

Cause No. _____

In the Justice Court, Precinct 2, Place 1, County of Walker, Texas

_____ vs. _____

AFFIDAVIT OF MILITARY STATUS OF DEFENDANT(S)

Before me the undersigned notary or clerk of the Justice Court, on this day personally appeared the affiant whose identity is known to me. After I administered an oath to such affiant, he or she upon oath and under penalty of perjury said that affiant has read the affidavit; and that every statement contained in this affidavit is within affiant's personal knowledge and is true and correct.

My name is [please print]_____ I am the plaintiff or an authorized agent of the plaintiff in the case described above. I am capable of making this affidavit.

[] 1. The defendant in this case is not on active duty in the U.S. military (Army, Navy, Air Force, Marines, or Coast Guard).

[] 2. Defendant [insert name(s)]_____ is on active duty in the U.S. Military.

[] 3. Defendant [insert name(s)]_____ has been deployed by the U.S. Military to a foreign country.

[] 4. Defendant [insert name(s)]_____ has signed, while on active duty, a separate written waiver or a written lease containing a waiver of his or her rights under the U.S. Service Members Civil Relief Act of 2003. The facts on which I base my conclusion are as follows:

I have...

[] made a personal investigation of records of the United States Military

[] personal knowledge that Defendant is not in the military and is not a dependent of a service member on active Duty [] researched the following military internet site _____ to determine whether Defendant is in the military.

[] researched whether Defendant is in the military from the following source: _____

Signature of Affiant

SWORN TO and SUBSCRIBED before me by _____ on _____.

Marcus Payne, Justice of the Peace, Pct 2, Walker County
Notary Public for State of Texas or Clerk of the Justice Court