

IN THE SUPREME COURT
OF THE
STATE OF TEXAS

MISC. DOCKET NO. 91- 0018

ORDER

By Order of this Court dated October 9, 1990, the Executive Director of the State Bar of Texas was directed to submit by referendum to the registered members of the State Bar of Texas an issue on the question of whether or not membership fees should be adjusted. The following proposition was submitted:

**"OFFICIAL BALLOT
STATE BAR OF TEXAS
REFERENDUM"**

Do you favor the adjustment of the fee structure for the membership of the State Bar of Texas, beginning June 1, 1991, so that thereafter the annual fees of the members of the State Bar of Texas will be as follows:

For lawyers, including non-residents, licensed:

| | |
|--------------------------|----------|
| less than three years | \$68.00 |
| from three to five years | \$148.00 |
| over five years | \$235.00 |

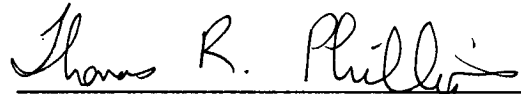
For lawyers who are:

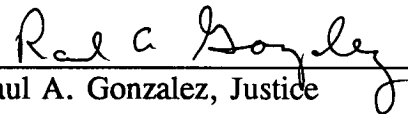
| | |
|---|---------|
| inactive | \$50.00 |
| Over seventy years in the calendar year | \$0 |

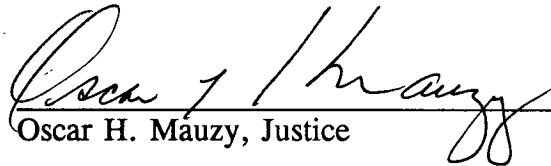
For: the adjustment of membership dues

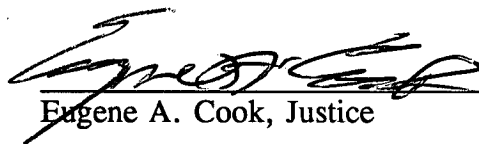
Against: the adjustment of membership dues"

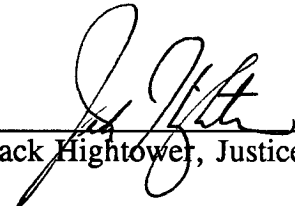
By the Court en banc, in chambers, this 26th day of February, 1991.



Thomas R. Phillips, Chief Justice

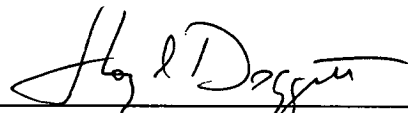

Raul A. Gonzalez, Justice

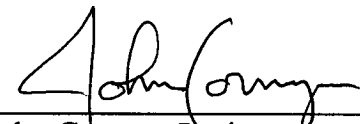

Oscar H. Mauzy, Justice

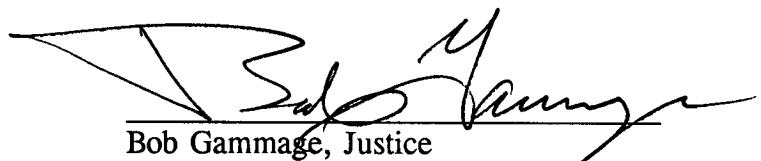

Eugene A. Cook, Justice


Jack Hightower, Justice


Nathan L. Hecht, Justice


Lloyd Doggett, Justice


John Cornyn, Justice


Bob Gammage, Justice

**IN THE SUPREME COURT
OF THE
STATE OF TEXAS**

**PETITION FOR ORDER FOR ADJUSTMENT
OF MEMBERSHIP FEES**

TO THE HONORABLE SUPREME COURT OF TEXAS:

On October 9, 1990, this Court ordered a referendum to be held on the adjustment of membership fees for members of the State Bar of Texas. The referendum was ordered held on November 19, 1990, with ballots to be counted on December 19, 1990.

In compliance therewith the ballots were mailed to all members of the State Bar of Texas on November 19, 1990, and those returned were counted on December 19, 1990, in accord with this Court's order.

On the question of adjustment of membership fees, the vote of the membership was as follows:

| FOR | AGAINST | NO VOTE |
|------------|----------------|----------------|
| 21,218 | 11,938 | 457 |

Attached hereto is a tally of the results of the ballots received and counted for each district in the State Bar of Texas, the district numbered as 18 being those out of state.

The number of votes casted in the referendum exceeds fifty percent of the membership of the State Bar of Texas.

The referendum would increase the membership fees for lawyers as follows:

For lawyers including non-residents, licensed:

| | |
|--------------------------|----------|
| less than three years | \$68.00 |
| from three to five years | \$148.00 |
| over five years | \$235.00 |

For lawyers who are:

| | |
|---|---------|
| inactive | \$50.00 |
| over seventy years in the calendar year | \$0 |

Attached hereto is a certificate of the President of the State Bar of Texas and the Clerk of the Supreme Court of Texas certifying the results of the referendum.

