

## Supreme Court Activity: FY 2001 - 2005

|                                              | 2001  | 2002  | 2003  | 2004  | 2005  |
|----------------------------------------------|-------|-------|-------|-------|-------|
| <b>Causes/Cases Added</b>                    |       |       |       |       |       |
| Regular Causes <sup>1</sup>                  | 119   | 118   | 115   | 99    | 150   |
| Other Than Regular Causes                    | 1,296 | 1,288 | 1,260 | 1,103 | 1,082 |
| <i>Disciplinary Appeals</i>                  | 5     | 7     | 14    | 9     | 3     |
| Motions                                      | 1,642 | 1,778 | 2,761 | 1,607 | 1,730 |
| <b>Dispositions</b>                          |       |       |       |       |       |
| Regular Causes                               | 118   | 112   | 101   | 109   | 136   |
| Other Than Regular Causes                    | 1,287 | 1,302 | 1,261 | 1,051 | 1,098 |
| <i>Disciplinary Appeals</i>                  | 10    | 4     | 13    | 11    | 8     |
| Motions                                      | 1,600 | 1,812 | 2,775 | 1,517 | 1,748 |
| <b>Pending at the End of the Fiscal Year</b> |       |       |       |       |       |
| Regular Causes                               | 63    | 62    | 79    | 75    | 88    |
| Other Than Regular Causes                    | 380   | 371   | 377   | 425   | 449   |
| <i>Disciplinary Appeals</i>                  | 1     | 4     | 5     | 3     | 1     |
| Motions                                      | 147   | 126   | 121   | 212   | 198   |

NOTE: Data for prior fiscal years are from the respective *Annual Reports of the Texas Judicial System*.

<sup>1</sup> "Regular causes" involve cases in which four or more of the Supreme Court justices have decided in conference that a petition for review, petition for writ of mandamus or habeas corpus, or parental notification appeal should be reviewed. Regular causes also include direct appeals the Court has agreed to review and questions of law certified to it by a federal appellate court that the Court has agreed to answer.

