

IN THE SUPREME COURT OF TEXAS

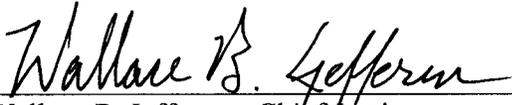
Misc. Docket No. 12- **9016**

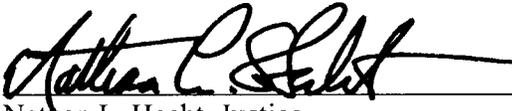
**APPROVAL OF LOCAL FACSIMILE-FILING RULES FOR THE
COUNTY COURT AND COUNTY COURTS AT LAW OF HENDERSON COUNTY**

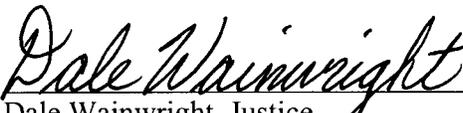
ORDERED that:

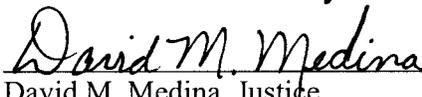
Pursuant to Texas Rule of Civil Procedure 3a, the Supreme Court of Texas approves the following local rules governing facsimile filing in the Henderson County Court and County Courts at Law.

Dated: January **24**, 2012.

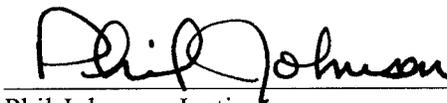

Wallace B. Jefferson, Chief Justice

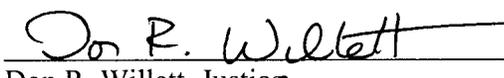

Nathan L. Hecht, Justice

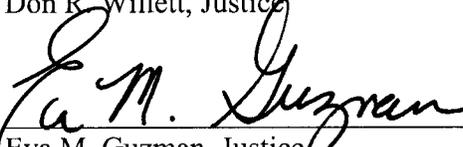

Dale Wainwright, Justice


David M. Medina, Justice


Paul W. Green, Justice


Phil Johnson, Justice


Don R. Willett, Justice


Eva M. Guzman, Justice


Debra H. Lehrmann, Justice

Henderson County Local Rules of The County And County Courts At Laws Concerning The Faxed Filing Of Court Documents

The following rules govern the procedure for the County Clerk's of Henderson county to receive and file electronically (faxed) transmitted court documents.

1. The County Clerk is authorized to accept for filing via electronic transmission any document which might be filed in a court action except: (a) a pleading which requires a filing fee; (b) bonds; or (c) signed orders or judgments.
2. Documents electronically transmitted for filing will be received by the clerk on a plain paper facsimile and printed by a laser printer, thereby rendering the copy of archival quality. No document printed on thermal paper shall be filed.
3. No document electronically transmitted shall be accepted by the clerk for filing that requires court fee. Documents tendered to the clerk electronically (faxed), which require a filing fee, or received incomplete, will not be filed.
4. A fee schedule for electronic filing shall be adopted annually by the clerk and approved by the Courts.
5. An electronically transmitted document accepted for filing will be recognized as the original record for file or for evidentiary purposes when it bears the clerk's official date and time file stamp.
6. Every document electronically transmitted for filing shall conform to the requirement for filing established by the Texas Rules of Court, ie. shall be in writing, on paper measuring approximately 8 1/2 x 11 inches, signed by an attorney of record in his individual name, with his State Bar of Texas identification number, address, telephone number and telecopier number. The quality of the original hard copy shall be clear and dark enough to legibly transmit.

7. The sender shall maintain the original hard copy with original signature affixed as required by Section 51.806, Texas Government Code
8. A cover sheet must accompany every transmission and shall;
 - (a) clearly identify the sender, the documents being transmitted, and the number of pages.
 - (b) have clear and concise instructions concerning issuance or other request.
9. The clerk upon receipt of an electronically transmitted document shall verify the completeness of the transmission.
10. The clerk when satisfied that the transmission is complete shall confirm the documents tendered electronically and shall be deemed accepted for filing; the clerk shall affix the clerk's official date and time file stamp to the document.
11. If the transmission is found to be incomplete the clerk will notify the sender as soon as practicable that the transmission has not been filed and the reason.
12. After filing an electronically transmitted document the clerk will electronically transmit to the sender an acknowledgment of the filing. No citation or writ bearing the official seal of the court may be transmitted electronically.
13. Electronic transmission of a document does not constitute filing. Filing is complete when the clerk's official date and time file stamp is affixed to the document.
14. Each page of any document received by the clerk will be automatically imprinted with the date and time of receipt. The date and time imprinted on the last page of a document will determine the time receipt but not filing time. Transmissions completed during normal business day before 4:30 p.m. and accepted for filing will be filed on the day of receipt. Transmissions completed after 4:30 pm. on weekends and holidays will be verified and filed before 10:00 a.m. on the first business day following receipt of transmission. The sender is responsible for determining if there are any changes in normal business hours
15. The sender is responsible for maintaining the certification notice from the clerk for proof of transmittal.

ADOPTION OF RULES

The foregoing "Henderson County Local Rules of the County and County Court at Laws Courts concerning the Electronic Filing of Documents" are hereby adopted by the undersigned County and County Court at Laws judges in Henderson County on this the 12 day January of, 2012 and submitted to the Supreme Court of Texas for approval.

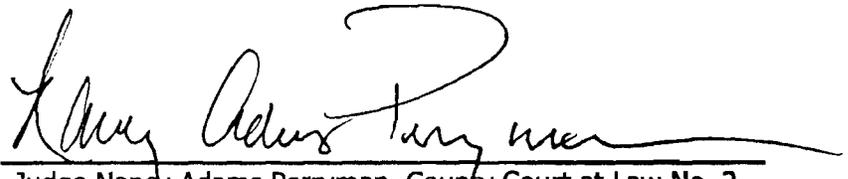
These rules shall become effective upon their approval by the Supreme Court of Texas.

CERTIFICATE OF APPROVAL

As a Presiding Judge of County and County Court at Laws, I hereby approve the enclosed Proposed Rules and forward them to the Texas Supreme Court for its consideration.



Judge D. Matt Livingston, County Court at Law



Judge Nancy Adams Perryman, County Court at Law No. 2



Judge Richard Sanders, County Court