

SERVICEMEMBER'S CIVIL RELIEF ACT AFFIDAVIT

*** The Law requires the opposing party file an affidavit stating either that the person being sued is not on active military duty or that the party could not determine whether or not the person being sued is engaged in military service before a judgment can be granted ***

DOCKET NO. _____

I HEREBY STATE THAT THE DEFENDANT IN THIS CAUSE OF ACTION IS NOT IN THE MILITARY SERVICE AND I KNOW THIS BECAUSE:

- OR -

I AM UNABLE TO DETERMINE IF THE DEFENDANT IN THIS CAUSE OF ACTION IS IN THE MILITARY SERVICE. I UNDERSTAND THAT THE COURT MAY REQUIRE ME TO FILE A BOND IN THIS CAUSE OF ACTION IN ORDER TO PROCEED TO A DEFAULT JUDGMENT.

PLAINTIFF

SUBSCRIBED AND SWORN TO BEFORE ME THIS
____ DAY OF _____, 20____.

CLERK OF THE JUSTICE COURT

-or-
NOTARY PUBLIC IN AND FOR STATE OF TEXAS
(STRIKE ONE)

Penalty for making or using false affidavit - A person who makes or uses an affidavit knowing to be false, shall be fined as provided in Title 18, United States Code, or imprisoned for not more than one year, or both.
