

# IN THE SUPREME COURT OF TEXAS

Misc. Docket No. 96- 9058

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## TRANSFER OF CASES FROM FIFTH AND FOURTEENTH COURTS OF APPEALS

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### ORDERED:

#### I.

The first 50 civil and criminal cases, except as otherwise provided by this Order, which are filed in the Court of Appeals for the Fifth Court of Appeals District, Dallas, Texas, on or after March 1, 1996, are transferred to the Court of Appeals for the Eleventh Court of Appeals District, Eastland, Texas.

In effectuating this section of this Order, companion cases shall either all be transferred, or shall all be retained by the Court in which filed, as determined by the Chief Justice of the transferring Court, provided that cases which are companions to any case filed before March 1, 1996, shall be retained by the Court in which originally filed.

#### II.

The first 50 criminal cases, except as otherwise provided by this Order, which are filed in the Court of Appeals for the Fourteenth Court of Appeals District, Houston, Texas, on or after May 1, 1996, are transferred to the Court of Appeals for the Eleventh Court of Appeals District, Eastland, Texas.

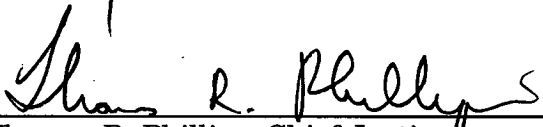
In effectuating this section of this Order, companion cases shall either all be transferred, or shall all be retained by the Court in which filed, as determined by the Chief Justice of the transferring Court, provided that cases which are companions to any case filed before May 1, 1996, shall be retained by the Court in which originally filed.

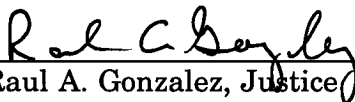
III.

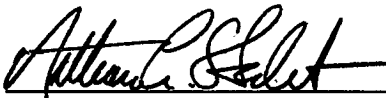
It is specifically provided that the cases ordered transferred by this Order shall, in each instance, not include original proceedings, appeals from interlocutory orders, appeals from denial of writs of habeas corpus, extradition, bond cases, and those cases which in the opinion of the Chief Justice of the transferring Court contain extraordinary circumstances or in which emergency action may be required.

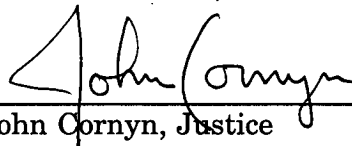
The transferring Courts of Appeals will make the necessary orders for the transfer of said cases as directed hereby, and will cause the Clerks of those Courts to transfer the original transcript and all filed papers in each case, and certify all Orders made, to the Court of Appeals to which the cases are transferred. Upon completion of the transfer of the requisite number of cases ordered transferred, the transferring Court shall submit a list of the cases transferred, identified by style and number, to the Supreme Court and the State Office of Court Administration.

SIGNED this 27<sup>th</sup> day of February, 1996.

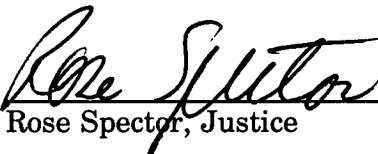
  
Thomas R. Phillips, Chief Justice

  
Raul A. Gonzalez, Justice

  
Nathan L. Hecht, Justice

  
John Cornyn, Justice

  
Craig Enoch, Justice

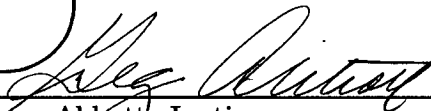
  
Rose Spector, Justice



Priscilla R. Owen, Justice



James A. Baker, Justice



Greg Abbott, Justice



THE SUPREME COURT OF TEXAS

CHIEF JUSTICE  
THOMAS R. PHILLIPS

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CLERK  
JOHN T. ADAMS

JUSTICES  
RAUL A. GONZALEZ  
NATHAN L. HECHT  
JOHN CORNYN  
CRAIG ENOCH  
ROSE SPECTOR  
PRISCILLA R. OWEN  
JAMES A. BAKER  
GREG ABBOTT

EXECUTIVE ASS'T  
WILLIAM L. WILLIS

ADMINISTRATIVE ASS'T  
NADINE SCHNEIDER

February 28, 1996

Mr. Alvin Jay, Clerk Pro-Tem  
Fifth Court of Appeals  
County Government Center  
600 Commerce Street  
Dallas, Texas 75202

Ms. Mary Jane Smart, Clerk  
Fourteenth Court of Appeals  
1307 San Jacinto, 11th Floor  
Houston, Texas 77002

Dear Mr. Jay and Ms. Smart

Enclosed is a copy of an order of The Supreme Court of Texas of February 27, 1996 concerning cases to be transferred from your courts to the Eleventh Court of Appeals.

Sincerely,

**SIGNED**

John T. Adams  
Clerk

Encl.

cc: Ms. Sherry Williamson, Clerk  
Eleventh Court of Appeals

Office of Court Administration