

**Petition for Eviction**

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

Receipt No. \_\_\_\_\_

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

Time \_\_\_\_\_

\_\_\_\_\_  
**Plaintiff(s)/Landlord(s) Property Owner**

**Vs.**

\_\_\_\_\_  
**Defendant(s)/Tenant(s) & All Occupants**

§ IN THE JUSTICE COURT  
§  
§ PRECINCT 2, PLACE 1  
§  
§ DALLAS COUNTY, TEXAS  
§  
§  
§

**Plaintiff**, being duly sworn on oath, files this written complaint against the above-named Defendant(s) to evict Defendant(s) from Plaintiff's **premises**, which is located in Justice of the Peace Precinct 2 of Dallas County, Texas and which is **described as:**

\_\_\_\_\_  
*Defendant's Full Street Address, & Apt. No.                      City/ State                      Zip Code                      Phone Number                      Email Address*

Attorney fees **(if an attorney is appearing)**                      \$ \_\_\_\_\_

Rent due and unpaid through the date of Court is                      \$ \_\_\_\_\_

The monthly rent is                      \$ \_\_\_\_\_

Government subsidy **(check one)**, the tenant:

**DOES** receive a government subsidy in the amount of                      \$ \_\_\_\_\_

**DOES NOT** receive a government subsidy

Plaintiff and Defendant(s) have established a **landlord tenant** relationship by: **(check one)**  a written lease or agreement,  an oral agreement,  occupancy after foreclosure sale,  occupancy after contract for deed default, or  **(other)** \_\_\_\_\_

**GROUND FOR EVICTION**

The grounds for eviction are: **(check all that apply)**  non-payment of rent,  holding over,  non-rent default by **(describe default)**

Written **notice to vacate** was delivered to Defendant(s) at the above described premises on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, **(check all that apply)**  in person to the tenant(s).  in person to an occupant at least sixteen years of age.  by mail.  by affixing to the **inside** of the main entry door or **(other)** \_\_\_\_\_. Thereafter Defendant(s) failed to surrender possession of the above described premises by the date specified in the **notice to vacate** thereby committing an **Eviction**.

**AFFIDAVIT OF MILITARY STATUS**

\_\_\_\_\_ Defendant, **IS NOT** in military service.

\_\_\_\_\_ Defendant, **IS** in military service and/or is subject to the Service members Civil Relief Act.

*I know this because* \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ I am **unable to determine** whether or not the Defendant is in military service.

**PRAYER**

Plaintiff requests a judgment for Plaintiff(s) against Defendant(s) for possession of the above-described premises, rent accrued through the date of judgment, reasonable attorney fees upon appearance of an attorney, costs of court, and post-judgment interest at the highest legal rate.

**Unsworn Declaration  
(Texas Civil Practice and Remedies Code, Section 132.001)**

**I am the** \_\_\_\_\_ Plaintiff/Agent \_\_\_\_\_ Attorney of Record for the Plaintiff in this proceeding

\_\_\_\_\_  
*Printed Name*

\_\_\_\_\_  
*Street Address/City/ State/Zip*

\_\_\_\_\_  
*Phone Number/Fax Number/Email Address*

I declare under penalty of perjury that all information in the attached document titled, **Petition for Eviction**, is true and correct.

**Penalty for making or using a 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.**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

If it appears that the defendant is in military service the court may not enter a judgment until after the court appoints an attorney to represent the defendant. If the court is unable to determine if the defendant is in military service, the court may require the plaintiff to file a bond in an amount approved by the court.

You may access the public website: <https://scra.dmdc.osd.mil/>  
This website will provide the current active military status of an individual.

**Judge Margaret O'Brien, Justice of the Peace 2-1**  
140 N. Garland Avenue, Garland, TX 75040  
Phone: (214) 643-4773 Fax: (214)643-4772  
Website: www.JudgeMO.org