IN THE SUPREME COURT OF TEXAS

Misc. Docket No. 01-9147

TRANSFER OF CASES FROM
COURTS OF APPEALS

ORDERED:

I.

The first 31 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 September 6, 2001, are transferred to the Court of Appeals for the Eighth Court of Appeals District, El Paso, Texas.

The next 29 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 September 6, 2001, are transferred to the Court of Appeals for the Eleventh Court of Appeals District, Eastland, Texas.

The next 11 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 September 6, 2001, are transferred to the Court of Appeals for the Twelfth Court of Appeals District, Tyler, Texas.

II.

The first 34 cases, except as otherwise provided by this Order, which are filed in the Court of Appeals for the First Court of Appeals District, Houston, Texas, on or after September 5, 2001, are transferred to the Court of Appeals for the Sixth Court of Appeals District, Texarkana, Texas.

III.

The first 31 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 September 7, 2001, are transferred to the Court of Appeals for the Seventh Court of Appeals District, Amarillo, Texas.

The next 26 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 September 7, 2001, are transferred to the Court of Appeals for the Tenth Court of Appeals District, Waco, Texas.

IV.

The first 30 cases, except as otherwise provided by this Order, which are filed in the Court of Appeals for the Ninth Court of Appeals District, Beaumont, Texas, on or after September 3, 2001, are transferred to the Court of Appeals for the Thirteenth Court of Appeals District, Corpus Christi, Texas.

The next 15 cases, except as otherwise provided by this Order, which are filed in the Court of Appeals for the Ninth Court of Appeals District, Beaumont, Texas, on or after September 3, 2001, are transferred to the Court of Appeals for the Fourth Court of Appeals District, San Antonio, Texas.

V.

The first 15 cases, except as otherwise provided by this Order, which are filed in the Court of Appeals for the Second Court of Appeals District, Fort Worth, Texas, on or after September 4, 2001, are transferred to the Court of Appeals for the Third Court of Appeals District, Austin, Texas.
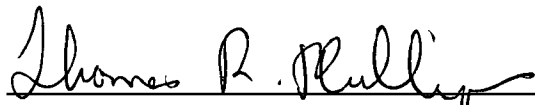
For purposes of determining the effective date of transfers pursuant to this order, "filed" in a court of appeals means the receipt of notice of appeal by the court of appeals.
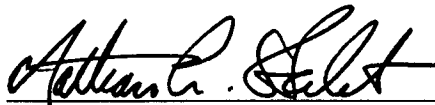
In effectuating this Order, companion cases shall either all be transferred, or shall all be retained by the Court in which filed, as determined by the Chief Justice of the transferring Court, provided that cases which are companions to any case filed before the respective operative dates of transfer specified above, shall be retained by the Court in which originally filed.
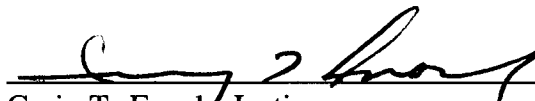
It is specifically provided that the cases ordered transferred by this Order shall, in each instance, not include original proceedings, appeals from interlocutory orders, appeals from denial of writs of habeas corpus, extradition, bond cases, and those cases which in the opinion of the Chief Justice of the transferring Court contain extraordinary circumstances or in which emergency action may be required.

The transferring Court of Appeals will make the necessary orders for the transfer of said cases as directed hereby, and will cause the Clerk of that Court 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 7th day of September, 2001.
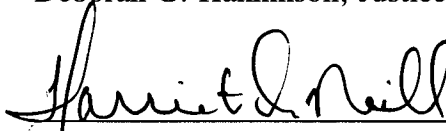
Thomas R. Phillips, Chief Justice

Nathan L. Hecht, Justice

Craig T. Enoch, Justice

Priscilla R. Owen, Justice

James A. Baker, Justice

Deborah G. Hankinson, Justice

Harriet O'Neill, Justice

Wallace B. Jefferson, Justice

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The Supreme Court of Texas

September 7, 2001

Ms. Margie Thompson, Clerk
First Court of Appeals
1307 San Jacinto, 10th Floor
Houston, Texas 77002

Ms. Carol Anne Flores, Clerk
Ninth Court of Appeals
1001 Pearl Street, Ste. 310
Beaumont, Texas 77701

Ms. Stephanie Lavake, Clerk
Second Court of Appeals
401 West Belknap, Suite 9000
Fort Worth, Texas 79796

Mr. Ed Wells, Clerk
Fourteenth Court of Appeals
1307 San Jacinto, 11th Floor
Houston, Texas 77002

Ms. Lisa Matz, Clerk
Fifth Court of Appeals
600 Commerce, 2nd Floor
Dallas, Texas 75202-4658

Enclosed is a copy of an order of The Supreme Court of Texas of this date concerning cases to be transferred from your courts to various other courts of appeals.

Sincerely,

John T. Adams
Clerk

Encl.

cc: Clerks of the:
       Third Court of Appeals
       Fourth Court of Appeals
       Sixth Court of Appeals
       Seventh Court of Appeals
       Eighth Court of Appeals
       Tenth Court of Appeals
       Eleventh Court of Appeals
       Twelfth Court of Appeals
       Thirteenth Court of Appeals