ORDER OF THE SUPREME COURT OF TEXAS

Misc. Docket No. 05 -

Appointment of a District Judge to Preside in a State Bar Disciplinary Action

The Supreme Court of Texas hereby appoints the Honorable David Berchelmann, Jr., Judge of the 37th District Court of Bexar County, Texas, to preside in the Disciplinary Action styled

The Commission for Lawyer Discipline v. Eugene X. Mercier

to be filed in a District Court of Nueces County, Texas.

The Clerk of the Supreme Court shall promptly forward to the District Clerk of Nueces County, Texas, a copy of the Disciplinary Petition and this Order for filing pursuant to Rule 3.03, Texas Rules of Disciplinary Procedure.

As ordered by the Supreme Court of Texas, in chambers,

With the Seal thereof affixed at the City Of Austin, this 29 day of April, 2005.

ANDREW WEBER, CLERK SUPREME COURT OF TEXAS This assignment, made by Misc. Docket No. 05-9072, is also an assignment by the Chief Justice of the Supreme Court pursuant to Texas Government Code, §74.057.

Signed this Znd day of May, 2005.

Wallace B. Jefferson

Chief Justice