

CAUSE NUMBER

v.

§  
§  
§  
§  
§

IN THE JUSTICE COURT

PRECINCT NO. 1

COOKE COUNTY, TEXAS

**SERVICEMEMBERS CIVIL RELIEF ACT AFFIDAVIT**

STATE OF TEXAS  
COUNTY OF COOKE

Before me, the undersigned authority, personally appeared the affiant, who upon oath deposed and stated:

“My name is \_\_\_\_\_ and I am the Plaintiff or Plaintiff’s Agent in the above styled and numbered cause. I am over the age of eighteen years and am competent to make this affidavit.

“After my personal investigation or review of the business records of Plaintiff, I hereby state that \_\_\_\_\_, Defendant:

is in the military service and on active duty.

has waived his rights under the Service Members Relief Act of 2003.

is not in the military service and proof of military status is attached to this affidavit or will be provided to the court prior to seeking a default judgment.

Plaintiff is unable to determine whether or not Defendant is in military service at this time. Proof of military status will be provided to the court prior to seeking a default judgment.

*(NOTE: If you have marked that the Defendant is not in the military service or you are unable to determine the military status, in addition to this affidavit you MUST provide proof of military status before a default judgment can be rendered. See the [Department of Defense](#) website for more information.)*

“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 (Title 18, United States Code) and is subject to both fine and imprisonment for not more than one year.”

PLAINTIFF’S SIGNATURE

Sworn and subscribed before me on \_\_\_\_\_

COURT CLERK OR NOTARY

**CERTIFICATE OF LAST KNOWN ADDRESS**

In strict compliance with Rule 503.1(d), Texas Rules of Civil Procedure, it is hereby certified that the last known mailing address of Defendant is as follows:

Mailing Address	City	State	Zip
-----------------	------	-------	-----

PLAINTIFF’S SIGNATURE