

Self-Help Legal Information Packet: **When You Have Been Locked Out or the** **Landlord Has Cut Off Your Utilities**



Self-Help Legal Information Packets are provided for the benefit of justice courts and individuals seeking access to justice through the court system. They do not constitute legal advice, and the court is not responsible for the accuracy of the information contained in the packet.

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What Can You Request if You are Locked Out of Your Residence or if Your Landlord Cuts Off Your Utilities?

Writ of Retrieval: If you are locked out of your residence or former residence by another **occupant**, you may be able to ask a judge for a **writ of retrieval** authorizing you to go back in, accompanied by a peace officer, to retrieve certain essential items that belong to you (such as clothes or medicine).

Writ of Re-entry: If you are locked out of your residence by your **landlord**, you may be able to ask a judge for a **writ of re-entry** ordering the landlord to let you back in.

Writ of Restoration: If your landlord cuts off your utilities, you may be able to ask a judge for a **writ of restoration** ordering the landlord to turn them back on.

Small Claims Case: In some situations you might be able to bring a small claims case to recover money from a landlord who wrongfully locks you out of your residence or wrongfully shuts off your utilities. To file a small claims case please see the “Filing a Small Claims Case” information packet on the Self-Represented Litigants page at tjctc.org.

The clerk or judge **cannot** give you advice on whether or not to ask for a writ of retrieval, a writ of re-entry or a writ of restoration, or file a small claims case. However, the information and forms provided in this packet should assist you.

Writ of Retrieval

What is a Writ of Retrieval?

A writ of retrieval is an order from a justice court allowing a person to enter their residence or former residence, accompanied by a peace officer, to get certain things belonging to them when the current occupant won't let them in or they are in danger of family violence.

How Do I Get a Writ of Retrieval?

To get a writ of retrieval you must file an application (available at www.tjctc.org/SRL) with a justice of the peace in which you:

1. Explain that you are unable to enter your residence or former residence because the current occupant has either denied you access or presents a clear and present danger of family violence to you or your dependent;
2. State that you are not subject to a protective order under the Family Code or an Emergency Protective Order and that you are not otherwise prohibited from entering the residence by law or another court order;
3. State that you and the current occupant are not parties to a pending divorce or annulment case;
4. State that you or your dependent require certain personal items located in the residence that fall within the categories listed below (see next section);
5. State that your right to possession of those items is not subject to a decree of divorce or annulment to which you and the current occupant are parties;

6. Specifically describe the items you need;
7. State that you or your dependent will suffer personal harm if those items are not retrieved promptly; and
8. Include a lease or some other document (like a utility bill or your driver's license) that shows that you are currently or were formerly authorized to occupy the residence.

What Am I Allowed to Get?

You can only get specific items that fall into one of these categories:

1. Medical records.
2. Medicine and medical supplies.
3. Clothing.
4. Child-care items.
5. Legal or financial documents.
6. Checks or bank or credit cards in your name.
7. Employment records.
8. Personal identification documents.

9. Copies of electronic records containing legal or financial documents.
10. Assistance animals or service animals (dogs only) used by you or your dependents.
11. Wireless communication devices belonging to you or your dependents.
12. Tools, equipment, books, or apparatus used by you in your trade or profession.

Is There a Filing Fee?

Yes. You will have to pay the standard filing fee (\$46 in most counties until December 31, 2021; \$54 in most counties on or after January 1, 2022). If the judge grants the application and signs the writ of retrieval you will also have to pay a fee for having the writ of retrieval served on the occupant (this fee varies from county to county). If you cannot afford these filing and service fees you may file a Statement of Inability to Afford Payment of Court Costs (available at www.tjctc.org/SRL) in which case these fees may be waived.

What Else Will I Have To Do?

In most cases you will also have to sign a bond (available at www.tjctc.org/SRL) in an amount required by the judge. The purpose of the bond is to protect the occupant in case any property is wrongfully retrieved. You may either put up cash for the bond or the bond will need to be signed by two individuals (they could be friends or acquaintances) who serve as “sureties”

or by one corporate surety that issues bonds in Texas. In some cases the judge may waive the requirement for a bond.

