

NO. _____
(filled in by court)

_____ ,)	IN THE JUSTICE COURT
PLAINTIFF (Your Name),)	
vs.)	
)	PRECINCT ____, PLACE ____
)	
_____ ,)	
DEFENDANT (Landlord).)	_____ COUNTY, TEXAS

PLAINTIFF'S ORIGINAL PETITION

TO THE HONORABLE JUDGE OF THE COURT:

Plaintiff files this original petition in the above-styled and numbered cause, and in support, shows the Court as follows:

I. DISCOVERY

1. Plaintiff intends to conduct discovery under Level 1.

II. PARTIES

2. _____, Plaintiff, is a resident of the county of this Court, within Texas.
3. _____, Defendant, may be served at the following address:

_____.

III. JURISDICTION AND VENUE

4. The amount in controversy is within the jurisdictional limits of this Court, and venue is proper as the cause of action arose in the county of this Court within Texas.

IV. FACTS

5. Plaintiff leased premises from Defendant.
6. Defendant allegedly believed Plaintiff abandoned the premises.
7. Accordingly, Defendant removed the following item(s) from the premises:

_____.

8. However, Plaintiff never abandoned the premises, and Defendant's actions were improper.
9. Any provision of the lease that purports to waive or diminish Plaintiff's rights is void pursuant to Section 54.043(b) of the Texas Property Code.

V. CAUSES OF ACTION

10. Defendant is liable to Plaintiff for removing property from premises not abandoned by Plaintiff pursuant to Section 54.044(d). Pursuant to Section 54.046 of the Texas Property Code, Plaintiff is entitled to the return of all property removed (or its replacement value), and one month's rent or \$500 whichever is greater, actual damages, and court costs from Defendant.

VI. REQUEST FOR RELIEF

Plaintiff requests this Court grant the following relief:

- a. return of any property removed (or its replacement value);
- b. actual damages;
- c. a civil penalty of one month's rent or \$500 whichever is greater;
- d. court costs; and
- e. any other relief to which Plaintiff is entitled.

Respectfully submitted,

(Your Signature)

(Your Printed Name)

(Your Address)

(Your City, State, Zip)

(Your Phone Number)