

**IN THE SMALL CLAIMS/JUSTICE COURT OF EL PASO COUNTY, TEXAS
PRECINCT NUMBER TWO**

_____))
Plaintiff))
Vs.) Cause No. _____)
_____))
Defendant))

PLAINTIFF'S ORIGINAL PETITION

COMES NOW, the Plaintiff, whose mailing address is _____
_____ and whose telephone number is _____
being first duly sworn, and on oath deposes and says that the above-named Defendant,
who is: Check One:

- An individual**, whose physical address is: _____
- _____
A proprietorship or partnership, whose physical address is: _____
- _____
A corporation, whose agent for service of process is: _____

Whose physical address is: _____

is/are justly indebted to the Plaintiff in the sum of \$ _____ (do not include court costs).

MILITARY SERVICE

The above-named defendant

- Is not in the military service on active duty, and is not a dependant of a service member on active duty
- Is in the military service on active duty
- I have been unable to determine whether or not the defendant is in the military service on active duty
- Has waived his/her rights under the Servicemembers Civil Relief Act of 2003

I understand that any false statements in this document are made under penalty of perjury, and that making a false statement is a violation of Federal Law as provided in Title 18 United States Code and is subject to both fine and imprisonment.

Plaintiff's claim is based upon the following:

I acknowledge that if I need a licensed court interpreter to be present at trial, **I am responsible for the cost.**

At this time I ___ am ___ am not requesting for a licensed court interpreter to be present at trial to interpret the _____ Language.

Plaintiff reserves the right to plead further orally upon the trial of this matter.

Signature of Plaintiff

**STATE OF TEXAS
COUNTY OF EL PASO**

SUBSCRIBED AND SWORN TO before me this _____ day of _____ 20_____ to
certify which witness my hand and seal.

Notary Public/Court Clerk

General information for Filing your Complaint with JP2 Court

Please visit our website at <http://www.co.el-paso.tx.us/jp/jp2.htm> to obtain the “Forms and Helpful Links” to properly file with our court.

When filing a Small Claims & Justice Court Suit. On your complaint form circle the case type you wish to file with our court, cross out the other and initial.

Example: IN THE SMALL CLAIMS ^(Initials) ~~JUSTICE~~ COURT OF EL PASO COUNTY, TEXAS
PRECINCT NUMBER TWO

Once you have filled out and completed the complaint form, you now need to provide the court with a copy of the complaint for each person named at the top of the complaint form. For example, if you name the Plaintiff and two Defendants you will need the original form and three copies to appropriately file with the Court.

Our Court Clerks are trained in procedure only, and cannot give any legal advice.

Legal advice can only be obtained from an attorney. Should you feel you need legal advice please contact El Paso Bar Association at 532-7052 and/or Legal Aid 585-5100.

Need a certified interpreter?

You may reach Mr. Avila at 564-0754 or the Counsel of Judges at 546-2143.

Military Service
YOUR CASE MAY BE DISMISSED
IF YOU FAIL TO ATTACH
THE SERVICE MEMBERS CIVIL RELIEF ACT (SCRA)

You must obtain and attach to the complaint the Military Status Report.

You can obtain this information at www.epcounty.com Select “Departments” located at the top right corner of the tool bar. Scroll down and select “Justice of the Peace 2.” Scroll down to “Forms and Helpful Links” and select Service Members Civil Relief Act (SCRA)(PDF). You must provide the court a Military Status Report for each Defendant. Enter as much information you have. If you do not have the social security number, enter zeros. (see example “A”) and select “LookUp.” Print your result (see example “B”).

Court Costs

Case type	Fees with one Defendant	Fees for each additional Defendant
Small Claims & Justice Court Suits	\$25 filing fee + \$2 indigent legal services + \$55 citation fee = \$82.00	\$55.00 citation fee
Evictions	\$25 filing fee + \$2 indigent legal services + \$100 citation fees = \$127.00	\$100.00 citation fee

Method of payment: cash, money order, cashier checks, debit card and most credit cards. We do **not** accept personal checks, business checks, or Visa Credit.

EXAMPLE "A"

DMDC

Privacy Notice

Help



(SCRA) Servicemembers Civil Relief Act

SSN	000-00-0000	Repeat SSN	000-00-0000
Last	Doe	Last	Doe
Birth Yr	1968	Month	SEP
First	Jane	Birth Yr	1968
Middle		Month	SEP
<input type="button" value="LookUp"/> <input type="button" value="Erase"/>			
Upon clicking the "LookUp" button, based on the SSN and other personal information furnished, the Department will advise you that it does			
<ol style="list-style-type: none">1. Not possess information regarding whether the individual is on active duty, or2. Possess information indicating that the individual is on active duty.			

EXAMPLE "B"

Department of Defense Manpower Data Center

JUN-04-2008 10:13:19



Military Status Report
Pursuant to the Servicemembers Civil Relief Act

< Last Name	First/Middle	Begin Date	Active Duty Status	Service/Agency
DOE	Jane	Based on the information you have furnished, the DMDC does not possess any information indicating that the individual is currently on active duty.		

Upon searching the information data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the current status of the individual as to all branches of the Military.

Mary M. Snavelly-Dixon

Mary M. Snavelly-Dixon, Director
Department of Defense - Manpower Data Center
1600 Wilson Blvd., Suite 400
Arlington, VA 22209-2593

The Defense Manpower Data Center (DMDC) is an organization of the Department of Defense that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database which is the official source of data on eligibility for military medical care and other eligibility systems.

The Department of Defense strongly supports the enforcement of the Servicemembers Civil Relief Act [50 USCS Appx. §§ 501 et seq] (SCRA) (formerly the Soldiers' and Sailors' Civil Relief Act of 1940). DMDC has issued hundreds of thousands of "does not possess any information indicating that the individual is currently on active duty" responses, and has experienced a small error rate. In the event the individual referenced above, or any family member, friend, or representative asserts in any manner that the individual is on active duty, or is otherwise entitled to the protections of the SCRA, you are strongly encouraged to obtain further verification of the person's active duty status by contacting that person's Military Service via the "defenseink.mil" URL provided below. If you have evidence the person is on active-duty and you fail to obtain this additional Military Service verification, provisions of the SCRA may be invoked against you.

If you obtain further information about the person (e.g., an SSN, improved accuracy of DOB, a middle name), you can submit your request again at this Web site and we will provide a new certificate for that query.

This response reflects current active duty status only. For historical information, please contact the Military Service SCRA points-of-contact.

See: <http://www.defenselink.mil/faq/pis/PC09SLDR.html>

WARNING: This certificate was provided based on a name and Social Security number (SSN) provided by the requester. Providing an erroneous name or SSN will cause an erroneous certificate to be provided.

Report ID: BTJXNXBBEDE