## Supreme Court Activity Detail: FY 2005

|                                              | <i>Pending:<br/>9/1/2004<sup>2</sup></i> | <i>Causes<br/>Added</i> | <i>Total on<br/>Docket</i> | <i>Dispositions</i> | <i>Pending:<br/>8/31/2005</i> |    |
|----------------------------------------------|------------------------------------------|-------------------------|----------------------------|---------------------|-------------------------------|----|
| <b>REGULAR CAUSES</b>                        |                                          |                         |                            |                     |                               |    |
| Granted Petitions for Review                 |                                          | 106                     |                            | 105                 |                               |    |
| Petitions for Writs of Mandamus              |                                          | 33                      |                            | 28                  |                               |    |
| Granted Rehearings of Causes                 |                                          | 2                       |                            | 0                   |                               |    |
| Motions for Rehearing of Causes              |                                          | 0                       |                            | 0                   |                               |    |
| Granted Petitions for Writs of Habeas Corpus |                                          | 2                       |                            | 3                   |                               |    |
| Accepted Certified Question                  |                                          | 4                       |                            | 0                   |                               |    |
| Parental Notification Appeals                |                                          | 0                       |                            | 0                   |                               |    |
| Direct Appeals                               |                                          | 3                       |                            | 0                   |                               |    |
| <b>Total for Regular Causes</b>              | <b>74</b>                                | <b>150</b>              | <b>224</b>                 | <b>136</b>          | <b>88</b>                     |    |
| <b>OTHER THAN REGULAR CAUSES</b>             |                                          |                         |                            |                     |                               |    |
| Petitions for Review                         | 371                                      | 805                     | 1,176                      | 823                 | 353                           |    |
| Petitions for Writs of Mandamus              | 92                                       | 255                     | 347                        | 256                 | 91                            |    |
| Petitions for Writs of Habeas Corpus         | 1                                        | 8                       | 9                          | 8                   | 1                             |    |
| Writs of Prohibition & Injunction            | 0                                        | 3                       | 3                          | 1                   | 2                             |    |
| Direct Appeals                               | 0                                        | 3                       | 3                          | 3                   | 0                             |    |
| Certified Questions                          | 0                                        | 4                       | 4                          | 4                   | 0                             |    |
| Petitions for Certiorari                     | 0                                        | 0                       | 0                          | 0                   | 0                             |    |
| Petitions to Publish Under Rule 90c/47.3     | 0                                        | 0                       | 0                          | 0                   | 0                             |    |
| Petitions for Temporary Injunctions          | 0                                        | 0                       | 0                          | 0                   | 0                             |    |
| Parental Notification Waiver                 | 0                                        | 0                       | 0                          | 0                   | 0                             |    |
| Emergency Stays                              | 0                                        | 0                       | 0                          | 0                   | 0                             |    |
| Multidistrict Litigation                     | 1                                        | 4                       | 5                          | 3                   | 2                             |    |
| <b>Total for Other than Regular Causes</b>   | <b>465</b>                               | <b>1,082</b>            | <b>1,547</b>               | <b>1,098</b>        | <b>449</b>                    |    |
| <b>MOTIONS</b>                               |                                          |                         |                            |                     |                               |    |
| Rehearing of                                 | Causes                                   | 12                      | 39                         | 51                  | 39                            | 12 |
|                                              | Certified Questions                      | 0                       | 0                          | 0                   | 0                             | 0  |
|                                              | Direct Appeals                           | 1                       | 0                          | 1                   | 1                             | 0  |
|                                              | Disciplinary Appeal                      | 0                       | 2                          | 2                   | 2                             | 0  |
|                                              | Habeas Corpus                            | 0                       | 3                          | 3                   | 3                             | 0  |
|                                              | Mandamus: Civil                          | 10                      | 31                         | 41                  | 37                            | 4  |
|                                              | Motions for Extension of Time to File    | 0                       | 0                          | 0                   | 0                             | 0  |
|                                              | Petitions to Publish Under Rule 90c/47.3 | 0                       | 0                          | 0                   | 0                             | 0  |
|                                              | Petitions for Review                     | 25                      | 159                        | 184                 | 164                           | 20 |
|                                              | Writs of Prohibition & Injunction        | 0                       | 0                          | 0                   | 0                             | 0  |
| Miscellaneous Motions <sup>3</sup>           | 168                                      | 1,496                   | 1,664                      | 1,502               | 162                           |    |
| <b>Total for Motions</b>                     | <b>216</b>                               | <b>1,730</b>            | <b>1,946</b>               | <b>1,748</b>        | <b>198</b>                    |    |
| <b>OTHER ACTIONS</b>                         |                                          |                         |                            |                     |                               |    |
| Disciplinary Actions                         | 6                                        | 3                       | 9                          | 8                   | 1                             |    |
| <b>TOTAL FOR ALL</b>                         | <b>761</b>                               | <b>2,965</b>            | <b>3,726</b>               | <b>2,990</b>        | <b>736</b>                    |    |

<sup>2</sup> Cases pending at the beginning of the fiscal year (September 1) may not equal cases pending at the end of the previous fiscal year (August 31) due to docket adjustments.

<sup>3</sup> Includes Motions for Extension of Time to File.

## Final Disposition of Regular Causes: FY 2005

| Granted Petitions for Review                            |            | Petitions for Writs of Mandamus              |            |
|---------------------------------------------------------|------------|----------------------------------------------|------------|
| Affirmed                                                | 10         | Conditionally granted                        | 22         |
| Affirmed in part & reversed in part                     | 2          | Denied                                       | 1          |
| Affirmed in part & reversed in part & judgment rendered | 3          | Dismissed                                    | 5          |
| Affirmed in part, reversed in part, & remanded          | 2          | TOTAL: Writs of Mandamus                     | <u>28</u>  |
| Dismissed                                               | 5          |                                              |            |
| Dismissed - settled                                     | 5          | Granted Petitions for Writs of Habeas Corpus |            |
| Modified                                                | 1          | Discharged                                   | 1          |
| Reversed & dismissed without jurisdiction               | 2          | Granted                                      | 2          |
| Reversed & remanded                                     | 12         | TOTAL: Writs of Habeas Corpus                | <u>3</u>   |
| Reversed & remanded for settlement                      | 4          |                                              |            |
| Reversed & remanded to trial court                      | 13         | <b>TOTAL DISPOSITIONS:</b>                   | <b>136</b> |
| Reversed & rendered                                     | 31         |                                              |            |
| Reversed, rendered in part, & remanded to trial court   | 3          |                                              |            |
| Reversed & trial court affirmed                         | 1          |                                              |            |
| Reversed in part                                        | 2          |                                              |            |
| Withdrawn                                               | 3          |                                              |            |
| Disposed along with other petition(s) by one opinion    | <u>6</u>   |                                              |            |
| TOTAL: Granted Petitions for Review                     | <b>105</b> |                                              |            |