What Happens Next?

The judge will normally have a hearing, which may be conducted by telephone or video conference, and give the occupant of the residence notice of the hearing and an opportunity to participate. But the judge may issue a writ of retrieval without giving the occupant of the residence notice of the hearing and an opportunity to participate if:

- The occupant presents a clear and present danger of family violence to you or your dependent; and
- You or your dependent will suffer immediate and irreparable personal harm if you are not able to retrieve your belongings.

If those conditions are present, be sure to bring them to the attention of the judge in your application. The judge will decide when to have the hearing and whether or not to give the occupant notice.

How Do I Get My Things Back if the Judge Signs the Writ of Retrieval

If the judge signs the writ of retrieval, and you post a bond (if you are required to do so), then a peace officer (for example, a deputy constable) will accompany you to the residence so you can retrieve the items you are entitled to get back. Before you remove your property from the residence you must give it to the peace officer so they may create a list of the items that are being removed.

Does Anything Else Happen?

The occupant of the residence has a right to file a complaint with the court within ten days claiming that some or all of the property taken belonged to them or their dependent. If such a complaint is filed, the court will hold a hearing and decide who owns the disputed property.

Writ of Re-entry

What is a Writ of Re-Entry?

A writ of re-entry is an order requiring a landlord to let you back into the place you are renting if the landlord improperly locks you out. The information discussed here only applies if you are locked out of your **residence** (for example, an apartment or a mobile home); it does not apply if you are locked out of a **business**.

When May a Landlord Lock You Out?

A landlord may only lock you out of your residence to conduct necessary repairs or construction or in an emergency, or if you have not paid all or part of your rent. However, in order to lock you out for not paying rent, the landlord's right to do so must be included in the lease, and they have to give you a written notice (at least five days beforehand if mailed or at least three days beforehand if posted on the inside of your door) that states:

- The date when they will change the locks;
- The amount of rent you have to pay to avoid being locked out;
- The location of and person with whom you may discuss or pay your rent during normal business hours; and
- That you have a right to get a key to the new lock **at any hour** even if you do not pay the rent you owe.

A landlord may not change the locks:

- If you or another occupant are in the residence;
- More than once during a rental payment period; or
- On a day, or the day before a day, when the landlord or his representative are not available, or the management office is not open, so you can pay the rent.

What Does the Landlord Have to Do if They Lock You Out?

A landlord who locks you out of your residence by changing the locks **must give you a key to the new lock even if you do not pay the rent.** (If the landlord wants to evict you for not paying your rent, then they may file an eviction suit.)

If your landlord changes your locks for not paying rent, they have to place a written notice on your front door that says:

- Where you may go 24 hours a day to get a new key or a number you may call that is answered 24 hours a day to have a key delivered to you within two hours;
- That they **must give you a new key at any hour even if you do not pay any of the rent due;** and
- The amount of rent and other charges that you owe.

If your landlord comes to your residence promptly after you call and you aren't there to get the new key, they have to leave a notice on your front door saying when they were there and where you may go to get the key during their normal business hours.

What if You Waived Your Rights in Your Lease?

The rights you have if your landlord locks you out of your residence, including your right to get a key to the changed locks, may not be waived in a written lease. Therefore, even if you signed a lease that says you waived these rights, you still have them and any such waiver in your lease should be ignored.

How Do I Get Back Into My Residence?

If you have been wrongfully locked out of your residence, you may ask a justice of the peace to issue a writ of re-entry ordering your landlord to let you back in. To do this you must file a sworn complaint with the justice court in the precinct in which the residence is located explaining the facts concerning the lockout. You also must state orally to the justice of the peace the facts concerning the lockout. *The judge may be able to do this by telephone conference or video conference.*

Is There a Filing Fee?

Yes. You will have to pay the standard filing fee (\$46 in most counties until December 31, 2021; \$54 in most counties on or after January 1, 2022). If the judge signs the writ of re-entry, you will also have to pay a fee for having the writ of re-entry served on the landlord (this fee varies from county to county). If you cannot afford these filing and service fees you may file a Statement of Inability to Afford Payment of Court Costs in which case these fees may be waived.

