

IN THE SUPREME COURT OF TEXAS

Misc. Docket No. 05-9013

ORDER PROMULGATING AMENDMENTS TO RULE 1.04 OF THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT

The Court has considered the petition of the State Bar of Texas requesting an order promulgating the amendments to the Texas Disciplinary Rules of Professional Conduct, and, based on the results of the Referendum held November 5, 2004, to December 20, 2004, as certified by the Executive Director of the State Bar of Texas and the Clerk of the Supreme Court of Texas, the Court finds that all issues submitted to the lawyers of Texas in this referendum were approved by a majority vote.

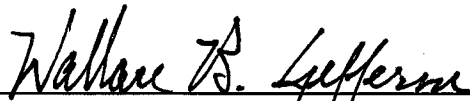
IT IS THEREFORE ORDERED that:

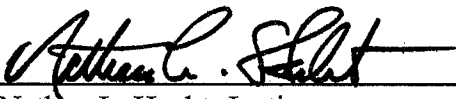
The amendments to Texas Disciplinary Rule of Professional Conduct 1.04, as published in the November 2004 issue of the *Texas Bar Journal*, are effective March 1, 2005.


The existing version of Rule 1.04 governs only fee-splitting arrangements between lawyers not in the same firm entered into before the effective date of these amendments, provided that, by that date, the client has been advised of all the lawyers that will be participating in the client's particular matter.

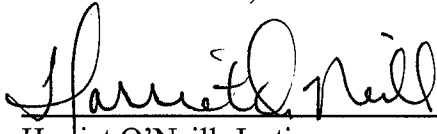
The proposed amendments to Part VII of the Texas Disciplinary Rules of Professional Conduct are still under consideration and are not promulgated by this Order.

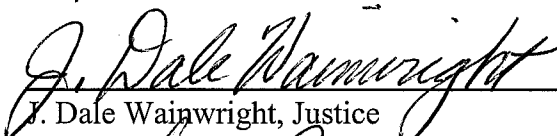
SIGNED AND ENTERED this 28th day of January, 2005.

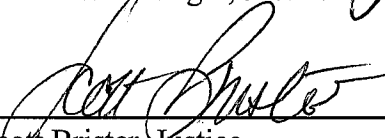

Wallace B. Jefferson, Chief Justice

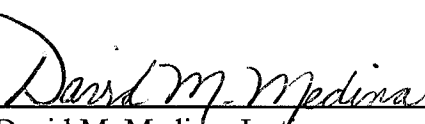

Nathan L. Hecht, Justice

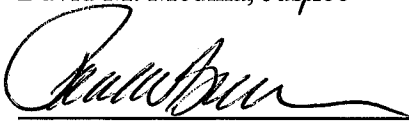

Priscilla R. Owen, Justice


Harriet O'Neill, Justice


J. Dale Wainwright, Justice


Scott Brister, Justice


David M. Medina, Justice


Paul W. Green, Justice