

Cause No. _____

{Plaintiff}

VS.

{Defendant}

IN THE JUSTICE COURT
PRECINCT ONE
ORANGE COUNTY, TEXAS

SERVICEMEMBERS CIVIL RELIEF ACT AFFIDAVIT

STATE OF TEXAS
COUNTY OF ORANGE

BEFORE ME, undersigned authority personally appeared the below-named affiant, who upon oath deposed and stated:

My name is _____

I am over the age of eighteen (18) years and am competent to make this affidavit.

I am the [Check one] _____ Plaintiff _____ Plaintiff's Agent in the above –entitled and numbered matter.

I [Plaintiff's/Agent's name] _____ have made a personal investigation and/or personally reviewed the business records of the plaintiff.

As a result of the investigation or review, it is my belief that the above-named defendant.

[Check one]

_____ Is not in the military service on active duty, and is not a dependent of a serviceman on active duty.

_____ Is in the military service on active duty.

_____ I have been unable to determine whether or not the defendant is in the military service on active duty.

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 and is subject to both fine and imprisonment.

Dated this ____ day of _____, 20 ____.

Signature of Affiant

SUBSCRIBED AND SWORN TO before me this ____ day of _____, 20 ____.

Notary Public

Court Clerk

SERVICEMEMBERS CIVIL RELIEF ACT (SCRA)

If the defendant does not file an answer to the lawsuit, or does not appear in court, the plaintiff will NOT be able to receive a **“default judgement”** unless the plaintiff first files with the court a **Servicemembers Civil Relief Act Affidavit** stating, under oath, that the defendant is not in the military service on active duty status. A false statement in this affidavit is a violation of Federal Law. If a plaintiff does not have personal knowledge of the defendant's military status, the Department of Defense maintains a secure website where plaintiff can obtain a status record. The form can be downloaded from the Servicemembers Civil Relief Act (SCRA) Website. There is no charge for this form.

Website: <https://scra.dmdc.osd.mil/scra/#/single-record>