

Northeast Courthouse 645 Grapevine Hwy, Ste 220 Hurst, TX 76054 Phone 817-581-3625 Fax 817-850-2396 Southlake Town Hall 1400 Main Street Ste 220 Southlake, TX 76092 Phone 682-732-6589 Fax 817-850-2397

APPEAL BOND \$_____

APPEAL BOND INFORMATION FOR SMALL CLAIM/DEBT CLAIM SUITS

Revised 1/26/21

1. You must have \$20.00 in cash, company/attorney check money order or cashier's check payable to <u>Justice</u> <u>Court #3.</u>

**The filing fee for the County Court at Law will be paid directly to the County Clerk. **

2. A Plaintiff must file a \$500.00 appeal bond. A Defendant must file an appeal bond in the amount, equal to twice the amount of the judgment. (T.R.C.P. Rule 506.1 (b))

3. You must post a CASH BOND or SURETY BOND. (Refer to your Appeal Bond Amount)

(a) If you post a **CASH BOND**:

Only the Principal (the person filing fee appeal) needs to sign the bond. The cash will be deposited with the Clerk of the Justice Court in the court's trust account.

(b) If you post a **SURETY BOND**:

The bond must be signed by the Principal and two sureties, who own non-exempt assets within the State of Texas and have equity in the nonexempt assets over and above the amount of the Surety Bond.

Each surety must complete one affidavit. The Affidavits must be notarized.

The sureties on the bond must be the same sureties on the affidavits.

If an **ATTORNEY** is acting as a surety, then only <u>one</u> surety affidavit is needed. <u>An attorney cannot be a surety if he is the Principal</u>. The attorney, as the surety, must list his/her bar number, address, and telephone number on the appeal bond

4. You have twenty-one (21) days from the date of the judgment to file the appeal bond. If the 21st day falls on a weekend or holiday, you will have until the next court business date to file.

5. Within seven (7) days after filing the appeal bond with the Court, the party filing appeal bond must notify all parties to the suit of filing such appeal. Notice must be made by certified mail, return receipt requested, with copy to court with certificate of service. (T.R.C.P. Rule 506.1(e) & Rule 501.4)

IT IS RECOMMENDED YOU FILE YOUR APPEAL BOND AS SOON AS POSSIBLE TO ALLOW YOU TIME TO MAKE ANY CORRECTIONS NECESSARY IN THE EVENT THERE IS A PROBLEM WITH YOUR PAPERWORK.