

**PETITION: DEBT CLAIM CASE**

CASE NO. (Court use only) \_\_\_\_\_

**Plaintiff(s):** \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
City State Zip Phone

**IN THE JUSTICE COURT**

JUSTICE OF THE PEACE  
PRECINCT \_\_\_\_\_

**VS.**  
**Defendant(s):** \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
City State Zip Phone

COLLIN COUNTY, TEXAS

**PLAINTIFF is (must check one):**  an assignee of the claim;  a debt collector or collection agency;  a financial institution; or  a person or entity primarily engaged in the business of lending money at interest.

**COMPLAINT:** The basis for the claim which entitles the plaintiff to seek relief against the defendant is:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**RELIEF:** Plaintiff seeks damages in the amount of \$\_\_\_\_\_.

**SERVICE OF CITATION:** Service is requested on defendants 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:

\_\_\_\_\_

**ADDITIONAL INFORMATION (CASE BASED ON CREDIT CARD, REVOLVING ACCOUNT, OR OPEN ACCOUNT):**

Account/Credit Card Name: \_\_\_\_\_ Account Number (may be masked): \_\_\_\_\_  
Date of Issue/Origination: \_\_\_\_\_ Date of Charge-Off/Breach: \_\_\_\_\_ Amount Owed \$\_\_\_\_\_ as of \_\_\_\_\_

**ADDITIONAL INFORMATION (CASE BASED ON PROMISSORY NOTE OR OTHER PROMISE TO PAY PERSONAL OR BUSINESS LOAN):**

Date/Amount of Original Loan: \_\_\_\_\_, \$\_\_\_\_\_ Repayment Accelerated? \_\_\_\_\_  
Date Final Payment Due: \_\_\_\_\_ Amount Due on Final Payment Date \$\_\_\_\_\_ Amount Due \$\_\_\_\_\_ as of \_\_\_\_\_

**ONGOING INTEREST:** Plaintiff  does, or  does not seek ongoing interest. If so, this interest is based on the following contractual/statutory reason: \_\_\_\_\_ and should be at \_\_\_\_\_%. \$\_\_\_\_\_ of interest was due as of \_\_\_\_\_.

**ASSIGNMENT OF CLAIM:** Plaintiff  was, or  was not assigned or otherwise transferred this claim. If so, the original claimant/creditor was \_\_\_\_\_, subsequent holders were \_\_\_\_\_ and the date the case was assigned/transferred to plaintiff was \_\_\_\_\_.

If you wish to give your consent for the answer and any other motions or pleadings to be sent to your email address, please check this box, and provide your valid email address:\_\_\_\_\_.

\_\_\_\_\_  
Petitioner's Printed Name

\_\_\_\_\_  
Signature of Plaintiff or Attorney

**Defendant's Information (if known):**

Date of Birth: \_\_\_\_\_  
Last 3 numbers of Driver's License: \_\_\_\_\_  
Last 3 numbers of SSN: \_\_\_\_\_  
Defendant's Phone Number: \_\_\_\_\_

\_\_\_\_\_  
Address of Plaintiff or Attorney

\_\_\_\_\_  
City State Zip

\_\_\_\_\_  
Phone & Fax No.

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

**CAUSE NUMBER:** \_\_\_\_\_

_____	<b>PLAINTIFF</b>	§	<b>IN THE JUSTICE COURT</b>
<b>VS.</b>		§	<b>PRECINCT ____</b>
_____	<b>DEFENDANT</b>	§	<b>COLLIN COUNTY, TEXAS</b>

My name is [please print] \_\_\_\_\_.

I am [check one]  the plaintiff or  an authorized agent of the plaintiff in the case described above. I am capable of making this affidavit. I have been duly sworn on oath and the facts in this affidavit are within my personal knowledge and are true and correct.

[check or fill in as applicable]

**1.** No defendant in this case is on active duty in the U.S. military (Army, Navy, Air Force, Marines or Coast Guard). The facts on which I base my conclusion are as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**2.** Defendant [insert name(s)] \_\_\_\_\_ is on active duty in the U.S. military.

**3.** Defendant [insert name(s)] \_\_\_\_\_ has been deployed by the U.S. military to a foreign country.

**4.** Plaintiff and the undersigned (if the undersigned is acting agent of plaintiff) are not able to determine whether any defendant is in the U.S. military – except for any defendant named in 2 above.

**5.** Plaintiff and the undersigned (if the undersigned is acting as an agent of plaintiff) are not able to determine whether any defendant who is in the U.S. military has been deployed to a foreign country – except for any defendant named in 3 above.