## Disposition of Other than Regular Causes: FY 2005

|                                                    | Initial<br>Review<br>Granted /<br>Accepted | Set to<br>Argue | Review<br>Refused/<br>Denied | Dismissed | Dismissed<br>w/o<br>Jurisdiction | Abated   | Struck    | Trans-<br>ferred | With-<br>drawn | Other<br>Dismissals | Total        |
|----------------------------------------------------|--------------------------------------------|-----------------|------------------------------|-----------|----------------------------------|----------|-----------|------------------|----------------|---------------------|--------------|
| Petitions for Review                               | 112 <sup>4</sup>                           | 0               | 661                          | 14        | 11                               | 3        | 16        | 3                | 1              | 2                   | <b>823</b>   |
| Petitions for Writs of Mandamus                    | 22 <sup>5</sup>                            | 15              | 183                          | 20        | 0                                | 1        | 11        | 2                | 0              | 2                   | <b>256</b>   |
| Petitions for Writs of Habeas<br>Corpus            | 2                                          | 0               | 6                            | 0         | 0                                | 0        | 0         | 0                | 0              | 0                   | <b>8</b>     |
| Petitions for Writs of Prohibition<br>& Injunction | 0                                          | 0               | 1                            | 0         | 0                                | 0        | 0         | 0                | 0              | 0                   | <b>1</b>     |
| Direct Appeals                                     | 3                                          | 0               | 0                            | 0         | 0                                | 0        | 0         | 0                | 0              | 0                   | <b>3</b>     |
| Certified Questions                                | 4                                          | 0               | 0                            | 0         | 0                                | 0        | 0         | 0                | 0              | 0                   | <b>4</b>     |
| Petitions for Certiorari                           | 0                                          | 0               | 0                            | 0         | 0                                | 0        | 0         | 0                | 0              | 0                   | <b>0</b>     |
| Petitions for Temporary<br>Injunctions             | 0                                          | 0               | 0                            | 0         | 0                                | 0        | 0         | 0                | 0              | 0                   | <b>0</b>     |
| Petitions to Publish Under<br>Rule 90c/47.3        | 0                                          | 0               | 0                            | 0         | 0                                | 0        | 0         | 0                | 0              | 0                   | <b>0</b>     |
| Parental Notification Appeals                      | 0                                          | 0               | 0                            | 0         | 0                                | 0        | 0         | 0                | 0              | 0                   | <b>0</b>     |
| Emergency Stays                                    | 0                                          | 0               | 0                            | 0         | 0                                | 0        | 0         | 0                | 0              | 0                   | <b>0</b>     |
| Multidistrict Litigation                           | 2                                          | 0               | 1                            | 0         | 0                                | 0        | 0         | 0                | 0              | 0                   | <b>3</b>     |
| Appeals from Board of<br>Disciplinary Appeals      | 7 <sup>6</sup>                             | 0               | 0                            | 1         | 0                                | 0        | 0         | 0                | 0              | 0                   | <b>8</b>     |
| <b>TOTAL FOR ALL</b>                               | <b>152</b>                                 | <b>15</b>       | <b>852</b>                   | <b>35</b> | <b>11</b>                        | <b>4</b> | <b>27</b> | <b>5</b>         | <b>1</b>       | <b>4</b>            | <b>1,106</b> |

<sup>4</sup> Includes three cases affirming a decision of a tribunal appointed to review decisions of the State Commission on Judicial Conduct. *See* Rules For Removal or Retirement of Judges, Rules 12, 13.

<sup>5</sup> Conditionally granted.

<sup>6</sup> Affirmed.

