DALLAS COUNTY JUSTICE OF THE PEACE 4-2

CAUSE NO. _____

_____	§	IN THE JUSTICE COURT
PLAINTIFF	§	
v.	§	
	§	PRECINCT 4, PLACE 2
_____	§	
DEFENDANT	§	DALLAS COUNTY, TEXAS

PLAINTIFF'S SMALL CLAIMS PETITION

PARTIES

Plaintiff(s) is (*name of plaintiff(s)*): _____.

First defendant is (*name of defendant*): _____. The plaintiff is requesting service on the defendant at the following address (*or service on the registered agent if a corporation*): _____.
Defendant's telephone number and fax number is (*not required*): _____. Defendant's last three numbers of their driver's license or date of birth are (*not required*):_____.

Second defendant is (*name of defendant*): _____. The plaintiff is requesting service on the defendant at the following address (*or service on the registered agent if a corporation*): _____.
Defendant's telephone number and fax number is (*not required*): _____. Defendant's last three numbers of their driver's license or date of birth are (*not required*):_____.
(*attach additional sheets, for multiple defendants*)

FACTS/COMPLAINT

The basis for the claim which entitles the plaintiff to seek relief against the defendant(s) is (*if necessary, attach additional pages*):
_____

_____

_____

_____

_____

RELIEF

Plaintiff seeks monetary damages in the amount of $ _____, and/or return of personal property as described as follows (*be specific and attach additional pages if necessary*): _____
_____
_____
_____

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_____

_____

which has a value of $ _____. Additionally, plaintiff seeks the following relief as allowed by law:

_____

_____

_____

_____

_____

Please check one.
❒ Plaintiff is requesting that the Court forward the citation along with the required service fees to a constable or sheriff in the county of the Defendant's address for service.

❒ Plaintiff is requesting that he/she be given the citation for service by a private process server, constable, sheriff or other party authorized by law for service.

Signature of Plaintiff, Agent or Attorney	Printed Name
Plaintiff Street Address	Plaintiff City / State / Zip
Phone	Fax

❒ I consent to receiving filings by email
❒ I do not consent to receiving filings by email.
Email Address

On the _____ day of _____, 20_____ the Clerk of this Court sent the citation, petition and other documents for service to the Defendant at:

_____

_____
(Clerk of Court)

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	§	
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	§	
_____	§	DALLAS COUNTY, TEXAS
DEFENDANT	§	

For any civil action where the Defendant does not make an appearance, the Plaintiff must make a statement about the military status of the Defendant (Service member Civil Relief Act of 2003). A default judgment **CANNOT** be granted against a Defendant without a sworn statement stating whether the defendant is or is not in the military. Complete a form for each Defendant.

The Plaintiff may wish refer to the military status database to determine the military status of the defendant. Attaching information found on this website may not be sufficient to determine the military status of the defendant. Website address: https://www.dmdc.osd.mil/appj/scra/scraHome.do

SERVICEMEMBER AFFIDAVIT BY PLAINTIFF OR AFFIANT

I the undersigned affiant state the following facts are based upon my personal knowledge about the Defendant(s). I am over the age of 18 and am of sound mind and memory and make the following statement under penalty of perjury. To the Defendant (check one):

_____ Is NOT in the military on active duty.

_____ Is on active military duty and/or is subject to the Service members Civil Relief Act.

_____ Has waived his rights under the Service members Civil Relief Act of 2003.

_____ Military status is unknown at this time.

Please state the necessary facts supporting how you personally know the military status of the defendant.
_____

_____

_____
PLAINTIFF

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

_____
Notary Public in and for the State of Texas
Judge or Clerk of Court