

**EVICTON PETITION**

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

CASE NO. \_\_\_\_\_

In the Justice Court, Precinct 2-1, Nueces County, Texas

PLAINTIFF \_\_\_\_\_

Residential property     Commercial property

VS.

DEFENDANT(S): \_\_\_\_\_

and All Occupants

**COMPLAINT:** Plaintiff (Landlord) hereby complains of the defendant(s) named above for eviction of plaintiff's premises (including storerooms and parking areas) located in the above precinct. Address of the property is:

Street Address	Unit No. (if any)	City	State	Zip
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**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:

**GROUND FOR EVICTION:** Plaintiff alleges the following grounds for Eviction:

**Unpaid Rent:** Tenant's Monthly Portion: \_\_\_\_\_

Defendant(s) failed to pay rent for the following time period(s): \_\_\_\_\_.

The amount of rent claimed as of the date of filing is \$ \_\_\_\_\_. **Plaintiff reserves the right to orally amend the amount at trial to include rent due from the date of filing through the date of trial.**

**OTHER GROUNDS FOR EVICTION/LEASE VIOLATIONS:** Defendant(s) breached the terms of the lease or other grounds (other than failing to pay rent) as follows:

**Holdover:** Defendant(s) are unlawfully holding, by failing to vacate at the end of the rental term, which was on \_\_\_\_\_, 20\_\_\_\_\_.

**NOTICE TO VACATE:** Plaintiff has given Defendant(s) a written notice to vacate (according to Property Code §24.005) and demand for possession. Such notice was delivered on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ and delivered by this method: \_\_\_\_\_.

**ATTORNEY'S FEES:** Plaintiff  will be or  will not be seeking applicable attorney's fees. Attorney's name, address, and phone & fax numbers are: \_\_\_\_\_.

**IMMEDIATE POSSESSION BOND:** If Plaintiff has filed a bond for immediate possession, Plaintiff requests (1) the court set the amount of the bond; (2) the court approve the bond; and (3) proper notices, as required by the Texas Justice Rule of Civil Procedure, are given to Defendant(s).

**REQUEST FOR JUDGMENT:** Plaintiff prays that defendant(s) be served with citation and that plaintiff have judgment against defendant(s) for: possession of premises, including removal of defendants and defendants' possessions from the premises, unpaid rent IF set forth above, attorney's fees, court costs, and interest on the above sums at the rate stated in the rental contract, or if not so stated, at the statutory rate for judgments under Civil Statutes Article 5069-1.05.

**I give my consent for the answer and any other motions or pleadings to be sent to my email address which is:** \_\_\_\_\_.

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

\_\_\_\_\_  
Signature of Plaintiff (Landlord/Property Owner) or Agent

**DEFENDANT(S) INFORMATION** (if known):

DATE OF BIRTH: \_\_\_\_\_

\*LAST 3 NUMBERS OF DRIVER LICENSE: \_\_\_\_\_

\*LAST 3 NUMBERS OF SOCIAL SECURITY: \_\_\_\_\_

DEFENDANT'S PHONE NUMBER: \_\_\_\_\_

\_\_\_\_\_  
Address of Plaintiff (Landlord/Property Owner) or Agent

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

\_\_\_\_\_  
Phone & Fax No. of Plaintiff (Landlord/Property Owner) or agent

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

\_\_\_\_\_  
CLERK OF THE JUSTICE COURT OR NOTARY