## Disposition of Motions: FY 2005

|                                          |                      |                |               | <i>Dismissed</i> |            |                 |               | <i>Other</i>       |                   |              |
|------------------------------------------|----------------------|----------------|---------------|------------------|------------|-----------------|---------------|--------------------|-------------------|--------------|
|                                          |                      | <i>Granted</i> | <i>Denied</i> | <i>Dismissed</i> | <i>WOJ</i> | <i>Returned</i> | <i>Struck</i> | <i>Transferred</i> | <i>Dismissals</i> | <i>Total</i> |
| Rehearing of                             | Causes               | 2              | 36            | 0                | 0          | 1               | 0             | 0                  | 0                 | <b>39</b>    |
|                                          | Direct Appeals       | 0              | 1             | 0                | 0          | 0               | 0             | 0                  | 0                 | <b>1</b>     |
|                                          | Disciplinary Appeals | 0              | 2             | 0                | 0          | 0               | 0             | 0                  | 0                 | <b>2</b>     |
|                                          | Habeas Corpus        | 0              | 3             | 0                | 0          | 0               | 0             | 0                  | 0                 | <b>3</b>     |
|                                          | Mandamus             | 1              | 36            | 0                | 0          | 0               | 0             | 0                  | 0                 | <b>37</b>    |
|                                          | Petitions for Review | 4              | 158           | 0                | 0          | 0               | 2             | 0                  | 0                 | <b>164</b>   |
| Motions for Extension of Time to File    |                      | 442            | 18            | 4                | 1          | 0               | 1             | 0                  | 1                 | <b>467</b>   |
| Miscellaneous Motions Passed On by Court |                      | n/a            | n/a           | n/a              | n/a        | n/a             | n/a           | n/a                | n/a               | <b>n/a</b>   |
| <b>TOTAL</b>                             |                      | <b>449</b>     | <b>254</b>    | <b>4</b>         | <b>1</b>   | <b>1</b>        | <b>3</b>      | <b>0</b>           | <b>1</b>          | <b>713</b>   |

## Opinions Delivered by the Supreme Court: FY 2005

|                                             |            |
|---------------------------------------------|------------|
| Majority Opinions                           | 62         |
| Per Curiam Opinions                         | 46         |
| Concurring                                  | 13         |
| Dissenting                                  | 12         |
| Concurring and Dissenting                   | 1          |
| Petitions or Appeals Denied With Per Curiam | 2          |
| On Motion for Rehearing                     | 0          |
| Other Opinions                              | 0          |
| <b>TOTAL OPINIONS DELIVERED</b>             | <b>136</b> |

## Opinions of the Supreme Court: FY 2005

| <i>Justices</i>                  | <i>Majority Opinions</i> | <i>Per Curiam Opinions</i> | <i>Concurring Opinions</i> | <i>Dissenting Opinions</i> | <i>Concurring and Dissenting</i> | <i>Petitions or Appeals Denied With Per Curiam</i> | <i>Other Opinions</i> | <i>Total</i> |
|----------------------------------|--------------------------|----------------------------|----------------------------|----------------------------|----------------------------------|----------------------------------------------------|-----------------------|--------------|
| Chief Justice Thomas R. Phillips | 0                        | 0                          | 0                          | 2                          | 0                                | 0                                                  | 0                     | 2            |
| Chief Justice Wallace Jefferson  | 11                       | 7                          | 1                          | 1                          | 0                                | 0                                                  | 0                     | 20           |
| Justice Nathan L. Hecht          | 9                        | 6                          | 3                          | 2                          | 0                                | 0                                                  | 0                     | 20           |
| Justice Priscilla R. Owen        | 10                       | 6                          | 1                          | 2                          | 0                                | 1                                                  | 0                     | 21           |
| Justice Harriet O' Neill         | 12                       | 3                          | 4                          | 4                          | 0                                | 1                                                  | 0                     | 25           |
| Justice Michael H. Schneider     | 0                        | 1                          | 0                          | 0                          | 0                                | 0                                                  | 0                     | 1            |
| Justice Dale Wainwright          | 4                        | 4                          | 3                          | 0                          | 0                                | 0                                                  | 0                     | 11           |
| Justice Steven W. Smith          | 4                        | 0                          | 0                          | 0                          | 0                                | 0                                                  | 0                     | 4            |
| Justice Scott A. Brister         | 10                       | 10                         | 1                          | 0                          | 1                                | 0                                                  | 0                     | 23           |
| Justice David Medina             | 2                        | 5                          | 0                          | 1                          | 0                                | 0                                                  | 0                     | 8            |
| Justice Paul Green               | 0                        | 3                          | 0                          | 0                          | 0                                | 0                                                  | 0                     | 3            |
| Justice Phil Johnson             | 0                        | 1                          | 0                          | 0                          | 0                                | 0                                                  | 0                     | 1            |
| <b>TOTAL</b>                     | <b>62</b>                | <b>46</b>                  | <b>13</b>                  | <b>12</b>                  | <b>1</b>                         | <b>2</b>                                           | <b>0</b>              | <b>136</b>   |

