
PLAINTIFF

VS.

No. _____

DEFENDANT

PLAINTIFF'S ORIGINAL PETITION

TO THE HONORABLE JUDGE OF SAID COURT:

Comes now _____ hereinafter styled Plaintiff, complaining of _____, hereinafter called Defendant, and for cause of action would show the Court the following:

I.

Both Plaintiff and Defendant are residents of El Paso County, Texas and this Court has jurisdiction over the parties and over the subject matter.

II.

That heretofore, Plaintiff as landlord, agreed to rent to defendant the premises located at _____, El Paso County, Texas, _____ (ZIP) at the monthly rate of \$ _____, and Defendant agreed to pay said sum promptly on the _____ day of each and every month.

III.

The Defendant became delinquent in the rental payment due for the month (s) of _____ for the total sum of rent due and owing in the amount of \$ _____. Plaintiff has demanded the Defendant pay the rent owed but has refused and still refuses to pay the same, though continuing to use and enjoy the premises. That written notice to vacate the premises was duly given to Defendant by certified mail regular mail delivery in person, on the _____ day of _____, 20____.

IV.

Holdover as grounds for eviction. Defendants are unlawfully holding over since they failed to vacate at the end of the rental term or renewal or extension period, which was the _____ day of _____, 200____. Defendants are liable to Plaintiff for holdover rents on a daily basis, as per the lease.