PRAYER

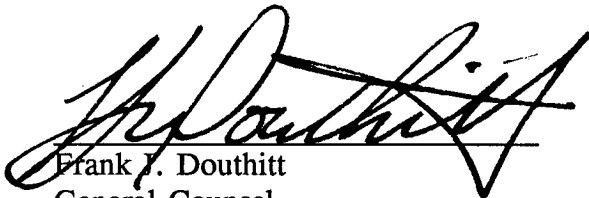
The State Bar of Texas requests that the Court sign an order adjusting the membership fees of members of the State Bar of Texas, effective June 1, 1991, as herein set forth.

Respectfully submitted,



Karen R. Johnson
Executive Director
512/463-1500
FAX 512/473-2295
SBN 10759000

ATTEST:



Frank J. Douthitt
General Counsel
512/463-1391
FAX 512/477-4607
SBN 06058000

**IN THE SUPREME COURT
OF THE
STATE OF TEXAS**

CERTIFICATE OF ELECTION

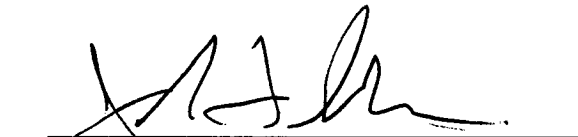
TO THE HONORABLE SUPREME COURT OF TEXAS:

In compliance with an order entered in the minutes of the Supreme Court on October 9, 1990, wherein the Executive Director of the State Bar of Texas was directed to submit to the registered members of the State Bar of Texas a referendum on the question of whether or not the members were in favor of adopting an adjustment of membership fees. The referendum was conducted in accordance with the order of this Court, and we hereby certify as follows:


On November 19, 1990, the number of ballots mailed to the registered members of the State Bar of Texas was 54,323 and such ballots as were returned by December 19, 1990, numbering 33,613, have been counted in compliance with such order. We further certify that the results of the balloting through December 18, 1990, as ordered by the Court, and the results thereof are as follows:

| FOR | AGAINST | NO VOTE |
|------------|----------------|----------------|
| 21,218 | 11,938 | 457 |

Respectfully submitted this 19th day of February, 1991.



John T. Adams, Clerk
Supreme Court of Texas



James N. Parsons, President
State Bar of Texas

In compliance with this Court's Order a total of 54,323 ballots were mailed to the registered members of the State Bar of Texas on November 19, 1990. A total of 33,618 ballots were returned by December 19, 1990, and all returned ballots have been counted through December 18, 1990, as ordered by the Court, and the results thereof are as follows:

| FOR | AGAINST | NO VOTE |
|------------|----------------|----------------|
| 21,218 | 11,938 | 457 |

It appears to the Court, and the Court hereby finds that more than fifty percent of the registered members of the State Bar of Texas have voted in such election and have returned ballots in the referendum and that a majority of the State Bar members voting in said referendum have approved said proposal.

It is ORDERED that effective June 1, 1991, the membership fees for lawyers licensed by the Supreme Court of Texas, and registered members of the State Bar of Texas, shall be as follows:

For lawyers, including non-residents, licensed:

| | |
|--------------------------|----------|
| less than three years | \$68.00 |
| from three to five years | \$148.00 |
| over five years | \$235.00 |

For lawyers who are:

| | |
|---|---------|
| inactive | \$50.00 |
| over seventy years in the calendar year | \$0 |

STATE BAR REFERENDUM 90 PROPOSALS ARE ADOPTED; ATTORNEYS APPROVE DUES, GRIEVANCE PROCEDURE CHANGES

Attorneys licensed to practice law in Texas voted overwhelmingly in favor of the proposed changes in the dues structure and grievance procedure in balloting that ended Dec. 19.

The following is the summary of voting in each bar district.

