

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

\_\_\_\_\_  
COMPLAINANT

§ IN THE SHERIFF/CONSTABLE (*circle one*) OFFICE  
§

v.

§ PRECINCT \_\_\_\_  
§

\_\_\_\_\_  
OCCUPANT(S)

§ \_\_\_\_\_ COUNTY, TEXAS  
§

**COMPLAINT TO REMOVE PERSON OCCUPYING DWELLING WITHOUT OWNER'S  
CONSENT**

I, \_\_\_\_\_ (name of complainant), declare under penalty of perjury that:

*(Read each item and initial each item that is true.)*

- 1) \_\_\_\_ I am the owner or the agent of the owner of residential real property located at \_\_\_\_\_ (property address)
- 2) \_\_\_\_ A person unlawfully entered and occupies a dwelling on the property without the owner's consent. Name and any other descriptors or identifying information of this person known to complainant:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- 3) \_\_\_\_ The property was not open to the public when the person entered the property.
- 4) \_\_\_\_ The property is not the subject of pending litigation between the owner and the person.
- 5) \_\_\_\_ The owner or the owner's agent has directed the person to leave the property, and the person has not done so.
- 6) \_\_\_\_ The person is not a current or former tenant of the owner under an oral or written lease and any lease produced by the person is fraudulent.
- 7) \_\_\_\_ The person is not an owner or co-owner of the property and any title to the property that lists the person as an owner or co-owner is fraudulent.
- 8) \_\_\_\_ The person is not an immediate family member of the owner.
- 9) \_\_\_\_ I understand that a person removed from the property as a result of this complaint may bring an action against me for any false statement made in the complaint or for wrongfully submitting the complaint.
- 10) \_\_\_\_ I understand that I may be held liable for actual damages, exemplary damages, court costs, and reasonable attorney's fees in an action described by item 9.
- 11) \_\_\_\_ I am requesting that the sheriff or constable immediately remove each person occupying the dwelling without the owner's consent.

12) \_\_\_\_\_ A copy of my valid government-issued identification is attached and, if I am the owner's agent, a document evidencing my authority to act on the property owner's behalf is attached.

**I HAVE READ EACH STATEMENT IN THIS COMPLAINT AND CONFIRM EACH STATEMENT IS TRUE AND CORRECT. I UNDERSTAND THAT A STATEMENT MADE IN THIS COMPLAINT IS MADE UNDER PENALTY OF PERJURY, PUNISHABLE UNDER SECTION 37.02, PENAL CODE.**

**COMPLAINANT:**

*(Fill out only one of the below sections. If you fill out the first section, you will not need to sign the form in front of a notary public. If you do not want to list your address or date of birth for privacy or safety concerns, take the form and your photo identification, and fill out the second section in front of a notary public.)*

**SECTION 1**

My name is *(include first, middle, and last)* \_\_\_\_\_, my date of birth is \_\_\_/\_\_\_/\_\_\_\_\_, my address is \_\_\_\_\_, in \_\_\_\_\_ County, and I declare under penalty of perjury that the foregoing is true and correct.

Executed in \_\_\_\_\_ County, State of \_\_\_\_\_, on the following date: \_\_\_/\_\_\_/\_\_\_\_\_.

**SECTION 2**

\_\_\_\_\_  
Complainant's Printed Name

\_\_\_\_\_  
Signature of Complainant

**Sworn to and subscribed** before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
NOTARY