

# Eviction Appeal

**Appeal (TRCP 510.9(a))**  
A party may appeal a judgment

**Bond Set (TRCP 510.9(b))**  
Judge will set the amount of bond

**Appeal Bond (TRCP 510.9(a))** Appealing party must file bond, cash deposit or statement of inability to pay, within **5 days** after date judgment signed

Appellant files a sworn affidavit of inability to pay (TRCP 510.9(c)(1)). Must meet requirements in TRCP 502.3(b)

**Court must give notice to all parties, no later than the next business day, if a Statement of Inability to Pay is filed (TRCP 510.9(d))**

**TRCP 510.9(c)(2)** Statement may be contested within 5 days after opposing party receives notice

If contest is sustained, appellant may appeal that decision w/l 5 days (TRCP 510.9(c)(3))

If no appeal or if appeal is overruled, appellant may post appeal or cash bond w/l 1 business day (TRCP 510.9(c)(4))

**Appeal Granted (TRCP 510.9(c)(3))** If appeal is granted (by County Court), JP must transmit transcript, records and papers to county clerk

**Notice (TRCP 510.9(d))**

Within 5 days of filing a bond, or cash deposit, APPELLANT must serve written notice of appeal on all other parties using a method approved in TRCP 501.4

**Appeal Perfected (TRCP 510.9(f))** Appeal is perfected when court receives bond or affidavit of inability to pay.

**Rent Notice (TRCP 510.9(c)(5)(a))** Appeal on Nonpayment of rent, by affidavit of inability, **Court must give written notice of rent due, payment type, due date, to whom payable and failure to pay may result in writ issuance w/o hearing**

**Case Transferred (TRCP 510.10(a))**  
JP court must immediately send the county clerk a CERTIFIED copy of all docket entries, bill of costs and original papers