What Happens Next?

If the judge believes your landlord improperly locked you out, then the judge will sign a writ of re-entry without waiting to

hear from the landlord. A constable or sheriff will serve the writ of re-entry on your landlord or their management company. The landlord may request a hearing which the judge must hold within seven days after the writ of re-entry is served on your landlord. If the landlord does not request a hearing before the eighth day, then you are entitled to a judgment awarding you the costs of requesting the writ of re-entry (the filing and service fees).

What if My Landlord Still Won't Let Me In?

If your landlord still won't let you into your residence after being served with the writ of re-entry, you may file an affidavit (a sworn statement) with the judge explaining how they have disobeyed the writ. The judge will set a hearing to decide whether the landlord should be held in contempt of court.

What if My Landlord Gets a Writ of Possession?

If your landlord files an eviction suit and wins, then they may be entitled to a writ of possession which would require you to leave. If a writ of possession is issued, it takes the place of a writ of re-entry and gives possession of the residence to the landlord instead of you.

Writ of Restoration

What is a Writ of Restoration?

A writ of restoration is an order from a judge requiring a landlord who has improperly shut off the utilities to your residence to turn them back on.

When May a Landlord Shut Off Your Utilities?

If you pay for utility service directly to the utility company, your landlord may not shut off or interrupt your utility service unless it is the result of genuine repairs, construction or an emergency.

If your landlord pays for utility service as part of your lease, they may not shut off or interrupt your electric, gas, water or wastewater service unless it is the result of genuine repairs, construction or an emergency.

If a landlord shuts off your utilities for some other reason, for example, because you have not paid your rent, you have certain rights under the law, including possibly the right to a writ of restoration.

What if You Waived Your Rights in Your Lease?

The rights you have if your landlord improperly shuts off or interrupts the utility service for your residence may not be waived in a written lease. Therefore, even if you signed a lease that says you waived these rights, you still have them and any such waiver in your lease should be ignored.

How Do I Get My Utility Service Restored?

If your landlord has improperly shut off your utility service, you may ask a justice of the peace to issue a writ of restoration ordering your landlord to turn the utilities back on. To do this you have to file a sworn complaint with the justice court in the precinct in which the residence is located explaining the facts concerning the utility shut off by your landlord. You also have to state orally to the justice of the peace the facts concerning the shut off. (The judge may be able to do this by telephone conference or video conference.)

Is There a Filing Fee?

Yes. You will have to pay the standard filing fee (\$46 in most counties until December 31, 2021; \$54 in most counties on or after January 1, 2022). If the judge signs the writ of restoration, you will also have to pay a fee for having the writ of restoration served on the landlord (this fee varies from county to county). If you cannot afford these filing and service fees you may file a Statement of Inability to Afford Payment of Court Costs in which case these fees may be waived.

What Happens Next?

If the judge believes your landlord improperly disconnected your utility service, then the judge will sign a writ of restoration without waiting to hear from the landlord. A constable or sheriff will serve the writ of restoration on your landlord or their management company. The landlord may request a hearing which the judge must hold within seven days after the writ of restoration is served on your landlord. If the landlord does not request a hearing before the eighth day, then you are entitled to a judgment awarding you the costs of requesting the writ of restoration (the filing and service fees).

What if My Landlord Still Won't Turn My Utilities Back On?

If your landlord refuses to turn your utilities back on after being served with the writ of restoration, you may file an affidavit (a sworn statement) with the judge explaining how your landlord has disobeyed the writ. The judge will set a hearing to decide whether the landlord should be held in contempt of court.

What if My Landlord Gets a Writ of Possession?

If your landlord files an eviction suit and wins, then they may be entitled to a writ of possession which would require you to leave. If a writ of possession is issued, it takes the place of a writ of restoration and gives possession of the residence to the landlord instead of you so at that point your landlord does not have to turn the utilities back on.

Resources

Texas Lawyer Referral Service - (800) 252-9690

Texas Justice Court Training Center information for self-represented litigants - www.tjctc.org/SRL

Office of Court Administration. Self-Represented Litigant Site: www.txcourts.gov/programs-services/self-help/self-represented-litigants/

State Bar of Texas Information, including Legal Information and Low or No-Cost Legal Assistance: www.texasbar.com, and then click on “For The Public.”

