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

§ IN THE JUSTICE COURT

§

§

§ PRECINCT \_\_\_\_

§

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ §

APPLICANT § \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TEXAS

# DENIAL OF APPLICATION FOR WRIT OF RETRIEVAL

Regarding the Application for a Writ of Retrieval regarding the following location (“Residence”): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, the court **FINDS** that *(select all that apply)*:

🞏 The Occupant of the Residence has not either denied Applicant access to the Residence to retrieve Applicant’s personal property or the personal property of Applicant’s dependent(s) or posed a clear and present danger of family violence to Applicant or Applicant’s dependent(s);

🞏 Applicant is the subject of an active protective order, a magistrate's order for emergency protection, or another court order prohibiting entry to the residence or is otherwise prohibited by law from entering into the Residence;

🞏 Applicant and Occupant are parties to a pending divorce or annulment case under Title 1, Family Code; or Applicant’s right to possession of the items described in the application is subject to a decree of divorce or annulment to which Applicant and the current Occupant are parties.

🞏 There is no risk of personal harm to Applicant or Applicant’s dependent(s) if the items listed in the Applicationare not retrieved promptly;

🞏 Applicant is not currently or formerly authorized to occupy the Residence according to a lease or other documentary evidence acceptable to the court;

🞏 Occupant did not receive notice of the Application or was not provided an opportunity to appear before the court to contest the Application; or

🞏 Applicant failed to post an acceptable bond with the court in such form and amount as approved by the Judge.

**THEREFORE, IT IS ORDERED** that the Application for Writ of Retrieval for the items of personal property listed by Applicant filed with this court is **DENIED**.

**ISSUED AND SIGNED** on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_**.**

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JUSTICE OF THE PEACE, PRECINCT \_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TEXAS