

IN THE SUPREME COURT OF TEXAS

Misc. Docket No. 02- 9056

TRANSFER OF CASES FROM COURTS OF APPEALS

ORDERED:

The first 25 cases, except as otherwise provided by this Order, which are filed in the Court of Appeals for the Fifth Court of Appeals District, Dallas, Texas, on or after April 3, 2002, are transferred to the Court of Appeals for the Eleventh Court of Appeals District, Eastland, Texas.

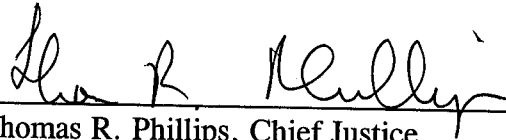
For purposes of determining the effective date of transfers pursuant to this order, "filed" in a court of appeals means the receipt of notice of appeal by the court of appeals.


In effectuating this Order, companion cases shall either all be transferred, or shall all be retained by the Court in which filed, as determined by the Chief Justice of the transferring Court, provided that cases which are companions to any case filed before the respective operative dates of transfer specified above, shall be retained by the Court in which originally filed.

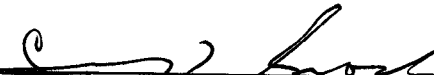
It is specifically provided that the cases ordered transferred by this Order shall, in each instance, not include original proceedings, appeals from interlocutory orders, appeals from denial of writs of habeas corpus, extradition, bond cases, and those cases which in the opinion of the Chief Justice of the transferring Court contain extraordinary circumstances or in which emergency action may be required.


The transferring Court of Appeals will make the necessary orders for the transfer of said cases as directed hereby, and will cause the Clerk of that Court to transfer the original transcript and all filed papers in each case, and certify all Orders made, to the Court of Appeals to which the cases are transferred. Upon completion of the transfer of the requisite number of cases ordered transferred, the transferring Court shall submit a list of the cases transferred, identified by style and number, to the Supreme Court and the State Office of Court Administration.


SIGNED this 4th day of April, 2002.

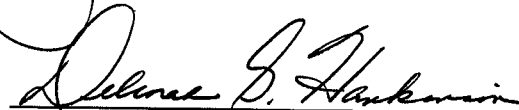

Thomas R. Phillips, Chief Justice

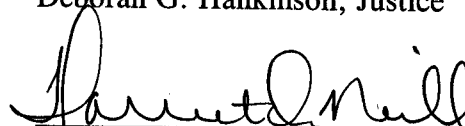

Nathan L. Hecht, Justice

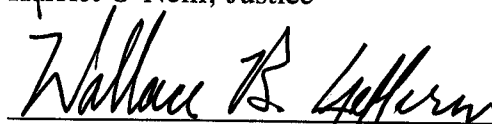

Craig T. Enoch, Justice



Priscilla R. Owen, Justice


James A. Baker, Justice


Deborah G. Hankinson, Justice


Harriet O'Neill, Justice


Wallace B. Jefferson, Justice


Xavier Rodriguez, Justice

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The Supreme Court of Texas

CHIEF JUSTICE
THOMAS R. PHILLIPS

201 West 14th Street Post Office Box 12248 Austin TX 78711
Telephone: 512/463-1312 Facsimile: 512/463-1365

JUSTICES
NATHAN L. HECHT
CRAIG T. ENOCH
PRISCILLA R. OWEN
JAMES A. BAKER
DEBORAH G. HANKINSON
HARRIET O'NEILL
WALLACE B. JEFFERSON
XAVIER RODRIGUEZ

April 4, 2002

CLERK
JOHN T. ADAMS

EXECUTIVE ASSISTANT
WILLIAM L. WILLIS

DEPUTY EXECUTIVE ASST
JIM HUTCHESON

ADMINISTRATIVE
ASSISTANT
NADINE SCHNEIDER

Ms. Lisa Matz, Clerk
Fifth Court of Appeals
600 Commerce St, 2nd Floor
Dallas, Texas 75202-4658

Dear Ms. Matz,

Enclosed is a copy of an order of The Supreme Court of Texas of this date concerning a case to be transferred from your court to the Eleventh Court of Appeals.

Sincerely,

SIGNED

John T. Adams
Clerk

Encl.

cc: Ms. Sherry Williamson, Clerk
Eleventh Court of Appeals