Instructions:

The Servicemembers Civil Relief Act applies to a civil proceeding in the Justice courts. Before entering a default judgment against an individual defendant, the plaintiff must file with the court an affidavit stating whether or not the defendant is in the military service, showing necessary facts to support the affidavit, or stating that the plaintiff is unable to determine whether or not the defendant is in military service, if that is the case. The requirement for an affidavit may be satisfied by a written, signed document declared to be true under penalty of perjury. 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.

A person who makes or uses an affidavit under this Act knowing to be false, may be fined or imprisoned or both. 50 USC App. 501 et seq. To obtain certificates of service or non-service under the Servicemembers' Civil Relief Act, you may access the public website: **https://scra.dmdc.osd.mil/** . This website will provide the current active military status of an individual.

Military Status Affidavit

Case No. J_____ A	**§**	**IN THE JUSTICE COURT**
	§	
	§	
_____	**§**	**DALLAS COUNTY, TEXAS**
Plaintiff	**§**	
	§	
Vs.	**§**	**PRECINCT 3, PLACE 1**
	§	
_____	**§**	
Defendant	**§**	

BEFORE ME, on this day personally appeared, _____, who, under penalty of perjury, stated that the following facts are true:

I am the ☐ Plaintiff. ☐ Attorney of Record for the Plaintiff in this proceeding.

☐ _____, Defendant, **is not** in military service.

☐ _____, Defendant, **is** in military service.

I know this because _____

_____

_____

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

Signed on _____

_____
Signature

_____
Printed Name

_____
Address Apt. # City Zip

_____
Telephone Email Address

THE STATE OF TEXAS §

COUNTY OF DALLAS §

SWORN TO AND SUBSCRIBED BEFORE ME on _____ [seal]

_____
Clerk of the Court

_____
Notary Public, State of Texas