## Action by the Supreme Court in Granted Petitions For Review By Court of Appeals: FY 2005

|                                                         | 1 <sup>ST</sup> | 2 <sup>ND</sup> | 3 <sup>RD</sup> | 4 <sup>TH</sup> | 5 <sup>TH</sup> | 6 <sup>TH</sup> | 7 <sup>TH</sup> | 8 <sup>TH</sup> | 9 <sup>TH</sup> | 10 <sup>TH</sup> | 11 <sup>TH</sup> | 12 <sup>TH</sup> | 13 <sup>TH</sup> | 14 <sup>TH</sup> | Total      |
|---------------------------------------------------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|------------------|------------------|------------------|------------------|------------------|------------|
| <b>OPINIONS ISSUED</b>                                  |                 |                 |                 |                 |                 |                 |                 |                 |                 |                  |                  |                  |                  |                  |            |
| <b>Court of Appeals ruling is:</b>                      |                 |                 |                 |                 |                 |                 |                 |                 |                 |                  |                  |                  |                  |                  |            |
| Affirmed                                                | 4               | 1               | 1               | 1               | 0               | 0               | 0               | 0               | 1               | 0                | 0                | 0                | 1                | 1                | <b>10</b>  |
| Affirmed in part & reversed in part                     | 0               | 0               | 2               | 0               | 0               | 0               | 0               | 0               | 0               | 0                | 0                | 0                | 0                | 0                | <b>2</b>   |
| Affirmed in part, reversed in part, & judgment rendered | 0               | 0               | 0               | 0               | 1               | 0               | 0               | 0               | 0               | 1                | 0                | 0                | 1                | 0                | <b>3</b>   |
| Affirmed in part, reversed in part, & remanded          | 0               | 0               | 0               | 0               | 0               | 0               | 0               | 0               | 0               | 0                | 0                | 1                | 1                | 0                | <b>2</b>   |
| Modified                                                | 0               | 0               | 0               | 0               | 0               | 1               | 0               | 0               | 0               | 0                | 0                | 0                | 0                | 0                | <b>1</b>   |
| Reversed & dismissed without jurisdiction               | 0               | 0               | 0               | 0               | 0               | 0               | 0               | 0               | 0               | 0                | 0                | 0                | 0                | 2                | <b>2</b>   |
| Reversed & remanded                                     | 2               | 1               | 0               | 0               | 2               | 1               | 0               | 0               | 1               | 1                | 1                | 1                | 2                | 0                | <b>12</b>  |
| Reversed & remanded for settlement                      | 1               | 0               | 0               | 0               | 1               | 1               | 0               | 0               | 0               | 0                | 0                | 0                | 0                | 1                | <b>4</b>   |
| Reversed & remanded to trial court                      | 1               | 2               | 1               | 0               | 1               | 0               | 1               | 0               | 2               | 0                | 0                | 1                | 4                | 0                | <b>13</b>  |
| Reversed, rendered in part, & remanded to trial court   | 0               | 0               | 0               | 0               | 1               | 0               | 0               | 0               | 0               | 1                | 0                | 0                | 1                | 0                | <b>3</b>   |
| Reversed & rendered                                     | 5               | 4               | 5               | 1               | 5               | 1               | 0               | 1               | 0               | 0                | 0                | 1                | 7                | 1                | <b>31</b>  |
| Reversed & trial court affirmed                         | 1               | 0               | 0               | 0               | 0               | 0               | 0               | 0               | 0               | 0                | 0                | 0                | 0                | 0                | <b>1</b>   |
| Reversed in part                                        | 0               | 1               | 0               | 0               | 0               | 0               | 0               | 0               | 0               | 0                | 0                | 0                | 0                | 1                | <b>2</b>   |
| Withdrawn                                               | 0               | 0               | 0               | 2               | 0               | 0               | 0               | 0               | 0               | 0                | 0                | 0                | 1                | 0                | <b>3</b>   |
| Disposed along with other petition(s) by one opinion    | 0               | 1               | 1               | 0               | 2               | 0               | 0               | 0               | 0               | 1                | 0                | 0                | 1                | 0                | <b>6</b>   |
| <b>PETITIONS FOR REVIEW DISPOSED</b>                    |                 |                 |                 |                 |                 |                 |                 |                 |                 |                  |                  |                  |                  |                  |            |
| Dismissed                                               | 1               | 0               | 0               | 0               | 0               | 0               | 0               | 0               | 0               | 0                | 0                | 0                | 2                | 2                | <b>5</b>   |
| Dismissed - settled                                     | 1               | 0               | 0               | 0               | 2               | 0               | 0               | 0               | 0               | 0                | 0                | 0                | 1                | 1                | <b>5</b>   |
| <b>TOTAL</b>                                            | <b>16</b>       | <b>10</b>       | <b>10</b>       | <b>4</b>        | <b>15</b>       | <b>4</b>        | <b>1</b>        | <b>1</b>        | <b>4</b>        | <b>4</b>         | <b>1</b>         | <b>4</b>         | <b>22</b>        | <b>9</b>         | <b>105</b> |

