



JUDGE ERIC KERL

Justice of the Peace, Place 1, Precinct 1, Ochiltree County, Texas



Small Claims Cases

"The information contained herein is not exhaustive and is not intended to be legal advice."

Justice Court Civil Cases

"I Just Want to Talk to the Judge....."

The Code of Judicial Conduct prohibits the Judge from engaging in communication concerning the merits of a pending case or one that may be filed in the future.

Most people understand this when they consider how they would feel about the judge discussing their case with the other party without their knowledge or consent.

"But Your Clerk Said..."

The Code also prohibits a Judge or Court Staff from giving legal advice.

"Do I need a Lawyer?"

Legal representation is not required. Legal representation may be desired to safeguard your rights and interests.



Legal Assistance
Asistencia Legal

Free Legal Assistance;
www.tlsc.org 512-477-6000

Texas Law Help
<https://texaslawhelp.org/>

Texas State Law Library;
www.sll.texas.gov

Self Help Packets for Filing a Case
Paquetes de ayuda para presentar una demanda

Texas Justice Court Training Center;
www.tjctc.org/srl.html



COURTROOM POLICY

Electronic devices, cell phones, pagers, etc. *must be* TURNED OFF.
All packages, purses, briefcases, etc. are subject to search by bailiff at any time.
Individuals causing distractions or disruptions are subject to removal from the courtroom.

PROPER ATTIRE REQUIRED

Shorts are permitted for juveniles or if part of a company's dress code.
No: Cut offs, swimsuits, exposed midriiffs, muscle shirts.
No sagging pants, tuck in long shirts.
Gentlemen remove hats or caps.
Shoes are required.

DRESS CODE WILL BE STRICTLY ENFORCED

Ochiltree County, TX, Place 1, Precinct 1
511 S. Main Perryton, Texas 79070
Phone: 806-435-8020 Fax: 806-434-0421

NO FOOD OR DRINKS ALLOWED IN THE COURTROOM

JUSTICE COURT CIVIL CASE INFORMATION SHEET (2/2021)

CAUSE NUMBER (FOR CLERK USE ONLY): _____

STYLED _____ Vs _____

(e.g., John Smith v. All American Insurance Co; In re Mary Ann Jones; In the Matter of the Estate of George Jackson)

A civil case information sheet must be completed and submitted when an original petition is filed to initiate a new suit. The information should be the best available at the time of filing. This sheet, required by Rule of Civil Procedure 502, is intended to collect information that will be used for statistical purposes only. It neither replaces nor supplements the filings or service of pleading or other documents as required by law or rule. The sheet does not constitute a discovery request, response, or supplementation, and it is not admissible at trial.

1. Contact information for person completing case information sheet:	2. Names of parties in case:
Name: _____ Telephone: _____ Address: _____ Fax: _____ City/State/Zip: _____ State Bar No: _____ Email: _____ Signature: _____	Plaintiff(s): _____ _____ Defendant(s): _____ _____ [Attach additional page as necessary to list all parties]
Plaintiff requests trial to be set as soon as possible (please circle) yes	

3. Indicate case type, or identify the most important issue in the case (select only 1):	
<input type="checkbox"/> Debt Claim: A debt claim case is a lawsuit brought to recover a debt by an assignee of a claim, a debt collector or collection agency, a financial institution, or a person or entity primarily engaged in the business of lending money at interest. The claim can be for no more than \$20,000, excluding statutory interest and court costs but including attorney fees, if any.	<input type="checkbox"/> Eviction: An eviction case is a lawsuit brought to recover possession of real property, often by a landlord against a tenant. A claim for rent may be joined with an eviction case if the amount of rent due and unpaid is not more than \$20,000, excluding statutory interest and court costs but including attorney fees, if any.
<input type="checkbox"/> Repair and Remedy: A repair and remedy case is a lawsuit filed by a residential tenant under Chapter 92, Subchapter B of the Texas Property Code to enforce the landlord's duty to repair or remedy a condition materially affecting the physical health or safety of an ordinary tenant. The relief sought can be for no more than \$20,000, excluding statutory interest and court costs but including attorney fees, if any.	<input type="checkbox"/> Small Claims: A small claims case is a lawsuit brought for the recovery of money damages, civil penalties, personal property, or other relief allowed by law. The claim can be for no more than \$20,000, excluding statutory interest and court costs but including attorney fees, if any.

Justice of the Peace
Judge Eric Kerl
 511 S. Main St.
 Perryton, Texas 79070
 Phone (806)435-8020 Fax: (806) 434-0421
 Email: justiceofthepeace@ochiltree.net

PETITION FOR SMALL CLAIM CASE

Case No.: _____

Plaintiff(s): _____

Address: _____

City State Zip Phone/Fax

IN THE JUSTICE COURT

Place 1, PRECINCT 1
Ochiltree COUNTY, TEXAS

VS.

Defendant(s): _____

Address: _____

City State Zip Phone County

Check One:

- an individual
- a proprietorship or partnership (dba) a
- corporation

A Registered Agent must be served if the Defendant is a Corporation Name: _____

Address: _____

Plaintiff's Original Petition

Relief: Plaintiff seeks damages in the amount of \$ _____ (do not include court costs)

Complaint: Plaintiff's claim is based on the following:

Property or other relief: Plaintiff seeks return of personal property described as follows: _____, which has a value of \$ _____ (do not include court costs). Additionally, plaintiff seeks the following: _____

SERVICE OF CITATION: Service is requested on defendant(s) by personal service at home or work or by alternative service as allowed by the Rules of Practice in Justice Courts. Other addresses where the defendant(s) may be served are:

Attorney (if applicable): name, address, phone and fax:

I consent for the answer and any other motions or pleadings to be sent to my email address:

Defendant(s) information (if known):
Date of birth: _____
DL (Last 3 numbers) _____
Social Security (Last 3 numbers) _____

Plaintiff / Attorney Name Printed

Plaintiff / Attorney Signature Date

CAUSE NO. _____

IN THE JUSTICE COURT

PLAINTIFF

VS.

PLACE 1, PRECINCT 1

DEFENDANT

OCHILTREE COUNTY, TEXAS

TEXAS SERVICEMEMBERS CIVIL RELIEF ACT AFFIDAVIT

STATE OF TEXAS
COUNTY OF OCHILTREE

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

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

Plaintiff

Plaintiff's agent

in the above-entitled and numbered matter.

I have

made a personal investigation

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

Affiant

Subscribed and sworn to bore me this _____ day of _____, 20_____.



 Clerk of the Court/ Notary Public