

IN THE SUPREME COURT OF THE STATE OF TEXAS

Misc. Docket No. 93- 0078

ORDER

WHEREAS, the members of the Texas Board of Legal Specialization have caused to be published Standards for Certification in Civil Trial Law, and

WHEREAS, those aforementioned standards were accepted and approved by the members of the Texas Board of Legal Specialization on December 10, 1992, and presented to this Court, and

WHEREAS, it appears to this Court that said Standards will advance the administration of justice,

IT IS THEREFORE ORDERED by the Court that the aforementioned Standards be adopted and that the Standards for Certification in Civil Trial Law be amended so as to hereafter read as follows:

II. MINIMUM STANDARDS FOR CERTIFICATION

B. SUBSTANTIAL INVOLVEMENT AND SPECIAL COMPETENCE

- ~~1. Applicants must show that during each of the 3 years immediately preceding application they have devoted a minimum of 25% of their time practicing civil trial law as defined in Section 1(G), or that during all or a proportionate part of that period they have served as a judge of a court of record of general civil jurisdiction adjudicating civil trial law matters, or as a teacher of civil trial subjects in an accredited law school.~~
- ~~3. a. Applicant shall have tried during their practice a minimum of 15 contested civil cases involving a sum of actual damages in controversy in excess of \$10,000. Of this number of cases tried: (i) at least 7 shall have been jury cases; (ii) at least 7 shall have been conducted by applicant as lead counsel; and (iii) several shall~~

~~have involved trials where the case was submitted to the trier of fact.~~

~~OR~~

- ~~b. Applicants shall have devoted a minimum of 100 separate days to the trial of contested civil cases involving a sum of actual damages in controversy in excess of \$10,000. Of the number of days of trial: (i) at least 50 of those days shall have been devoted to the trial of jury cases; (ii) at least 30 of those days of trial shall have involved trials conducted by applicant as lead counsel; and (iii) several shall have involved trials where the case was submitted to the trier of fact.~~
- ~~e. The Board may permit applicants to substitute criminal district court trials and contested administrative agency hearings in which testimony is recorded and formal rules of evidence and procedure are applicable, for some of the trials or trial days requirements of Section II(B)(3)(a-b).~~

II. B. SUBSTANTIAL INVOLVEMENT AND SPECIAL COMPETENCE

- 1. Applicants must show that during each of the 3 years immediately preceding application they have devoted a minimum of 35% of their time practicing civil trial law as defined in Section I(G), or that during all or a proportionate part of that period they have served as a judge of a court of record of general civil jurisdiction adjudicating civil trial law matters, or as a teacher of civil trial subjects in an accredited law school.
- 3. a. Applicants shall have tried during their practice a minimum of 20 contested civil cases in a court of record involving a sum of actual damages in excess of \$25,000. Of this number of cases tried, at least 7 shall have been jury cases conducted by applicant as lead counsel, submitted to the trier of fact. No more than 1/3 of the cases submitted by the applicant shall have been personal injury cases and no more than 1/3 shall have been family law cases.

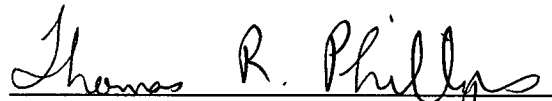
OR

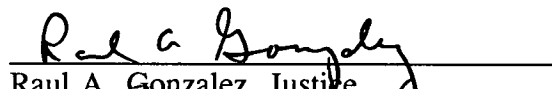
- b. Applicant shall have devoted a minimum of 100 separate days to

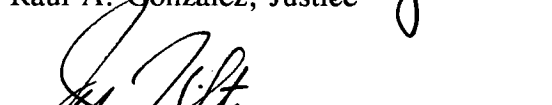
the trial of contested civil cases in a court of record involving a sum of actual damages in controversy in excess of \$25,000. Of the number of days of trial: (i) at least 50 of those days shall have been devoted to the trial of jury cases; (ii) at least 30 of those days of trial shall have involved trial conducted by applicant as lead counsel, with at least 20 of those days involving jury trials conducted by applicant as lead counsel; (iii) several of the contested civil cases comprising this requirement shall have been trials in which the case was submitted to the trier of fact; (iv) no more than 1/3 of the 100 separate days of trial submitted shall have been the trial of personal injury cases and no more than 1/3 of them shall have been the trial of family law cases.


- c. The Board may permit applicants to substitute civil district court judicial experience and contested administrative agency hearings in which testimony is recorded and formal rules of evidence and procedure are applicable, for some of the trial or trial days requirements of Section II(B)(3)(a-b).

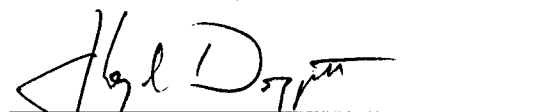
By the Court en banc, in Chambers this 2nd day of ~~March~~^{April}, 1993.

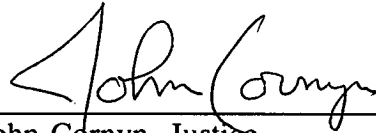

Thomas R. Phillips, Chief Justice


Raul A. Gonzalez, Justice

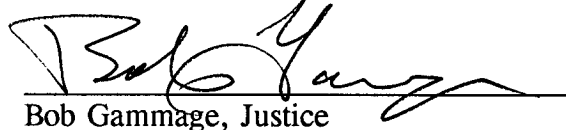

Jack Hightower, Justice


Nathan L. Hecht, Justice

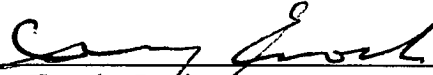

Lloyd Doggett, Justice




John Cornyn, Justice



Bob Gammage, Justice



Craig Enoch, Justice



Rose Spector, Justice