

IN THE SUPREME COURT OF TEXAS

Misc. Docket No. 17-9044

APPROVAL OF AMENDED LOCAL RULES FOR THE COURT OF APPEALS FOR THE FIFTH COURT OF APPEALS DISTRICT

ORDERED that:

Pursuant to Texas Rule of Appellate Procedure 1.2, this Court approves the following amended local rules for the Fifth Court of Appeals.

Dated: May 2, 2017.



Nathan L. Hecht, Chief Justice



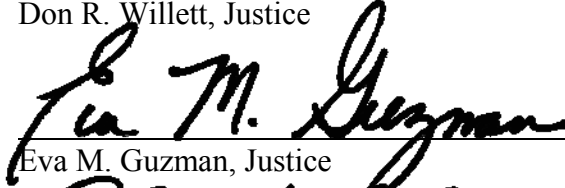
Paul W. Green, Justice



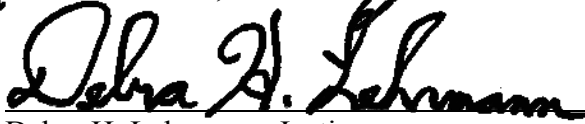
Phil Johnson, Justice



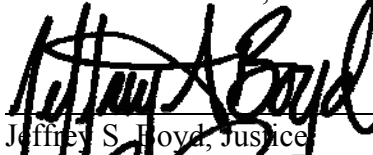
Don R. Willett, Justice



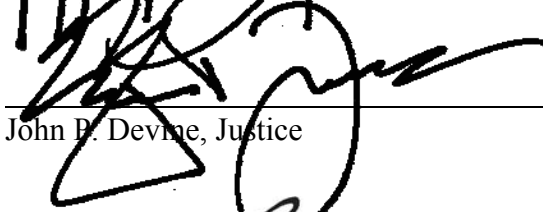
Eva M. Guzman, Justice



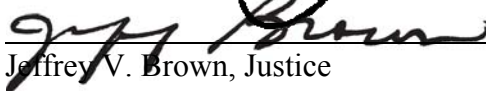
Debra H. Lehrmann, Justice



Jeffrey S. Boyd, Justice



John P. Devine, Justice



Jeffrey V. Brown, Justice

Rule 5: Briefs in cross-appeals

- a) In a civil appeal in which a cross-appeal has been timely filed, the briefs to be filed by the parties are:
 - 1) The appellant's brief.
 - 2) A combined appellee's and cross-appellant's brief.
 - 3) A combined appellant's reply and cross-appellee's brief.
 - 4) The cross-appellant's reply brief.
- b) The aggregate of all briefs filed by a party must not exceed 37,500 words if computer-generated, or 125 pages if not. The contents to be included and excluded in determining word count and/or page count are those contained in appellate rule 9.4(i)(1). The documents listed below must not exceed the following limits:
 - 1) Appellant's brief: 15,000 words if computer-generated and 50 pages if not
 - 2) Combined appellee's/cross-appellant's brief: 30,000 words if computer-generated, and 100 pages if not
 - 3) Combined appellant's reply brief and cross-appellee's brief: 22,500 words if computer-generated, and 75 pages if not.
 - 4) Cross-appellant's reply brief: 7,500 words if computer-generated, and 25 pages if not.
- c) Cross-appellant's reply brief shall be limited to arguments made in reply to the arguments in cross-appellee's brief and should not address arguments made in appellant's reply brief.
- d) The deadlines for filing the briefs are:
 - 1) The appellant's brief is due no later than thirty days--twenty days in an accelerated appeal -- after the date the record is filed with the Court.
 - 2) The appellee/cross-appellant's brief is due no later than thirty days -- twenty days in an accelerated appeal -- after the date the appellant's brief is filed.
 - 3) The appellant's reply/cross-appellee's brief is due no later than thirty days -- twenty days in an accelerated appeal -- after the date the appellee/cross-appellant's brief is filed.
 - 4) The cross-appellant's reply brief is due twenty days after the date the cross-appellee's brief is filed.

- e) If appellant or cross-appellant's appeal is dismissed and the appeal remains pending on the undismissed notice of appeal, the briefing schedule and page limitations will be as provided for in the rules of appellate procedure.
- f) The Court may change the requirements of this rule on its own motion or motion of any party to the appeal.