BREAKDOWN ON BALLOTING IN TEXAS RULES OF DISCIPLINARY PROCEDURE

| District | Total Mailed | Total Voted | % Voting | For | % | Against | % | No Vote | % |
|----------|--------------|-------------|----------|--------|------|---------|------|---------|-----|
| 01 | 1,129 | 732 | 68.4 | 580 | 79.2 | 148 | 20.2 | 4 | 0.6 |
| 02 | 1,125 | 825 | 73.3 | 684 | 82.9 | 135 | 16.4 | 6 | 0.7 |
| 03 | 1,208 | 809 | 67.0 | 640 | 79.1 | 149 | 18.4 | 20 | 2.5 |
| 04 | 14,094 | 8,430 | 59.8 | 7,080 | 84.0 | 1,242 | 14.7 | 108 | 1.3 |
| 05 | 1,188 | 739 | 62.2 | 575 | 77.8 | 150 | 20.3 | 14 | 1.9 |
| 06 | 10,394 | 6,218 | 59.8 | 5,140 | 82.7 | 902 | 14.5 | 176 | 2.8 |
| 07 | 2,694 | 1,716 | 63.7 | 1,369 | 79.8 | 302 | 17.6 | 45 | 2.6 |
| 08 | 1,205 | 831 | 69.0 | 684 | 82.3 | 138 | 16.6 | 9 | 1.1 |
| 09 | 4,587 | 3,094 | 67.5 | 2,405 | 77.7 | 613 | 19.8 | 76 | 2.5 |
| 10 | 3,537 | 2,301 | 65.1 | 1,781 | 77.4 | 463 | 20.1 | 57 | 2.5 |
| 11 | 1,275 | 826 | 64.8 | 662 | 80.1 | 161 | 19.5 | 3 | 0.4 |
| 12 | 1,099 | 671 | 61.1 | 527 | 78.5 | 134 | 20.0 | 10 | 1.5 |
| 13 | 745 | 556 | 74.6 | 440 | 79.1 | 114 | 20.5 | 2 | 0.4 |
| 14 | 1,037 | 707 | 68.2 | 555 | 78.5 | 146 | 20.7 | 6 | 0.8 |
| 15 | 993 | 711 | 71.6 | 560 | 78.8 | 128 | 18.0 | 23 | 3.2 |
| 16 | 1,011 | 720 | 71.2 | 606 | 84.2 | 99 | 13.7 | 15 | 2.1 |
| 17 | 949 | 619 | 65.2 | 493 | 79.7 | 111 | 17.9 | 15 | 2.4 |
| 18 | 6,053 | 3,108 | 51.4 | 2,531 | 81.4 | 538 | 17.3 | 39 | 1.3 |
| Total | 54,323 | 33,613 | 61.9 | 27,312 | 81.2 | 5,673 | 16.9 | 628 | 1.9 |

BREAKDOWN ON BALLOTING IN MEMBERSHIP FEE ADJUSTMENT

| District | Total Mailed | Total Voted | % Voting | For | % | Against | % | No Vote | % |
|----------|--------------|-------------|----------|--------|------|---------|------|---------|-----|
| 01 | 1,129 | 732 | 68.4 | 463 | 63.2 | 264 | 36.0 | 5 | 0.8 |
| 02 | 1,125 | 825 | 73.3 | 546 | 66.2 | 266 | 32.2 | 13 | 1.6 |
| 03 | 1,208 | 809 | 67.0 | 471 | 58.2 | 317 | 39.2 | 21 | 2.6 |
| 04 | 14,094 | 8,430 | 59.8 | 5,642 | 66.9 | 2,684 | 31.9 | 104 | 1.2 |
| 05 | 1,188 | 739 | 62.2 | 444 | 60.1 | 286 | 38.7 | 9 | 1.2 |
| 06 | 10,394 | 6,218 | 59.8 | 4,041 | 65.0 | 2,080 | 33.5 | 97 | 1.5 |
| 07 | 2,694 | 1,716 | 63.7 | 1,083 | 63.1 | 586 | 34.2 | 47 | 2.7 |
| 08 | 1,205 | 831 | 69.0 | 547 | 65.8 | 279 | 33.6 | 5 | 0.6 |
| 09 | 4,587 | 3,094 | 67.5 | 1,712 | 55.3 | 1,360 | 44.0 | 22 | 0.7 |
| 10 | 3,537 | 2,301 | 65.1 | 1,393 | 60.5 | 878 | 38.2 | 30 | 1.3 |
| 11 | 1,275 | 826 | 64.8 | 522 | 63.2 | 298 | 36.1 | 6 | 0.7 |
| 12 | 1,099 | 671 | 61.1 | 433 | 64.5 | 227 | 33.8 | 11 | 1.6 |
| 13 | 745 | 556 | 74.6 | 376 | 67.6 | 176 | 31.7 | 4 | 0.7 |
| 14 | 1,037 | 707 | 68.2 | 438 | 62.0 | 257 | 36.3 | 12 | 1.7 |
| 15 | 993 | 711 | 71.6 | 418 | 58.8 | 270 | 38.0 | 23 | 3.2 |
| 16 | 1,011 | 720 | 71.2 | 516 | 71.7 | 191 | 26.5 | 13 | 1.8 |
| 17 | 949 | 619 | 65.2 | 399 | 64.5 | 216 | 34.9 | 4 | 0.6 |
| 18 | 6,053 | 3,108 | 51.4 | 1,774 | 57.1 | 1,303 | 41.9 | 31 | 1.0 |
| Total | 54,323 | 33,613 | 61.9 | 21,218 | 63.1 | 11,938 | 35.5 | 457 | 1.4 |