

REQUIREMENTS WHEN FILING A COMPLAINT

1. The complainant (person making the complaint) must, in good faith, make full, fair, and honest disclosure of all facts and circumstances known to him/her at the time the complaint is made. The facts, as presented, must be in the form of a formal complaint. This formal complaint will form the basis of any further investigation and of the charging instrument.
2. The complainant must appear in court to testify against the defendant if the charges are contested by the accused and a trial is held.
3. If the defendant is found guilty, the maximum sentence that may be assessed in Justice of the Peace Court is a fine of up to \$500.00, plus court costs and fees. There can be no jail time. The defendant may appeal the case to a higher court.
4. The defendant may file a counter-complaint if the complainant has also been involved in some illegal activity. Please be advised that any statement made at this time or in the future to a prosecutor or other investigator may be used against you should there be a counter. Please be advised that when speaking to the prosecutor, that the prosecutor represents the state and no attorney-client relationship is established by any communications.
5. Once a case is filed, only a Justice of the Peace Court Judge, upon recommendation of a prosecutor, has the authority to dismiss the case.
6. The prosecutor reserves the right to subpoena the citizen-complainant and to enforce the subpoena by ordering a peace officer to bring the citizen-complainant to court.
7. Bring the formal complaint to the corresponding Justice of the Peace Office located at 2840 Hwy 35 N, Rockport, Texas, 78382. Complaints must either be notarized or accompanied by the attached Declaration in order to be processed.

AFFIDAVIT BY CITIZEN NON-TRAFFIC/OTHER VIOLATIONS

Information About You:

*Your Name: _____

*Address: _____

*City, State, Zip: _____

*Phone Number: _____ Work Phone Number: _____

Email Address (if any): _____

The Undersigned Affiant Swears To The Following Statement: Defendant Information:

*Name of Defendant (Person Accused): _____

*Address: _____

*City, State, Zip: _____

*Phone Number: _____ Work Phone Number: _____

*How did you determine the defendant's name? _____

*Can you identify the defendant (Yes or No)? (If no, it will not be possible to process your complaint)

Description of defendant: Race: _____ Sex: _____ Height: _____

Email: _____

Social Media Sites & Screen Names: _____

CAUSE NUMBER: _____

STATE OF TEXAS	§	IN THE JUSTICE COURT
VS.	§	PRECINCT _____
_____	§	ARANSAS COUNTY, TX

In the name and by the authority of the State of Texas:

I, the undersigned affiant, do solemnly swear that I have good reason to believe and do believe that _____, hereinafter called Defendant, on or about the ____ day of _____, 20____, and before the making and filing of this complaint, in the territorial limits of the County of Aransas, and the State of Texas, the Defendant did then and there intentionally or knowingly damage or destroy tangible property, to wit: _____

_____ by _____ without the effective consent of _____, the owner, and did thereby cause (pecuniary loss in the amount of less than \$100 to the owner) (substantial inconvenience to others).

Against the peace and dignity of the State.

Affiant: _____

SWORN TO AND SUBSCRIBED BEFORE ME BY _____ a credible person, this ____ day of _____, 20____.

Notary

DECLARATION UNDER PENALTY OF PERJURY

This declaration is sworn testimony, meaning that you can be prosecuted, go to jail, or pay a fine if you lie, mislead, or omit important information.

I certify under penalty of perjury, pursuant to 28 U.S.C. 1746, that the attached complaint is true and correct.

Executed on _____
Date

Signature of Declarant