## Petitions for Review Filed by County: FY 2005

| <i>County</i>                        | <i>Number</i> | <i>County</i> | <i>Number</i> | <i>County</i> | <i>Number</i> | <i>County</i> | <i>Number</i> |
|--------------------------------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|
| Harris                               | 132           | Hunt          | 4             | Live Oak      | 2             | Howard        | 1             |
| Dallas                               | 91            | Jim Wells     | 4             | Marion        | 2             | Jackson       | 1             |
| Travis                               | 63            | Randall       | 4             | Midland       | 2             | Jeff Davis    | 1             |
| Tarrant                              | 47            | Victoria      | 4             | Morris        | 2             | Jones         | 1             |
| Bexar                                | 40            | Wharton       | 4             | Navarro       | 2             | Kendall       | 1             |
| Nueces                               | 31            | Bosque        | 3             | Palo Pinto    | 2             | Kenedy        | 1             |
| El Paso                              | 29            | Freestone     | 3             | Reagan        | 2             | Knox          | 1             |
| Hidalgo                              | 21            | Gillespie     | 3             | Rockwall      | 2             | Lamar         | 1             |
| Denton                               | 16            | Gregg         | 3             | San Patricio  | 2             | Lavaca        | 1             |
| Collin                               | 15            | Hardin        | 3             | Taylor        | 2             | Limestone     | 1             |
| Jefferson                            | 15            | Henderson     | 3             | Trinity       | 2             | Madison       | 1             |
| McLennan                             | 13            | Liberty       | 3             | Uvalde        | 2             | Maverick      | 1             |
| Brazoria                             | 11            | Matagorda     | 3             | Wheeler       | 2             | McCulloch     | 1             |
| Fort Bend                            | 11            | Medina        | 3             | Austin        | 1             | Montague      | 1             |
| Anderson                             | 10            | Orange        | 3             | Bee           | 1             | Nacogdoches   | 1             |
| Brazos                               | 9             | Potter        | 3             | Bell          | 1             | Reeves        | 1             |
| Lubbock                              | 9             | Rusk          | 3             | Calhoun       | 1             | Refugio       | 1             |
| Galveston                            | 8             | Tom Green     | 3             | Callahan      | 1             | San Jacinto   | 1             |
| Webb                                 | 8             | Brown         | 2             | Childress     | 1             | Schleicher    | 1             |
| Cameron                              | 7             | Burleson      | 2             | Coleman       | 1             | Scurry        | 1             |
| Johnson                              | 7             | Caldwell      | 2             | Dallam        | 1             | Shelby        | 1             |
| Polk                                 | 7             | Comal         | 2             | De Witt       | 1             | Somervell     | 1             |
| Bowie                                | 6             | Ector         | 2             | Deaf Smith    | 1             | Stephens      | 1             |
| Montgomery                           | 6             | Hays          | 2             | Duval         | 1             | Stonewall     | 1             |
| Smith                                | 6             | Hill          | 2             | Garza         | 1             | Upshur        | 1             |
| Coryell                              | 5             | Hopkins       | 2             | Gray          | 1             | Van Zandt     | 1             |
| Titus                                | 5             | Jack          | 2             | Grayson       | 1             | Wichita       | 1             |
| Walker                               | 5             | Karnes        | 2             | Guadalupe     | 1             | Winkler       | 1             |
| Angelina                             | 4             | Kerr          | 2             | Hale          | 1             | Wise          | 1             |
| Ellis                                | 4             | Lee           | 2             | Hockley       | 1             |               |               |
| <b>GRAND TOTAL = 796<sup>7</sup></b> |               |               |               |               |               |               |               |