Forms and Information, including for other types of cases - www.texaslawhelp.org

CAUSE NO. _____

APPLICANT

§ IN THE JUSTICE COURT
§
§ PRECINCT NO. _____
§
§ _____ COUNTY, TEXAS

APPLICATION FOR WRIT OF RE-ENTRY

The undersigned Applicant makes this Application for Writ of Re-Entry of a residence at the following location, which Applicant is authorized to occupy ("Residence"):

LOCATION OF RESIDENCE: _____

The person excluding me from the Residence is _____, who may be given notice of this application at the following address(es):

_____ Fax: _____
Phone: _____
E-Mail: _____

The following is a statement of facts showing that I have been illegally locked out from the Residence: _____

Applicant's Signature Date

Applicant's Address and Phone Number

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

CLERK OF THE JUSTICE COURT OR NOTARY

CAUSE NO. _____

APPLICANT

§ IN THE JUSTICE COURT
§
§ PRECINCT NO. _____
§
§ _____ COUNTY, TEXAS

APPLICATION FOR WRIT OF RESTORATION

The undersigned Applicant makes this Application for Writ of Restoration of utilities at a residence at the following location, which Applicant is authorized to occupy ("Residence"):

LOCATION OF RESIDENCE: _____

The person who has unlawfully disconnected the utilities at the Residence is _____, who may be given notice of this application at the following address(es):

_____ Fax: _____
Phone: _____
E-Mail: _____

The following is a statement of facts showing that the utilities have been illegally disconnected at the Residence: _____

Applicant's Signature Date

Applicant's Address and Phone Number

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

CLERK OF THE JUSTICE COURT OR NOTARY

CAUSE NO. _____

APPLICANT

§ IN THE JUSTICE COURT
§
§ PRECINCT NO. _____
§
§ _____ COUNTY, TEXAS

APPLICATION FOR WRIT OF RETRIEVAL

The undersigned Applicant makes this Application for a Writ of Retrieval of personal property found at the following location, which is a residence in which Applicant is, or was previously, authorized to occupy ("Residence"):

LOCATION OF RESIDENCE: _____

Occupant is _____, who is currently occupying the residence and may be given notice of this Application at the above-listed Residence or at the following address(es):

_____ Fax: _____
_____ Phone: _____
_____ E-Mail: _____

The following is a **listing and specific description** of the items that I seek to be allowed to retrieve from the Residence (*Attach separate sheet, if necessary*):

I certify that all of the following statements are true:

- 1) The Items listed in this Application are **ONLY** of the following types: medical records, medicine and medical supplies, clothing, child-care items, legal or financial documents (including electronic records), checks or bank or credit cards in the name of Applicant, employment records, and personal identification documents.
- 2) I will suffer personal harm and/or the personal health and safety of myself or others within my care will likely be at risk if I am unable to retrieve the items, and I have an urgent need to retrieve the items from the Residence.
- 3) I have attached a lease, sworn statement or other documentary evidence showing that I am, or was previously, authorized to occupy the Residence. I am currently unable to enter the Residence because the current occupant named above has denied me access to the Residence or poses a clear and present danger of family violence to myself or my dependents.
- 4) I am not the subject of an active protective order under Title 4, Family Code, a magistrate's order for emergency protection under Article 17.292, Code of Criminal Procedure, or any court order prohibiting my entry into the Residence; or otherwise prohibited by law from entering into the Residence.

Applicant's Signature

Date

Address & Phone Number

CAUSE NO. _____

APPLICANT

§ IN THE JUSTICE COURT
§
§ PRECINCT NO. _____
§
§ _____ COUNTY, TEXAS

BOND FOR WRIT OF RETRIEVAL

The above-named Applicant has filed with this Court an Application for Writ of Retrieval of Property. Pursuant to Chapter 24A.002(c) of the Texas Property Code, this Court set a bond in the amount of \$_____. Applicant hereby posts bond in that amount, payable to the above-named Occupant, and conditioned on the Applicant paying all damages and costs adjudged against the Applicant for a wrongful property retrieval.

