

PROPER DRESS IS REQUIRED, NO SHORTS, TANK TOPS OR CAPS

PLEASE INCLUDE ALL ZIP CODES

CASE NO. _____

Plaintiff (landlord)	§	IN JUSTICE COURT
vs	§	PRECINCT 1
Defendant	§	LUBBOCK COUNTY, TEXAS
and all other occupants		

PLAINTIFF'S COMPLAINT FOR EVICTION AND SUIT FOR RENT

TO THE HONORABLE JUSTICE OF THE PEACE:

NOW COMES _____ (LANDLORD) herein referred to as Plaintiff, and files this complaint against _____ Defendant and all occupants of the premises described herein and respectfully shows the Court the following:

1. Plaintiff does business in Lubbock County, Texas and the defendant resides in said Justice Precinct Lubbock County, Texas and may be served with process at the leased premises in Justice Precinct , which is:

Street Address	Apt No	City	State	<u>ZIP</u>	<u>PHONE #</u>	Str
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or at the Defendants work address: _____, or at such other place as the Defendant may be found.

Plaintiff knows of no other home or work address of Defendant in Lubbock County, Texas. Service is requested on Defendant by personal service at home or work or by alternate service under Rule 742 or Rule 742a.

2. The leased premises are located with Justice Precinct , Lubbock County, Texas.

3. Plaintiff entered into an agreement with Defendant for occupancy of the leased premises. Defendant has violated the terms of the agreement by (check applicable paragraph)

- | | |
|-------|---|
| _____ | Default in paying rent under agreement for _____ months. Plaintiff made written demand of the Defendant for possession of the leased premises on the _____ day of _____, 200__. |
| _____ | Breach of the terms and conditions of the agreement by: _____. |
| _____ | Holding over the leased premises after termination of the agreement and written demand by the Plaintiff for the return of the same. |

4. Plaintiff is entitled to, and seeks possession of, the leased premises after having made written demand of the Defendant for the return of same, and Defendant is still in possession of the leased premises.

5. In addition to possession of the leased premises, Plaintiff seeks judgment against Defendant for :
_____ Back rent in the amount of \$_____, plus
_____ daily rent in the amount of \$_____ per day as

_____ may accrue between the date of filing this
_____ complaint and surrender of the leased premises.
Interest at the maximum legal rate compounded
annually until judgment is paid in full.
Reasonable attorney's fees if employment of counsel
is necessary and verified.

WHEREFORE, PREMISES CONSIDERED, Plaintiff request that Defendant be cited to answer the complaint; and upon final hearing

Plaintiff PRAYS that Defendant be adjudged GUILTY of forcible detainer; that restitution of the leased premises be made to the Plaintiff; and that Plaintiff recover of Defendant judgment for the amount which Plaintiff may show court it is entitled to recover including rent, interest, attorney's fees, and costs, and for such other relief as Plaintiff may show entitlement.

***MUST BE SIGNED IN FRONT OF A NOTARY**

PLAINTIFF

Plaintiff's complete address ZIP CODE

Plaintiff's Phone Number

Plaintiff's Fax Number

PLAINTIFF'S AGENT

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 2007

NOTARY PUBLIC, STATE OF TEXAS

Case No.

**AFFIDAVIT
SEC. 201(b)**

Plaintiff being duly sworn on oath deposes and says that defendant(s)

- () is not in the military
- () not on active duty in the military and/or
- () not in a foreign country on military service
- () is on active military duty and /or is subject to the Servicemembers Civil Relief Act of 2003.

- () defendant has waived his rights under the Servicemembers Civil Relief Act of 2003.
- () military status is unknown at this time.

Plaintiff Signature

(Select the applicable title for the jurat below)

Subscribed and sworn to before me on this the _____ day of _____, 2007.

Notary Public in and for the State of Texas/or
Clerk of the Justice Court

Penalty for making our using false affidavit – a person who makes or uses an affidavit know 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.