<sup>7</sup> Nine cases were not associated with a county.

## Petitions for Review Filed and Disposed by Court of Appeals: FY 2005

| Court of Appeals                | Total Filed in<br>FY 2005 <sup>9</sup> | Total Disposed in FY 2005 <sup>8</sup> |            |           |                      | Total<br>Disposed | Percentage<br>of Petitions<br>Granted |
|---------------------------------|----------------------------------------|----------------------------------------|------------|-----------|----------------------|-------------------|---------------------------------------|
|                                 |                                        | Granted                                | Denied     | Dismissed | Other<br>Disposition |                   |                                       |
| 1 <sup>st</sup> Houston         | 157                                    | 10                                     | 69         | 2         | 1                    | 82                | 12.2%                                 |
| 2 <sup>nd</sup> Fort Worth      | 68                                     | 5                                      | 53         | 3         | 2                    | 63                | 7.9%                                  |
| 3 <sup>rd</sup> Austin          | 84                                     | 15                                     | 65         | 1         | 2                    | 83                | 18.1%                                 |
| 4 <sup>th</sup> San Antonio     | 68                                     | 6                                      | 58         | 1         | 3                    | 68                | 8.8%                                  |
| 5 <sup>th</sup> Dallas          | 114                                    | 16                                     | 79         | 2         | 5                    | 102               | 15.7%                                 |
| 6 <sup>th</sup> Texarkana       | 22                                     | 4                                      | 32         | 1         | 0                    | 37                | 10.8%                                 |
| 7 <sup>th</sup> Amarillo        | 25                                     | 1                                      | 27         | 2         | 1                    | 31                | 3.2%                                  |
| 8 <sup>th</sup> El Paso         | 38                                     | 2                                      | 32         | 1         | 1                    | 36                | 5.6%                                  |
| 9 <sup>th</sup> Beaumont        | 42                                     | 10                                     | 27         | 2         | 1                    | 40                | 25.0%                                 |
| 10 <sup>th</sup> Waco           | 43                                     | 6                                      | 44         | 2         | 1                    | 53                | 11.3%                                 |
| 11 <sup>th</sup> Eastland       | 14                                     | 2                                      | 19         | 0         | 1                    | 22                | 9.0%                                  |
| 12 <sup>th</sup> Tyler          | 24                                     | 3                                      | 18         | 0         | 0                    | 21                | 14.3%                                 |
| 13 <sup>th</sup> Corpus Christi | 82                                     | 19                                     | 57         | 5         | 3                    | 84                | 22.6%                                 |
| 14 <sup>th</sup> Houston        | 22                                     | 10                                     | 77         | 2         | 3                    | 92                | 10.9%                                 |
| <b>Totals</b>                   | <b>803</b>                             | <b>109</b>                             | <b>657</b> | <b>24</b> | <b>24</b>            | <b>814</b>        | <b>13.4%</b>                          |

<sup>8</sup> Two cases were not associated with a court of appeals district.

<sup>9</sup> Nine cases were not associated with a court of appeals district.