- Attached is cash, cashier's check, or money order in the full amount of the bond.
- The bond is guaranteed by the following corporate surety (include name, address, and phone number):

- The bond is guaranteed by the following two non-corporate sureties (include name, address, and phone number):

TAKEN AND APPROVED this the _____ day of _____, 20__.

JUSTICE OF THE PEACE, PRECINCT _____
_____ COUNTY, TEXAS

NOTICE: THIS DOCUMENT CONTAINS SENSITIVE DATA
AVISO: ESTE DOCUMENTO CONTIENE INFORMACIÓN
CONFIDENCIAL



Statement of Inability to Afford Payment of Court Costs or an Appeal Bond

Declaración sobre Incapacidad de Pago de Costas de Tribunal o de una Fianza de Apelación

Cause Number
Número de Caso

The Clerk's office will fill in the Cause Number when you file this form.

El Secretario del Tribunal anotará el Número de Caso cuando usted presente este formulario.

v.

Copy information listed at the top left of the petition here.

Copie aquí la información ubicada en la parte superior izquierda del escrito de la demanda.

Copy information listed at the top right of the petition here.

Copie aquí la información ubicada en la parte superior derecha del escrito de la demanda.

Court Number
Número del Tribunal

_____, Texas
County
Condado

- District Court
Tribunal de Distrito
- County Court
Tribunal del Condado
- County Court at Law
Tribunal Estatutario
- Justice Court
Juzgado de Paz
- Probate Court
Juzgado Sucesorio

1. Your Information / Su Información

- My full legal name is / Mi nombre legal completo es

First Middle Last / Nombre de Pila Segundo Nombre Apellido

- My date of birth is / Mi fecha de nacimiento es

Month Day Year / Mes Día Año

- My address is / Mi dirección es

Home / Domicilio _____

Mailing / Dirección Postal _____

- My phone number / Mi número telefónico _____

- My email I check often / Mi correo electrónico que reviso con frecuencia

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2. About My Dependents / Mis Dependientes

“The people who depend on me financially are listed below.” **Use initials only for children under 18.** If needed, attach a separate piece of paper to list more dependents.

“Las personas a continuación dependen económicamente de mí.” **Use iniciales para los menores de 18 años** y, si es necesario, anexe una hoja por separado para enumerar a todos sus dependientes.

Name Nombre	Age Edad	Relationship to me Parentesco Conmigo

3. Are you represented by Legal Aid? ¿Está siendo representado por alguna entidad de asistencia legal?

Check only one box. Seleccione solo una casilla.

- I am being represented in this case for free by an attorney who works for a legal aid provider or who received my case through a legal aid provider. I have attached the certificate the legal aid provider gave me as “Exhibit: Legal Aid Certificate.”

Me está representando gratuitamente un abogado que trabaja para una entidad de asistencia legal o que recibió mi caso de una entidad de asistencia legal. El certificado que la entidad de asistencia legal me entregó lo adjunto bajo el título, “Anexo: Certificado de Asistencia Legal.”

or / o

- I am not represented by legal aid.

No me está representando ninguna entidad de asistencia legal.



4. Public Benefits / Beneficios de Asistencia Pública

- Do you or any of your dependents receive public benefits?
¿Recibe usted o sus dependientes beneficios de asistencia pública?

Yes / Sí No / No

- If you answered yes, check all that apply and attach proof to this form, such as a copy of an eligibility form or check.

Si respondió con un Sí, marque todas las casillas que apliquen y adjunte a este formulario comprobantes, tales como una copia de la carta autorizando que reciba estos beneficios o una copia del cheque que recibe.

- | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> Food stamps/SNAP
Cupones de comida/SNAP | <input type="checkbox"/> TANF |
| <input type="checkbox"/> Medicaid | <input type="checkbox"/> CHIP |
| <input type="checkbox"/> SSI/SSDI | <input type="checkbox"/> WIC |
| <input type="checkbox"/> Lifeline | <input type="checkbox"/> Public Housing or Section 8 Housing
Asistencia de Vivienda / Programa de
Vivienda bajo Sección 8 |
| <input type="checkbox"/> Low-Income Home Energy
Assistance
Asistencia con Energía
Eléctrica | <input type="checkbox"/> Community Care via HHS
Ayuda Comunitaria bajo HHS |
| <input type="checkbox"/> LIS in Medicare ("Extra Help")
Subsidio Adicional de Medicare
bajo el Programa LIS | <input type="checkbox"/> Needs-based VA Pension
Pensión para Veteranos de Guerra en
función a necesidades |
| <input type="checkbox"/> Child Care Assistance under
Child Care and Development
Block Grant
Asistencia con Guardería bajo
el Programa CCDBG | <input type="checkbox"/> County Assistance, County Health
Care, or General Assistance (GA)
Asistencia del Condado, Asistencia
Médica del Condado, o Asistencia
General (GA) |
| <input type="checkbox"/> Other / Otros beneficios | <input type="checkbox"/> Other / Otros beneficios |
- _____



5. What are your monthly income sources? ¿Cuáles son sus fuentes de ingresos mensuales?

➤ My **take-home** pay is \$_____ in monthly wages.

Mi **pago neto** es \$_____ en sueldo mensual.

➤ I work as a _____ (your job title) for _____ (your employer).

Yo trabajo como _____ (título de su puesto) para _____ (compañía o jefe).

➤ \$_____ is my total **monthly** income / son mis ingresos totales **al mes**.

These are my income sources. Estas son mis fuentes de ingresos.

➤ \$_____ in unemployment / en beneficios de desempleo.

I have been unemployed since _____ (date).

He estado desempleado desde _____ (indique fecha).

➤ \$_____ in public benefits / en beneficios de Asistencia Pública.

➤ \$_____ from people in my household other than my spouse / de ingresos de otras personas en mi hogar que no son de mi cónyuge.

➤ \$_____ from retirement or pension / de jubilación o pensión.

➤ \$_____ from tips or bonus / de propinas o bonos.

➤ \$_____ from disability / de discapacidad.

➤ \$_____ from worker's comp / de compensación al trabajador.

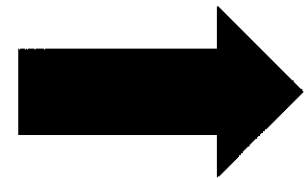
➤ \$_____ from social security / de seguro social.



- \$ _____ from military housing / de vivienda militar.
- \$ _____ from dividends, interest, or royalties / de dividendos, intereses, o regalías.
- \$ _____ from child or spousal support / de manutención de menores o manutención conyugal recibida.
- Answer only if your spouse is not your opponent. Responda tan sólo si su ccónyuge no es parte contraria en esta causa legal. \$ _____ from my spouse's income / de ingresos de mi cónyuge.
- \$ _____ from other jobs/sources of income / de otros trabajos/ fuentes de ingresos.

Describe / describa:

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6. What is the value of your assets or property? ¿Cuál es el valor de sus bienes o propiedades?

My property includes: Mis bienes incluyen:	Value / Valor
	The value is the amount the item would sell for less the amount you still owe on it, if anything. El valor de sus bienes es la cantidad por la que la propiedad o pertenencia se vendería, menos el monto que aún se adeuda, si lo hubiera.
> Cash Dinero en efectivo	\$
> Bank accounts, other financial assets Cuentas bancarias, otros bienes financieros	
	\$
	\$
	\$
> Cars and boats (make and year) Automóviles, lanchas (modelo y año)	
	\$
	\$
	\$
> Other property like jewelry, stocks, land, a second house. (Do not list your homestead.) Otros bienes como joyas, acciones, terrenos, una segunda casa. (No indique su hogar familiar.)	
	\$
	\$
	\$
Total Value of Property Valor Total de Sus Bienes	\$



**7. What are your monthly expenses that are not deducted from your paycheck?
¿Cuáles son sus gastos mensuales que no son descontados de su cheque de sueldo?**