**6.** Defendant [insert name(s)] \_\_\_\_\_ has signed, while on active duty, a **separate written waiver** of his or her rights under the U.S. Servicemembers Civil Relief Act of 2003.

\_\_\_\_\_  
Affiant

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

\_\_\_\_\_  
(Judge) (Clerk)  
Justice Court, Precinct \_\_\_\_  
Collin County, Texas

\_\_\_\_\_  
Notary Public in and for the State of Texas

# JUSTICE COURT CIVIL CASE INFORMATION SHEET (4/13)

**CAUSE NUMBER (FOR CLERK USE ONLY):** \_\_\_\_\_

**STYLED** \_\_\_\_\_

(e.g., John Smith v. All American Insurance Co; In re Mary Ann Jones; In the Matter of the Estate of George Jackson)

A civil case information sheet must be completed and submitted when an original petition is filed to initiate a new suit. The information should be the best available at the time of filing. This sheet, required by Rule of Civil Procedure 502, is intended to collect information that will be used for statistical purposes only. It neither replaces nor supplements the filings or service of pleading or other documents as required by law or rule. The sheet does not constitute a discovery request, response, or supplementation, and it is not admissible at trial.

1. Contact information for person completing case information sheet:		2. Names of parties in case:
Name: _____	Telephone: _____	Plaintiff(s): _____ _____ Defendant(s): _____ _____ _____ _____ [Attach additional page as necessary to list all parties]
Address: _____	Fax: _____	
City/State/Zip: _____	State Bar No: _____	
Email: _____		
Signature: _____		
3. Indicate case type, or identify the most important issue in the case ( <i>select only 1</i> ):		
<input type="checkbox"/> <b>Debt Claim:</b> A debt claim case is a lawsuit brought to recover a debt by an assignee of a claim, a debt collector or collection agency, a financial institution, or a person or entity primarily engaged in the business of lending money at interest. The claim can be for no more than \$10,000, excluding statutory interest and court costs but including attorney fees, if any.	<input type="checkbox"/> <b>Eviction:</b> An eviction case is a lawsuit brought to recover possession of real property, often by a landlord against a tenant. A claim for rent may be joined with an eviction case if the amount of rent due and unpaid is not more than \$10,000, excluding statutory interest and court costs but including attorney fees, if any.	
<input type="checkbox"/> <b>Repair and Remedy:</b> A repair and remedy case is a lawsuit filed by a residential tenant under Chapter 92, Subchapter B of the Texas Property Code to enforce the landlord's duty to repair or remedy a condition materially affecting the physical health or safety of an ordinary tenant. The relief sought can be for no more than \$10,000, excluding statutory interest and court costs but including attorney fees, if any.	<input type="checkbox"/> <b>Small Claims:</b> A small claims case is a lawsuit brought for the recovery of money damages, civil penalties, personal property, or other relief allowed by law. The claim can be for no more than \$10,000, excluding statutory interest and court costs but including attorney fees, if any.	

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Name: _____ Telephone: _____ Address: _____ Fax: _____ City/State/Zip: _____ State Bar No: _____ Email: _____ Signature: _____	Plaintiff(s): _____ _____ Defendant(s): _____ _____ _____ [Attach additional page as necessary to list all parties]
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\_\_\_\_\_  
Affiant

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

\_\_\_\_\_  
(Judge) (Clerk)  
Justice Court, Precinct \_\_\_\_  
Collin County, Texas

\_\_\_\_\_  
Notary Public in and for the State of Texas

## CIVIL SERVICE INSTRUCTIONS

IF SERVICE OF CITATION WILL BE PERFORMED  
OUTSIDE OF COLLIN COUNTY OR BY A PRIVATE SERVICE  
PROCESSOR, YOU MUST PROVIDE THE FOLLOWING  
INFORMATION:

*If in Collin County please fill in Constables Office that will be  
serving the citation.*

NAME OF LAW ENFORCEMENT AGENCY/OFFICE WHO  
WILL SERVE ADDRESS OF DEFENDANT:

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ADDRESS OF LAW ENFORCEMENT AGENCY/OFFICE:

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PHONE NUMBER OF LAW ENFORCEMENT  
AGENCY/OFFICE: \_\_\_\_\_

FEE FOR SERVING CIVIL CITATION: \_\_\_\_\_

PAID BY CHECK, MONEY ORDER, CASHIER'S CHECK  
VISA, MASTERCARD