



DANNY DOMINGUEZ

Justice of the Peace
Precinct 2, Place 2, Webb County, Texas

SMALL CLAIM PETITION
EFFECTIVE JANUARY 1, 2023

FILING FEE IS \$154.00 PAYABLE TO WEBB COUNTY
\$100.00 Service Fee Per Additional Defendant Applies
(cash, money order, credit card {3.00% fee})

**THE JUSTICE COURT MAY CONSIDER THE BELOW LISTED
DOCUMENTATION WHEN REVIEWING YOUR PETITION**

PETITION APPLICATION – ALL SECTIONS must be complete
COPIES OF PHOTOGRAPHS
INVOICES, RECEIPTS, EXPENSES AND ANY OTHER DOCUMENTS TOTALING AMOUNT OF CLAIM
IF AUTO ACCIDENT CLAIM PROVIDE ESTIMATES FOR REPAIRS
COPIES OF POLICE REPORTS <i>(if applicable)</i>
POWER OF ATTORNEY – <i>(if applicable)</i>

Civil Department contact information:

Mary Santos, Civil Court Coordinator @ marys@webbcountytx.gov
Gerardo Perez, Asst. Civil Court Coordinator @ gerardop@webbcountytx.gov
(956) 523-5335 / (956) 523-5336 *direct lines* or (956) 523-5330 *main line*



CAUSE NO. _____

	*	IN THE JUSTICE COURT
Plaintiff (<i>Demandante</i>)		
VS.	*	PRECINCT 2, PLACE 2
Defendant(s) (<i>Acusado</i>)	*	WEBB COUNTY, TEXAS

PETITION: SMALL CLAIMS CASE

I. DEFENDANT(S) ADDRESS

(*Direccion de acusado*) _____ Street Address _____ City, State and Zip Code _____

II. COMPLAINT (*Descripcion de reclamo*) _____

III. RELIEF (*monto de reembolso*): Plaintiff seeks: damages in the amount of: \$ _____ **OR RETURN OF PERSONAL PROPERTY** described as follows (*be specific*): _____

Which has a value of \$ _____ **ADDITIONALLY**, Plaintiff seeks the following: _____

IV. SERVICE OF CITATION: Service is requested on Defendant(s) by: _____ PERSONAL SERVICE AT HOME OR WORK _____ REGISTERED MAIL _____ CERTIFIED MAIL, RETURN RECEIPT REQUESTED. If required, Plaintiff requests alternative service as allowed by the Texas Rules of Civil Procedure. Other addresses where Defendant(s) may be served are: _____

V. ONGOING INTEREST: Plaintiff _____ **DOES** or _____ **DOES NOT** seek ongoing interest. If so: The effective interest RATE CLAIMED is _____ %; this interest rate is based upon _____ **CONTRACT** _____ **STATUTE** and began accruing on ____/____/____; the dollar amount of interest claimed of _____ of _____ 20____ is \$ _____.

VI. JURY REQUEST

I REQUEST A JURY TRIAL. (The fee is \$22 and must be paid at least 14 days before trial unless you file a Statement of Inability to Afford Payment Court Costs in compliance with Rule 502.3.)

I DO NOT REQUEST A JURY at this time

VII. SERVICE BY EMAIL (Normally, documents in this case are sent by mail. If it is easier for you, you can choose to get some of the documents sent by email. If you choose to get documents by email, you must have an email account where you can receive, open, and view large attachments, and it is important that you check this email account every day. Even if you receive some documents by email, you will still receive some documents about the case by mail or personal service, so you must not ignore any documents from the court or other parties received by mail or personal service.)

YES, I would like to receive documents related to this case by email at this email address: _____

NO, I do not want to receive any documents by email.

Hearing by Video Conference: (When a hearing happens by video conference, you can hear, see, and talk to the judge, Plaintiff, and any witnesses. You will be able to see any evidence presented during the hearing. You will need to have a computer, a smartphone, or tablet that has a camera feature. You will also need access to the internet to be able to have a video conference.)

YES, I am able to have any hearings in this case, except a jury trial, by video conference. I understand that I am responsible for having the equipment and internet access needed to participate in a video conference on the date and time of the hearing.

NO, I am not able to have hearings by video conference

NOTE: Your responses in this section do not guarantee that hearings will be held remotely, but rather they help the court know how you are able to participate.

DEFENDANT(S) INFORMATION

DATOS DEL ACUSADO

SIGNATURE:

DATE OF BIRTH: _____
(Fecha de nacimiento)
LAST 3 #s OF DRIVERS LICENSE: _____
(Ultimos 3 digitos de licencia)
LAST 3 #s OF SOCIAL SECURITY: _____
(Ultimos 3 digitos de seguro social)
DEFENDANT'S CELL PHONE NO. _____
(Numero de telefono - mobil)
DEFENDANT'S WORK PHONE NO _____
(Numero de telefono - trabajo)

PLAINTIFF(S) INFORMATION

DATOS DEL DEMANDANTE

PLAINTIFF'S NAME _____
ADDRESS _____
CITY _____ STATE _____ ZIP CODE _____
PHONE # _____ FAX # _____

FILED ON THIS _____, 20____.

CLERK OF THE JUSTICE COURT OR NOTARY SIGNATURE

CASE NO. _____

	*	IN THE JUSTICE COURT
Plaintiff <i>(Demandante)</i>		
VS.	*	PRECINCT 2, PLACE 2
Defendant(s)	*	WEBB COUNTY, TEXAS

PLAINTIFF'S ITEMIZED LIST OF SUIT EXPENSE(S) OR LOSS

DESCRIPTION	COST AMOUNT	COURT USE ONLY
TOTAL AMOUNT OF SUIT	\$	

PLAINTIFF'S SIGNATURE _____

DATE _____, 20____

CASE NO. _____

	*	IN THE JUSTICE COURT
Plaintiff (<i>Demandante</i>)		
VS.	*	PRECINCT 2, PLACE 2
Defendant(s) (<i>Acusado</i>)	*	WEBB COUNTY, TEXAS

SERVICEMEMBER'S CIVIL RELIEF ACT

Instructions: The Servicemember's Civil Relief Act applies to a civil proceeding in the Justice Courts. Before entering a default judgment against an individual defendant, the plaintiff must file with the court an affidavit stating whether or not the defendant is in military service, showing necessary facts to support the affidavit, or stating that the plaintiff is unable to determine whether or not the defendant is in military service, if that is the case. The requirement for an affidavit may be satisfied by a written, signed document declared to be true under penalty of perjury. If it appears that the defendant is in military service, the court may not enter a judgment until after the court appoints an attorney to represent the defendant. If the court is unable to determine if the defendant is in military service, the court may require the plaintiff to file a bond in an amount approved by the court. 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/appli/scra/scraHome.do>. This website will provide the current active military status of an individual.

Plaintiff being duly sworn under oath swears that Defendant 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

_____ **HAS WAIVED** in writing his/her rights under the Servicemember's Civil Relief Act of 2003

_____ Military status is **UNKNOWN** at this time

PLAINTIFF'S SIGNATURE

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

CLERK OF THE JUSTICE COURT OR NOTARY