My monthly expenses are: Mis gastos mensuales son:	Amount Cantidad
➤ Rent/house payments; maintenance Alquiler/hipoteca; mantenimiento de casa	\$
➤ Food and household supplies Alimentos y artículos para el hogar	\$
➤ Utilities and telephone Luz, gas, agua y teléfono	\$
➤ Clothing and laundry Ropa y lavado de ropa	\$
➤ Medical and dental expenses Gastos médicos y dentales	\$
➤ Insurance (life, health, auto, etc.) Seguros (de vida, médico, de automóvil etc.)	\$
➤ School and childcare Escuelas y guarderías	\$
➤ Transportation, auto repair, gas Transportación, reparaciones de automóviles, gasolina	\$
➤ Child/Spousal support Manutención a Menores/Manutención Conyugal	\$
➤ Debt payments to (list): Pagos por deudas hechas a (indíquelos):	
	\$
	\$
➤ Wages withheld by court order Sueldo retenido por orden judicial	\$
➤ Other expenses (list): Otros gastos (indíquelos):	
	\$
	\$
Total Monthly Expenses Gastos Totales Mensuales	\$



**8. Are there debts or other facts explaining your financial situation?
¿Hay deudas u otros factores que expliquen su situación económica?**

My debts include (list debt and amount owed):

Mis duedas incluyen (indique deuda y la cantidad que debe):

	\$
	\$
	\$
	\$
	\$

If you want the court to consider other facts, such as unusual medical expenses, family emergencies, etc., attach another page to this form labeled "Exhibit: Additional Supporting Facts."

Si usted desea que el tribunal considere otros factores, tales como gastos médicos excepcionales, emergencias familiares, etc., adjunte al formulario otra hoja con esta información y bajo el título, "Anexo: Información Adicional de Apoyo."

9. Ability to Pay Court Costs. Declaración sobre su Habilidad de Pagar Costas de Tribunal

Check only one box. Seleccione tan solo una casilla.

- I cannot afford to pay court costs. No puedo pagar las costas de tribunal.
- I cannot furnish an appeal bond or pay a cash deposit to appeal a justice court decision, and I cannot afford to pay court costs.

No puedo aportar una fianza de apelación ni pagar un depósito en efectivo para apelar la decisión judicial de un magistrado, y no puedo pagar costas de tribunal.

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10. Declaration/Affidavit. Declaración Escrita Bajo Juramento.

Fill out **only one** box. If you fill out the Declaration, you will not need to sign the form in front of a notary public. If you do not want to list your address for privacy or safety concerns, take the form and photo identification, and fill out the Affidavit box in front of a notary public.

Llene tan **solo una** opción. Si usted llena la Declaración, no necesitará firmar el formulario ante un notario. Si usted no quiere que aparezca su domicilio en el documento para conservar su privacidad o por motivos de su seguridad, lleve el formulario y una identificación con fotografía y llene la sección de la Declaración Escrita Bajo Juramento ante un Notario.

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Pase a la siguiente página

Option 1 / Opción 1

Declaration: I declare under penalty of perjury that the foregoing is true and correct.

Declaración: Yo declaro bajo pena de perjurio que la información a continuación es correcta y verdadera.

➤ My name is / Mi nombre es

➤ My date of birth is / Mi fecha de nacimiento es

____/____/____

➤ My address is / Mi domicilio es

Street, city, zip, country

Calle y número, ciudad, estado, código postal, país

➤

Signature

Firma

➤ 10/20/2022

Date (month, day, year)

Fecha (mes, día, año)

➤

County, state

Condado, estado

Go to next page



Pase a la siguiente página

Option 2 / Opción 2

Affidavit: I swear under penalty of perjury that the foregoing is true and correct.

Declaración Escrita Bajo Juramento: Yo juro bajo pena de perjurio, que lo que precede es correcto y verdadero.

You fill out this section.

Usted llena esta sección.

➤ _____
Your printed name
Su nombre en letra de molde

➤ _____
Your signature
Su firma

The notary fills out this section.

El Notario llena esta sección.

➤ _____

Subscribed before me this day of
Juramentado y suscrito ante mí el día de hoy del mes de

_____, 20____

NOTARY
NOTARIO

