****THIS IS NOT A SUBSTITUTE FOR THE ADVICE OF AN ATTORNEY****

NOTICE: THIS DOCUMENT CONTAINS SENSITIVE DATA

Cause No. _____

_____	§	In the *(check one)*:
_____	§	☐ _____ District Court
_____	§	☐ County Court at Law No. ____
_____	§	_____ County, Texas

Motion for New Trial

Print your answers
My name is:

_____
First *Middle* *Last*

I am the ☐ Petitioner ☐ Respondent in this case and request the Court grant this Motion for New Trial. In support, the following is shown:

1. On _____ a judgment was signed by this Court in this case.
(date)

2. The trial court erred in their ruling in that: *(Specifically allege trial court error in accordance with Tex. R. Civ. P. 320–322)*

_____
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_____

The above error[s] were reasonably calculated to cause and probably did cause the rendition of an improper judgment in the case. Tex. R. App. P. 44.1(a)(1).

3. _____ has a meritorious
(name of party filing motion)

defense to the cause of action alleged in this case.

4. The granting of a new trial would not injure any other party.

5. Justice will not be properly served unless a new trial is granted.

_____ prays that the Court set aside the judgment
(name of party filing motion)

signed on _____ and grant a new trial.
(date)

Respectfully submitted,

_____ _____
Your Signature *Date*

_____ _____
Your Printed Name *Phone*

_____
Mailing Address *City* *State* *Zip*

_____ _____
Email Address *Fax # (if any)*

Verification

The undersigned states under oath: "I am Movant in this Motion for New Trial. I have read the motion. The statement[s] contained in paragraph[s] the motion are within my personal knowledge and are true and correct."

_____
(signature of party filing motion)

SIGNED under oath before me on _____.

_____
Notary Public, State of Texas

Notice of Hearing

The above motion is set for a hearing on the ____ day of_____, 20_____, at _____ a.m. / p.m.

The hearing will be held in the _____
(Court)

located at _____
(Court's Location)

Signed this _____ day of _____, 20_____.

_____
Judge or Clerk

Certificate of Conference *(check one)*

☐ I certify that I telephoned the other party's attorney or the other party (if the other party does not have an attorney), three times, but my phone calls were never returned. Therefore, we were not able to reach an agreement.

☐ I certify that I telephoned the other party's attorney or the other party (if the other party does not have an attorney) and we were not able to reach an agreement.

▶ _____ _____
Signature *Date*

Certificate of Service

I certify that I delivered a copy of this document to each party in this case, or if a party is represented by a lawyer to the party's lawyer, by: *(Check one or more)*

☐ Hand delivery to the other party _____

☐ Hand delivery to the other party's lawyer _____

☐ Email to this email address _____

☐ Regular mail to this address:_____

_____

☐ Certified mail to this address: _____

_____

☐ Commercial delivery service (for example FedEx) to this address: _____

_____

☐ Fax to fax #:_____

_____ _____

Signature *Date*

Affidavit of _____

(name of affiant)

_____ appeared before me in person today and

(name of affiant)

stated under oath as follows:

"My name is _____. I am above the age of

(name of affiant)

eighteen years, and I am fully competent to make this affidavit. I am the movant in this Motion for New Trial. The facts stated in this affidavit are within my personal knowledge and are true and correct.

_____

(signature of affiant)

SIGNED under oath before me on _____.

_____

Notary Public, State of Texas

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_____	§	☐ _____ District Court
_____	§	☐ County Court at Law No. ____
_____	§	_____ County, Texas

Order on Motion for New Trial

The Motion for New Trial of _____
(name of party who filed motion)

was heard on _____.
(date)

IT IS ORDERED that the Motion for New Trial is GRANTED.

_____

_____

_____

_____

_____

_____

_____

SIGNED on _____.

_____
JUDGE PRESIDING