

CAUSE NO. _____

PLAINTIFF

VS.

RESPONDENT

§ IN THE JUSTICE COURT
§
§
§ PRECINCT NO. THREE
§
§
§ MONTGOMERY COUNTY, TEXAS

MILITARY STATUS AFFIDAVIT

Instructions: The Servicemember’s Civil Relief Act applies to a civil proceeding in the Justice Courts. Before entering a default judgment against an individual respondent, the plaintiff must file with the court an affidavit stating whether or not the respondent is in military service. If it appears that the respondent is in military service, the court may not enter a judgment. To obtain certificates of service or non-service under the Servicemember’s Civil Relief Act, you may access the public website: <https://www.dmdc.osd.mil/applj/scra/scraHome.do>. This website will provide the current active military status of an individual.

Plaintiff being duly sworn under oath swears that Respondent is: *(check one)*

- not on active duty in the military

- on active military duty and/or is subject to the Servicemember’s Civil Relief Act of 2003

Certificate of Last Known Address – Texas Rules of Civil Procedure, Rule 503.1(d) requires a certificate of last known address be filed when requesting a default judgment.

Date: _____

Plaintiff’s Printed Name

Plaintiff’s Signature or Plaintiff’s Attorney

SWORN TO AND SUBSCRIBED before me on _____, 20__.

CLERK OF THE JUSTICE COURT OR NOTARY