

# Writ of Restoration (In Justice Court)

## Interruption of Utilities

### NOTICE

Read over your paperwork carefully and complete all forms included in the packet. If you fail to provide ALL of the information required, the case may be dismissed. It is best to have an Attorney, but if you choose to represent yourself, you are responsible for your case.

**Refer to the Self Help Resources for assistance.**

- The Judge and Clerks are prohibited from providing legal advice or assisting in filling out forms.
- Please refer to [www.AngelinaCounty.net](http://www.AngelinaCounty.net) to access the County Maps link to determine the precinct/office you should file in and that office's hours of operation, hours they accept civil filings, and the methods of payment accepted.
- If you are a Pro Se Litigant (Not represented by an Attorney), it is your responsibility to be familiar with the laws that govern Writs of Restoration. A copy of **The Texas Property Code (Sec 92.008 covers residential and Sec. 93.002 covers commercial)** is provided in our office for your review during normal business hours. You may also access the links on our website [www.AngelinaCounty.net](http://www.AngelinaCounty.net) under Justice of the Peace, Civil Court page. **The Court CANNOT assist you with your case. Utilize the resources provided.**
- Forms are located on our website under Justice of the Peace, Civil Court Forms. You **must** provide the court with 1 original, 1 copy for your records, and 1 copy per defendant (*if 2 defendants will be served, then you must provide a copy for each of them*) of the petition and all documents supporting the petition.
- The Judge cannot discuss your case outside of the hearing. **Make sure you bring all evidence supporting your case to the hearing.**
- The Constable does NOT serve Out of County Citations. Please notify the clerk if the Party you are suing will not be served in Angelina County.
- If your suit is settled out of court and you no longer wish to come to your hearing, please file it in writing with the Court. You may use the form for Non Suit located on our website if you wish.

#### **Court Fees**

Filing of Application for Writ      \$ 46.00

#### **Constable Fees**

Service of Citation      \$ 35.00 per defendant

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**CAUSE NUMBER (FOR CLERK USE ONLY):** \_\_\_\_\_

**STYLED**

(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.

<b>1. Contact information for person completing case information sheet:</b>		<b>2. Names of parties in case:</b>	
Name:	Telephone:	Plaintiff(s):	
<input type="text"/>	<input type="text"/>	<input type="text"/>	
Address:	Fax:	Defendant(s):	
<input type="text"/>	<input type="text"/>	<input type="text"/>	
City/State/Zip:	State Bar No:		
<input type="text"/>	<input type="text"/>		
Email:			
<input type="text"/>			
Signature:		[Attach additional page as necessary to list all parties]	
<input type="text"/>			
<b>3. Indicate case type, or identify the most important issue in the case (select only 1):</b>			
<input type="checkbox"/> <b>Debt Claim:</b> 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 \$10,000, excluding statutory interest and court costs but including attorney fees, if any.		<input type="checkbox"/> <b>Eviction:</b> 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 \$10,000, excluding statutory interest and court costs but including attorney fees, if any.	
<input type="checkbox"/> <b>Repair and Remedy:</b> 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 \$10,000, excluding statutory interest and court costs but including attorney fees, if any.		<input type="checkbox"/> <b>Small Claims:</b> 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 \$10,000, excluding statutory interest and court costs but including attorney fees, if any.	

CAUSE NO. \_\_\_\_\_

\_\_\_\_\_  
APPLICANT

§ IN THE JUSTICE COURT  
§  
§ PRECINCT \_\_\_\_\_  
§  
§ ANGELINA 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 Printed Name

\_\_\_\_\_  
Applicant's Street Address

\_\_\_\_\_  
Applicant's City, St and Zip

\_\_\_\_\_  
Applicant's Phone Number

\_\_\_\_\_  
Applicant's Signature

\_\_\_\_\_  
Date

**SWORN TO AND SUBSCRIBED** before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
CLERK OF THE JUSTICE COURT OR NOTARY

## NOTICE OF SELF-HELP RESOURCES

The Texas Rules for Civil Procedure and the Texas Property Code are kept for your viewing during normal business hours and are available on our website at [www.AngelinaCounty.net](http://www.AngelinaCounty.net)

Angelina County – [www.angelinacounty.net](http://www.angelinacounty.net)

Department of Defense Official Servicemembers Civil Relief Act (SCRA) Website - [www.dmdc.osd.mil](http://www.dmdc.osd.mil)

Texas Constitution and Statutes: [www.statutes.legis.state.tx.us](http://www.statutes.legis.state.tx.us)

This site provides complete access to all Texas Codes

Texas Secretary of State: [www.sos.state.tx.us/corp/publicinfo.shtml](http://www.sos.state.tx.us/corp/publicinfo.shtml)

Texas Legislature Online: [www.legis.state.tx.us](http://www.legis.state.tx.us)

This site allows the user to track past and pending House and Senate Bills

Call The State Bar of Texas Toll-Free at 1-877-9TEXBAR if you need help locating an attorney, you may be eligible for free or low-cost legal assistance or by website [www.texasbar.com](http://www.texasbar.com)

Legal Services Corporation - [www.lsc.gov](http://www.lsc.gov)

The State Law Library – [www.sll.texas.gov](http://www.sll.texas.gov)

TexasLawHelp.org is a website where low-income Texans can find information about their civil legal issues and find out about free legal assistance in their area. [www.TexasLawHelp.org](http://www.TexasLawHelp.org)

The Office of Court Administration – [www.TXCourts.org](http://www.TXCourts.org)

This website is funded in part by a grant from the Legal Services Corporation. It is the result of a partnership between Lone Star Legal Aide, the Texas Office of Court Administration, Texas Legal Services Center, and the Texas Access to Justice Commission. [www.TexasCourHelp.org](http://www.TexasCourHelp.org)

Lone Star Legal Aid Library – 800-354-1889  
414 East Pillar St. – Nacogdoches, TX 75961-5511

Kurth Memorial Library: [www.kurthmemorallibrary.com](http://www.kurthmemorallibrary.com)

Address: 706 S. Raquet St. .. Lufkin, TX 75904 -- Phone: 936-630-0560

Kurth Memorial Library is open 10am to 7pm on Mondays, 9am to 6pm Tuesday through Thursday, 9am to 5:30 on Friday, and 9am to 1pm on Saturdays.