

# Your Rights & Resources After Receiving a Notice of Proposed Eviction

The City of Austin requires that we deliver this information to you.

## You should know:

- **The Notice of Proposed Eviction is not an eviction.** It is only the first step in the eviction process and does not mean you must move out immediately. You still have time to resolve the issue. You do not need to leave your dwelling right now and should not move without talking to your landlord first.
- **The Notice to Vacate is not an eviction.** If you are unable to resolve the issue with your landlord, the next step in the process is to issue a notice to vacate. If your landlord issues a notice to vacate, you do not need to leave your dwelling right now and should not move without talking to your landlord first.
  - After the Notice to Vacate has been delivered, the landlord may file a suit in a Justice Court. The Justice Court will set a date for the hearing which is usually within 21 days of the filing. The Court will notify you in writing of the date you must appear.
  - You may appear at the hearing and defend your rights. The court will hear the case and issue a decision. If you do not appear, a judge may conclude that you do not oppose the eviction and issue judgment for the landlord. You have the right to appeal.
  - If you do not move or file an appeal within five days the hearing, the landlord can request a Writ of Possession from the Court. A 24-hour notice will be posted on your door before the Writ of Possession is carried out by removing you and your personal belongings from your residence.

## Resources:

- The City of Austin provides information about resources for renters (<https://www.austintexas.gov/page/resources-renters>).
- For questions about your rights and resources, please call (xxx) xxx-xxxx (City of Austin).
- Austin Tenant's Council (<https://www.housing-rights.org/>) offers counseling to prepare for and understand the eviction process, including reviewing the notices a tenants has received and assisting tenants with preparing for court if necessary.
- Volunteer Legal Services of Central Texas (<https://www.vlsoct.org/>) provides legal assistance for low-income individuals.
- Texas Rio Grande Legal Aide (<https://www.trla.org/>) provides low-income renters with emergency eviction counseling, representation, and prevention services.
- The Travis County Law Library (<https://lawlibrary.traviscountytexas.gov/>) helps the Travis County community access legal information.
- To learn more about the eviction process, you can review <https://texaslawhelp.org/article/eviction> or <https://gato-docs.its.txst.edu/jcr:6eb9b9b9-7d66-4720-b911-2c7c25b6fb42/SRL%20-%20eviction%20defendant.pdf>.

Name of Resident: \_\_\_\_\_

Address/Unit: \_\_\_\_\_

Date of Delivery: \_\_\_\_\_

Manner of Delivery: \_\_\_\_\_