

EVICTION APPEAL (In Justice Court)

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.

NOTICE: A civil filing fee and transcript fee, or the Sworn Statement of Inability to Afford Cost is required to file an Appeal in Justice Courts.

Filing Fee: \$54.00 + Transcript Fee: \$10.00 = **\$64.00**

- The Judge and Clerks are prohibited from providing legal advice or assisting in filling out forms. This Court does not accept cash or credit card for civil filings. Payment must be in the form of a check or money order.
- **Eviction Case:** You may appeal a judgment by filing a bond, making a cash deposit, or filing a Statement of Inability to Afford Payment of Court Costs within 5 days after the judgment was signed. See Texas Rule of Civil Procedure 510.9(a).”
- **Rent to registry is required for ALL eviction appeals.**
- **Affirmation is required for ALL eviction appeals.**
- Please refer to www.AngelinaCounty.net to determine the appropriate Justice Court’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 Appeals. A copy of the **Texas Rules for Civil Procedure (Sec. 510 covers appeals for evictions)** is provided on our website www.AngelinaCounty.net under Justice of the Peace, Civil Court page. **The Court CANNOT assist you with your case. Utilize the self-help resources provided.**
- You **must** provide the court with the original, and a true and correct copy to all of the opposing parties. Forms are located on our website under Justice of the Peace, Civil Court Forms or Landlord Tenant Forms.
- Appeal Bonds must be approved by the Court.
- Perfected appeals will be sent no sooner than the 6th day and not later than the 10 day, to County Clerk’s office of Angelina County and will be heard in County Court at Law.

Cause No. _____

		§ IN THE JUSTICE COURT
Plaintiff(s)	Vs.	§
		§ PRECINCT _____
		§
Defendant(s)		§ ANGELINA COUNTY, TEXAS

NOTICE OF APPEAL AND AFFIRMATION
In an Eviction Suit

COMES NOW, _____, Plaintiff(s) or Defendant(s), and file this Notice of Appeal of the Judgment that was issued on the _____ day of _____, 20____ in this matter in the Justice of the Peace, Precinct _____, Angelina County, Texas.

I am appealing this judgment. In support of this Notice of Appeal, I have filed;

Surety Appeal Bond Cash Appeal Bond
Along with the filing fee of \$54.00 + transcript fee of \$10.00 (\$64.00 total).

Sworn Statement of Inability to Afford Court Cost (Affidavit of Indigency)

AFFIRMATION

I _____ affirm under penalty of perjury, that this appeal is filed in my good faith belief that I have a meritorious defense and that the appeal is not for the purpose of delay.

My Date of Birth is _____ / _____ / _____

My address is _____

Signature: _____ Date: _____

County: _____ State: _____

Cause No. _____

CERTIFICATE OF SERVICE

*(any pleadings or motions must be sent to the court **and served on the other parties** in the case by following Texas Rule of Civil Procedure 501.4.)*

I hereby certify that a copy of this Notice of Appeal and Affirmation was served on:

(Name of Person Served)

On _____, 20____, pursuant to Texas Rule of Civil Procedure §501.4
(date served)

By: *(Method of service)*

- Personal delivery
- Mail
- Fax
- Email (if both parties have agreed in writing and provided an email address)
- Another method approved by the court: _____

Signature

Printed name

NOTICE OF SELF-HELP RESOURCES

Pursuant to Government Code § 51.808

Forms are located on our website at <https://www.angelinacounty.net/jp1/>
Click on **Civil Court** or **Traffic Court** or **Landlord – Tenant Court**.

For **Case Status** and other case information, visit the Judicial Records Search at
<http://public.angelinacounty.net/default.aspx> Search by your name or case/cause number.

- ❖ 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
- ❖ **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
- ❖ **Texas Justice Court Training Center** Self Represented Litigants:
<https://www.tjctc.org/SRL.html>
- ❖ **Texas Court Help** is a website 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.TexasCourtHelp.gov
- ❖ **Lone Star Legal Aid** – 800-354-1889 - 414 East Pillar St. – Nacogdoches, TX 75961-5511
- ❖ **Kurth Memorial Library:** www.kurthmemoriallibrary.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.
- ❖ **Department of Defense** Official Servicemembers Civil Relief Act (SCRA) Website -
<https://scra.dmdc.osd.mil/scra/#/home>

OTHER HELPFUL RESOURCES

- The Office of Court Administration – www.TXCourts.gov
- Texas Constitution and Statutes: 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
- Texas Legislature Online: www.legis.state.tx.us - This site allows the user to track past and pending House and Senate Bills
- Legal Services Corporation - www.lsc.gov
- The State Law Library – www.sll.texas.gov