

Case No. \_\_\_\_\_

Court Date: \_\_\_\_\_

\_\_\_\_\_  
Plaintiff  
  
vs  
  
\_\_\_\_\_  
Defendant

§  
§  
§

JUSTICE OF THE PEACE  
PRECINCT ONE – PLACE TWO  
FORT BEND COUNTY, TEXAS

**ORIGINAL PETITION EVICTION CASE**

**With suit for Rent**

Rental Subsidy (if any) \$ \_\_\_\_\_ Tenant's Portion \$ \_\_\_\_\_ 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
<b>DEFENDANT(S) INFORMATION</b> (if known): Date of Birth: _____			Defendant's phone number: _____	
Last 3 numbers of Driver License: _____			Last 3 numbers of Social Security: _____	

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:

Plaintiff does not know of any other work or home address for Defendant in the county where the premises are located.

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 \_\_\_\_\_, 20\_\_ 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 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 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:

Printed Name of "Plaintiff"Agent"Attorney

Signature of "Plaintiff"Agent"Attorney

Address / Phone Number

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

Case No. \_\_\_\_\_

In the Justice Court, Precinct 1 - Place 2, Fort Bend County, Texas

\_\_\_\_\_  
Plaintiff VS Defendant  
\_\_\_\_\_

**AFFIDAVIT OF MILITARY STATUS OF DEFENDANT(S)**

Before me, the undersigned authority, on this day personally appeared:

Who, under penalty of perjury (fine and/or up to one year in jail), state the following:

My name is \_\_\_\_\_

I am the plaintiff or Attorney of record or authorized agent of the plaintiff.  
I am capable of making this affidavit. The facts stated in the affidavit are within  
my personal knowledge and are true and correct.

*(check one)*

- Defendant **is not** in the military.
- Defendant **is** in the military service, I know this because \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- I am unable to determine whether or not the Defendant is in military service.

\_\_\_\_\_  
Plaintiff Signature/Attorney or Agent for Plaintiff

SWORN TO and SUBSCRIBED before me on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Notary Public in and for the State of Texas  
Or Clerk of the Justice Court