

REQUIREMENTS WHEN FILING COMPLAINT

1. The complainant (person making the complaint) must, in good faith, make full, fair and honest disclosure of all facts and circumstances known to him/her at the time the complaint is made. The facts, as presented, must be in the form of an affidavit, and notarized or signed under oath. Said affidavit will form the basis of any further investigation and the charging instrument.
2. The complainant must appear in court to testify against the defendant if the charges are contested (the accused plead not guilty and a trial is held).
3. If the defendant is found guilty, the maximum sentence that may be assessed in Municipal Court is a fine plus court costs and fees (no jail time). The defendant may appeal the case to a higher court.
4. The defendant may file a counter-complaint if the complainant has also been involved in some illegal activity. Please be advised that any statement made at this time or in the future to a prosecutor or other city investigative person maybe used against you should the counter-complaint go forward to trial. Please be advised that when speaking to the prosecutor, that the prosecutor represents the state and no attorney-client relationship is established by any communications with regard to the application for complaint or any matters related thereto.
5. Once a case is filed, only a Municipal Court Judge, upon recommendation of a prosecutor, has the authority to dismiss the case.
6. The prosecutor reserves the right to subpoena the presence of the citizen-complainant and enforce the subpoena by ordering a peace officer to bring the citizen-complainant to court.

I have read and agree to the above requirements.

COMPLAINANT'S SIGNATURE
(Person making the complaint)

DATE

Additional Information Requested

<p>1. Is/was the loan a payday loan or an auto title loan? <input type="checkbox"/> Payday <input type="checkbox"/> Auto Title</p> <p>1a. If the loan was an auto title loan, what retail value was provided to you? \$ _____</p> <p>1b. What is the year, make, and model of the auto for which the loan was made? i.e. 2009 Toyota Corolla</p> <p>Year _____</p> <p>Make _____</p> <p>Model _____</p>	<p>2. Is/was the loan an installment agreement (more than one payment) or a lump sum loan agreement (one time payment) <input type="checkbox"/> Installment <input type="checkbox"/> Lump sum</p> <p>3. If the loan is/was an installment agreement, how many installments (renewals/refinances) have you signed?</p> <p><input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/> 5 <input type="checkbox"/> 6 or more</p>
<p>4. What date did you first take out the loan? _____</p>	<p>5. What is the date you signed your most recent loan? _____</p>
<p>6. What was the original amount borrowed? \$ _____</p>	<p>7. How much do you currently owe? \$ _____</p>
<p>8. What type of income verification did you as borrower provide the lender?</p> <p><input type="checkbox"/> Pay Check <input type="checkbox"/> IRS Form W-2 <input type="checkbox"/> Previous Year's Tax Return <input type="checkbox"/> A Signed Letter From an Employer</p> <p><input type="checkbox"/> Or Other Similar Documentation-Please Specify _____</p>	
<p>9. What is the payment amount on the loan (the amount due each period)? \$ _____</p>	
<p>10. What is your gross income? Monthly \$ _____ Annually \$ _____</p>	
<p>11. Did you receive a REFERRAL FORM or was some form of DISCLOSURE discussed with you to inform you about the COST of the loan?</p> <p> <input type="checkbox"/> No disclosure form or discussion <input type="checkbox"/> Yes other disclosure or discussion <input type="checkbox"/> No referral form <input type="checkbox"/> Yes referral form <input type="checkbox"/> Yes cost information <input type="checkbox"/> Yes credit counseling <input type="checkbox"/> Other (please explain) _____ </p>	
<p>12. Related to the loan, check all that apply/have occurred.</p> <p> <input type="checkbox"/> Threatened with criminal charges <input type="checkbox"/> Threatened with car repossession <input type="checkbox"/> Car repossessed <input type="checkbox"/> Harassing phone calls about the loan </p>	
<p>13. What is your language of preference? (English, Spanish, etc.) _____ Were the documents written in the consumer's language of preference? <input type="checkbox"/> Yes <input type="checkbox"/> No 13a. If you cannot read, were the documents read to you in their entirety in your language of preference? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not applicable </p>	
<p>14. Did someone else help you fill out this form? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not applicable 14a. If yes, list name _____ </p>	

PLEASE SEND COPIES OF ALL LOAN DOCUMENTS, INCLUDING FLIERS OR DISCLOSURES, REFERRAL FORMS OR OTHER INFORMATION YOU HAVE RECEIVED FROM THE LENDER.

Statement of Oath

I affirm/swear that the statement(s) made herein are within my personal knowledge and are true and correct.

Sworn to me this _____ Day of _____, 20_____.

<hr/> Printed Name of Person Making the Complaint (the Affiant)	<hr/> Deputy Court Clerk OR NOTARY Public of the State of Texas
<hr/> Signature of Person Making the Complaint (the Affiant)	My Commission Expires: _____
<hr/> Date Submitted	

Internal Use Only

Complaint Number: _____

Date Received: _____

Date Reviewed: _____

Date of Hearing: _____

Attendees: _____

Printed Name

Printed Name

Printed Name

Printed Name

Printed Name

DO NOT WRITE BELOW THIS LINE

Reviewed by: _____ (Prosecutor/Investigator)

File Charge: Yes No

Charged Offense/Offense Number: _____

On this, the ____ day of _____, 20 _____. I hereby acknowledge that I have examined the foregoing affidavit and have determined that probable cause exists for the issuance of an arrest warrant for the individual accused therein.

Magistrate, Municipal Court, San Antonio, Texas