

PETITION: EVICTION CASE

Case No. (Court use only) _____ With suit for Rent

In the Justice Court, Precinct 1, Galveston County Texas

Plaintiff _____
(Landlord/Property Name)

Rental Subsidy (if any) \$ _____

VS

Tenant's Portion \$ _____

Defendant(s) _____

Total Monthly Rent \$ _____

COMPLAINT: Plaintiff (Landlord) 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 Phone Number

1. **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:

2. **UNPAID RENT AS GROUNDS FOR EVICTION:** Defendant(s) failed to pay rent for the following time period(s): _____ . **TOTAL DELINQUENT RENT AS OF DATE OF FILING IS: \$** _____

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

3. **OTHER GROUNDS FOR EVICTION/LEASE VIOLATIONS:** Lease Violations (if other than non-paid rent – list lease violations)

4. **HOLDOVER 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 the _____ day of _____, 20_____.

5. **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 _____ and delivered by this method: _____

6. **ATTORNEY'S FEES:** Plaintiff will be or will NOT be seeking applicable attorney's fees. Attorney's name, address, and phone & fax numbers are: _____

7. **BOND FOR POSSESSION:** If Plaintiff has filed a bond for possession, plaintiff requests (1) that the amount of plaintiff's bond and defendant's counter bond be set, (2) that plaintiff's bond be approved by the Court, and (3) that proper notices as required by the Texas Justice Court Rules are given to Defendant(s).

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)'s possession 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 under Civil statutes Article 5069-1.05.

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

Petitioner's Printed Name

Signature of Plaintiff (Landlord/Property Owner) or Agent

DEFENDANT(S) INFORMATION (if known):

Address of Plaintiff (Landlord/Property Owner) or Agent

Date of Birth: _____

City State Zip

*Last 3 #'s of D.L. _____

*Last 3 #'s of Social Security: _____

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

Court/Notary use only

Sworn to and subscribed before me this _____ day of _____ 20__

Clerk of the Justice Court or Notary

Case No. _____

In the Justice Court, Precinct 1, County of Galveston, Texas

_____ vs. _____

Defendant _____

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

(CHECK ONE)

- not in the military. I know this because _____

- 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 Servicemembers Civil Relief Act of 2003
- has waived his/her rights under the Servicemembers Civil Act of 2003
- military status is unknown at this time. I know this because _____

Plaintiff/Agent

(Select the applicable title under the signature for the jurat below)

Subscribed and sworn to before me on this the _____ day of _____, 20__.

NOTARY / CLERK

(Notary Seal)

- 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, United States Code, or imprisoned for not more than one year or both**

Notice: If this paperwork is mailed to the court it is your responsibility to contact the court to obtain your court date.