to you by email.
My email address is: _____

SUBSCRIBED AND SWORN to before me this _____ day of _____, 201_____.

JUDGE TONY DUNCAN

CLERK OF THE COURT OR NOTARY

MILITARY STATUS AFFIDAVIT

(To determine if a person is in military service, you may access the Defense Department’s website at: <https://scra.dmdc.osd.mil>)

CASE NO. _____

DEFENDANT: _____

**AFFIDAVIT
50 USC Sec. 520**

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

YOU MUST CHECK ONE

- not in the military
- not on active duty
- 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 Act of 2003
- military status is unknown at this time

PLAINTIFF

SUBSCRIBED AND SWORN to before me on this _____ day of _____, 20____.

NOTARY/CLERK

Notary Public in and for the State of Texas

Clerk 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.

JUSTICE COURT CIVIL CASE INFORMATION SHEET (4/13)

CAUSE NUMBER (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.

<p>1. Contact information for person completing case information sheet:</p> <p>Name: _____ Telephone: _____</p> <p>Address: _____ Fax: _____</p> <p>City/State/Zip: _____ State Bar No: _____</p> <p>Email: _____</p> <p>Signature: _____</p>	<p>2. Names of parties in case:</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>3. Indicate case type, or identify the most important issue in the case (select only 1):</p>	
<p><input type="checkbox"/> 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 \$10,000, excluding statutory interest and court costs but including attorney fees, if any.</p>	<p><input type="checkbox"/> 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 costs but including attorney fees, if any.</p>
<p><input type="checkbox"/> 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.</p>	<p><input type="checkbox"/> 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 \$10,000, excluding statutory interest and court costs but including attorney fees, if any.</p>