



IN THE JUSTICE COURT OF EL PASO COUNTY, TEXAS
PRECINCT NUMBER SIX PLACE ONE

PLAINTIFF

Vs.

§
§
§
§
§

Cause No. _____

DEFENDANT

DEFENDANT'S ORIGINAL ANSWER

TO THE HONORABLE JUDGE OF THIS COURT:

I, as the Defendant in this case, file this Answer and show the Court:

(1) Check one of the following:

() I, the defendant, deny that I owe anything to the plaintiff.

For reason: _____ OR

() I, the defendant, admit that I owe \$ _____ to the Plaintiff but deny all of the other allegations in the Plaintiff's Original Petition. I am willing to sign an Agreed Judgment to pay Plaintiff the amount I owe.

(2) I agree that, if it is necessary for the case to go to trial, I will bring all witnesses, photos, documents and other evidence at that time and understand there will be no postponements to get evidence I forgot.

***Number Three Must Be Filled Out:**

(3) I _____ acknowledge that if I need a certified translator at the time of trial. **I will be responsible for obtaining a translator certified by the state of Texas and the cost.**

Yo _____ reconosco que si necesito un traductor certificado por El Estado de Tejas. Yo sere reponsable por conseguir un traductor y el costo.

Date: _____ Signature: _____

Date: _____ Clerk Signature: _____

WHEREFORE, Defendant prays that the plaintiff take no more than is just and for such other relief as to which Defendants may be entitled.

Address _____

P.O. Box _____

City _____ State _____ Zip _____

Telephone#: _____

(Last 3 numbers ONLY) Social Security No. _____

(Last 3 numbers ONLY) Driver's License No. _____

Defendant's Signature

Sworn to on this _____ day of _____, 20____.

Court Clerk

At _____ O'clock _____ M

Defendant Information Sheet Only

- When you are sued and served with a citation from the **Constable**, you must answer the suit on or before the Monday, which follows the tenth day from the date of service. You must file an answer in writing with the Court (address on citation) and send a copy to the plaintiff. **The Judge is not permitted to discuss the case with you prior to trial.** If you have a question about procedures, please ask the Clerk (915) 851-2019. If you have a legal question, please ask your attorney.
- If you contest the suit, you may ask for a trial by Judge or before a jury. If you desire a jury trial, you must request it **(ASAP)** and pay a \$22.00 jury fee.
- You or your attorney is required to notify the Court Clerk immediately if your address changes during the course of this suit. Failure to do so may result in a fine.
- You should prepare a proper defense if you go to trial even though the burden of prove is on the plaintiff.
- After the plaintiff presents their case at the trial as to their right to recover, you are then allowed to present your defense as to why they should not recover.
- Remember that hearsay evidence is inadmissible and cannot be used if objected by the plaintiff. Examples (what other people said, affidavits).
- If witnesses are required, you may subpoena them to Court by asking for the subpoena and paying the required fee. The subpoena should be requested at least **fifteen (15) days before trial.**
- When the plaintiff and you rest your case, the Court will enter a judgment that plaintiff recovers from you all, part or nothing.
- If a judgment is rendered against you, you may appeal the ruling of this Court to the County Court within twenty-one (21) days, and pay required bond or fees.
- Should the Court rule that the plaintiff recovers nothing from you, the plaintiff may appeal within twenty-one (21) days.
- Should the plaintiff recover a judgment against you and you do not appeal it, the plaintiff may then take further legal action against you to collect the amount of the judgment plus court cost and interest.
- The plaintiff may ask for a Writ of Execution is issued to the Constable or Sheriff to collect the judgment from you by levying on certain belongs that you own and sold at public auction until judgment is paid in full.
- The plaintiff may obtain an Abstract of judgment from the Court and file it with the County Clerk; this will go against your credit and accrues interest until paid in full.
- The plaintiff may file for a Writ of Garnishment, (to garnish money, or assets belonging to you).

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|---|----------------------|
| TEXAS RIO GRANDE LEGAL AID | 585-5183 |
| LEGAL AID | 1-888-988-9996 |
| LAWYER REF. SERVICE | 532-7052 |
| SHERIFF HEADQUARTERS 3850 JUSTICE DR. EL PASO, TEXAS 79938 | 546-2280 546-2214 |
| JUVENILE PROBATION DEPT INTAKE OFFICER-Manuel Torres | 849-2500 |
| CONSTABLES OFFICE | 851-2178 |
| COMMISSIONER Vince Perez | 546-2000 |
| COUNTY ATTORNEY- Jo Ann Bernal | 546-2050 |

If you are unable to contact anyone at the Constables office, call your Commissioner Vince Perez or the County Attorney, Joanna Bernal.

**RIO GRANDE
COUNCIL OF GOVERNMENTS
DISPUTE RESOLUTION CENTER**

**If you need help resolving a conflict or
Have a lawsuit you would like to settle...**

**The El Paso County Dispute Resolution Center
May be able to help
Call 533-4800 or 546-8189**

**RIO GRANDE
COUNCIL OF GOVERNMENTS
DISPUTE RESOLUTION CENTER**

**Si necesita ayuda con algun conflicto
o tiene una demanda que quiere resolver...**

**El Centro de Mediacion del Condado
de El Paso le puede asistir.
Llame al 533-4800 o 546-8189**