

INFORMATION ON CIVIL SUITS INVOLVING TEXAS DEPARTMENT OF MOTOR VEHICLE (TxDMV) FOR COURT ORDER TITLE CHANGES

Individuals requesting the Texas Department of Motor Vehicle (TxDMV) to issue a Vehicle Identification Number and a Certificate of Title need to provide some documents to the Court showing the purchase of said vehicle and the 68a Vehicle Inspection. <https://www.tcsheriff.org/auto-theft/inspections>.

Caldwell County is part of the **Sheriff's Combined Auto Theft Task Force** that conducts 68-A vehicle inspections for citizens in a 17 County area of coverage. An Auto Theft Investigator is the only person who can conduct these inspections. You will need to bring your photo ID and the vehicle's title. If you have a homemade trailer or a vehicle that is not titled, you will need to bring written proof of manufacture, bill of sale, and any other documentation you have to substantiate its manufacture or ownership. If your vehicle was a gift or inheritance, please bring any related documentation.

In the event of inclement weather, (such as rain, ice, snow, extreme temperature), as well as any observed county holidays, the 68-A Inspections for that day will be cancelled.

To obtain your 68-A vehicle inspection, following are the dates available for Caldwell County:

2nd and 4th Tuesday of each month at the Caldwell County Justice Center between the hours of 8:00 - 9:30am. Inspections are performed in the front parking lot of 1703 S. Colorado St., Lockhart, Texas 78664. **Location is by appointment only, please contact the local Task Force Agent at 512-854-9735 to schedule.**

FILING A CIVIL SUIT INVOLVING THE Texas Department of Motor Vehicles (TxDMV)

<https://www.txdmv.gov/motorists/buying-or-selling-a-vehicle/title-litigation>

CERTAIN CHANGES TO MOTOR VEHICLE TITLES WHICH REQUIRE A COURT ORDER FROM COUNTY COURT AT LAW OR DISTRICT COURT ORDERING THE TEXAS DEPARTMENT OF MOTOR VEHICLES (TxDMV) TO CANCEL AND RESCIND A TITLE OR ISSUE A TITLE.

Please note that pursuant to Texas Transportation Code, §501.0521, a judge may not order the department to change the type of title for a nonrepairable vehicle titled after 2003 or a vehicle that has been issued a certificate of authority to demolish (Texas Transportation Code, § 683.054).

- 1. IF YOU ARE A SELF-REPRESENTED LITIGANT, YOU MUST DETERMINE WHICH OF THE PLAINTIFF'S PETITIONS IS TO BE FILED WITH THE CLERK- YOU SHOULD CONSULT WITH A PRIVATE ATTORNEY IF YOU NEED ASSISTANCE; YOU MAY ALSO CONTACT**

TxDMV at 1-888-DMV-GOTX (1-888-368-4689) or (512) 465-3000 (**The TxDMV website has the following 5 sample Petitions and Judgments that may fit your situation if you are filing a civil suit**) :

PETITION – REMEDY IMPROPER ACTION ON A TITLE;

PETITION – ISSUE TITLE;

PETITION – SALE RESCIND (NEW TITLE);

PETITION – SALE RESCIND (USED TITLE);

PETITION – VIN ASSIGNMENT AND TITLE ISSUANCE.

2. FILE A PLAINTIFF’S ORIGINAL PETITION WITH THE COUNTY CLERK AND SERVE THE TEXAS DEPARTMENT OF MOTOR VEHICLES (TxDMV) as a Defendant; you should also name and serve all other known parties in the suit, if necessary. (Please note TxDMV is not a true adverse party in these lawsuits and have no interest in the outcome of title litigation but TxDMV will respond to the petition with an answer to the court.)
3. Prepare the Unopposed Judgment that fits your needs and send a copy to TxDMV in one of the following manners: fax number: (512) 465-5638; email address: sarah.swanson@txdmv.gov; or mailing address: Associate General Counsel, Office of General Counsel, Texas Department of Motor Vehicles, 4000 Jackson Avenue, Austin, Texas 78731. The Texas Department of Motor Vehicles (TxDMV) provides sample Judgments for each of the above type of Petitions on their website. TxDMV will review the judgment, and sign the Order if appropriate.
4. Set the Case with the coordinator - You may present the unopposed Judgment to the court to show that TxDMV does not oppose the judgment you seek from the Court.
5. Upon the Judge’s ruling and signature of the Court Order, send the file-stamped copy of the Signed Judgment to the fax number, email address or mailing address provided in the preceding paragraph number three (3). The TxDMV will comply with the Judgment.
6. Present your signed Judgment to the Tax Assessor-collector’s office.