

Cause No. _____

Petitioner, Tenant § IN THE JUSTICE COURT
VS § PRECINCT 3 - PLACE 2

Defendant, Landlord § FORT BEND COUNTY, TEXAS

PETITION FOR RELIEF UNDER SECTION 92.0563 OF THE TEXAS PROPERTY CODE

1. COMPLAINT: Tenant files this Petition against the above-named Landlord pursuant to Section 92.0563, Texas Property Code because there is a condition in Tenant's residential property that would materially affect the health or safety of an ordinary tenant.

Information Regarding Residential Rental Property:

Street Address Unit No. (if any) City County State ZIP Code

Landlord's Contact Information:

Business Street Address Unit No. (if any) City County State ZIP Code

2. SERVICE OF CITATION: (Check each statement that is true)

- Tenant received in writing Landlord's name and business street address, where Landlord may be served as shown above.
- Tenant received in writing the name and business street address of Landlord's management company
- The name of Landlord's management company is _____. To Tenant's knowledge, this is the management company's contact information:

Business Street Address Unit No. (if any) City County State ZIP Code

- The name of Landlord's on-premise manager is _____. To Tenant's knowledge, this is the on-premise manager's contact information:

Business Street Address Unit No. (if any) City County State ZIP Code

- The name of Landlord's rent collector is _____. To Tenant's knowledge, this is the rent collector's contact information:

Business Street Address Unit No. (if any) City County State ZIP Code

3. LEASE AND NOTICE: (Check each statement that is true)

- The lease is oral. The lease is in writing. The lease requires the notice to repair or remedy a condition to be in writing.
- Tenant gave written notice to repair or remedy the condition on _____, 20____. The written notice to repair or remedy the condition was sent by certified mail, return receipt requested, or registered mail on _____, 20____.
- The tenant gave oral notice to repair or remedy the condition on _____, 20____. Name of the person(s) to whom oral notice was given: _____ Place where oral notice was given: _____.

4. RENT:

At the time Tenant gave notice to repair or remedy the condition, Tenant's rent was: current (no rent owed) not current, but Tenant offered to pay the rent and Landlord did not accept it, or not current and Tenant did not offer to pay the rent owed.
Tenant's rent is due on the _____ day of the _____ month week _____ (specify other rent payment period). The rent is \$_____ per month week _____ (specify other rent payment period).
Tenant's rent (check one): is not subsidized by the government is subsidized by the government as follows, if known: \$_____ paid by the government, and \$_____ paid by Tenant.

5. PROPERTY CONDITION:

Describe the property condition materially affecting the physical health or safety of an ordinary tenant that Tenant seeks to have repaired or remedied:

6. RELIEF REQUESTED: (check all that apply)

- Tenant requests the following relief:
- a court order to repair or remedy the condition.
 - a court order reducing Tenant's rent (in the amount of \$_____ to begin on _____, 20____).
 - actual damages in the amount of \$_____
 - a civil penalty of one month's rent plus \$500.
 - attorney's fees.
 - court costs. Tenant states that the total relief does not exceed \$20,000, excluding interest and court costs, but including attorney's fees.

Tenant's Signature: _____ Date: _____

Street Address Unit No. (if any) Phone Number

City State ZIP Code

CASE NO. _____

SERVICEMEMBERS CIVIL RELIEF ACT OF 2003 AFFIDAVIT

50 USC Sec. 520

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

_____ and _____ is (are)

(PLEASE 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 Servicemembers Civil Relief Act of 2003
- has waived his/her rights under the Servicemembers Civil Relief Act of 2003
- military status is unknown at this time

Signature of Plaintiff / Agent / Attorney (circle one)

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

Clerk of the Justice Court or Notary