

MISC. DOCKET NO. 04- 9117

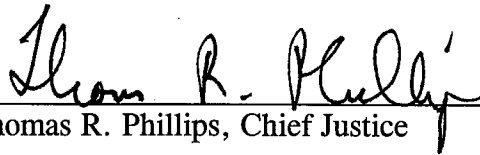
ORDER OF THE SUPREME COURT OF TEXAS

**Approval of Local Rules of the District Courts
of El Paso County concerning Authority to serve
Citations and other Notices.**

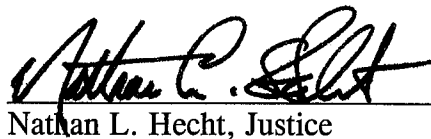
ORDERED that:

Pursuant to Rule 3 of the Texas Rules of Civil Procedure, the attached Local Rules of the District Courts of El Paso County concerning Authority to serve Citations and other Notices, are approved. This approval is temporary pending further orders of the Court.

In Chambers, this 7th day of June, 2004.



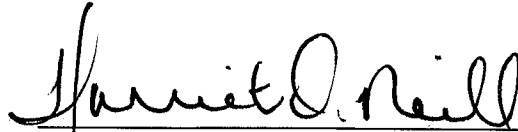
Thomas R. Phillips, Chief Justice

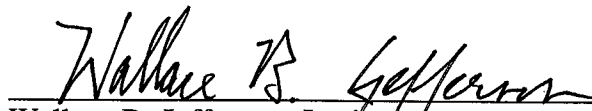


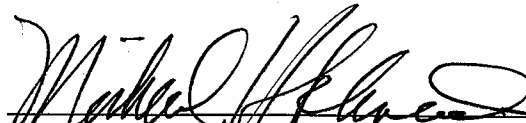
Nathan L. Hecht, Justice

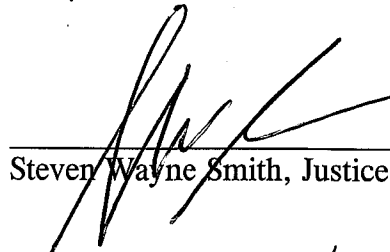


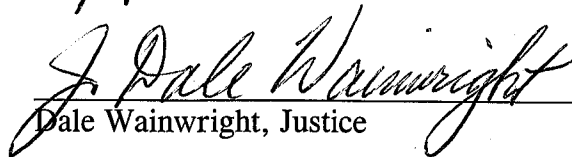
Priscilla R. Owen, Justice

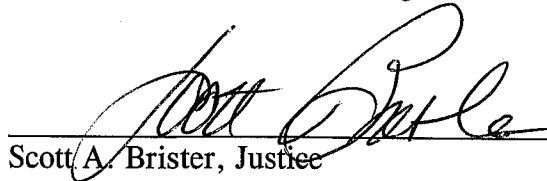

Harriet O'Neill, Justice


Wallace B. Jefferson, Justice


Michael H. Schneider, Justice


Steven Wayne Smith, Justice


Dale Wainwright, Justice


Scott A. Brister, Justice

THE FOLLOWING AMENDMENT IS MADE TO THE LOCAL RULES OF EL PASO COUNTY ON "PRIVATE SERVICES OF PROCESS":

RULE 103 PRIVATE SERVICES OF PROCESS

(A) This rule is adopted pursuant to an in compliance with Texas Rule of Civil Procedure 103.

The District Clerk or the Council of Judges shall provide to any person upon his or her request:

- (1) an application in the form set forth in this chapter for authority to serve citations and other notices and;**
- (2) a copy of this chapter.**

There are two types of applications, either an application for blanket authorization or application to authorize service in an individual case. Completed applications for blanket authority shall be submitted to the Local Administrative Judge. Completed applications for authority in an individual case shall be signed by counsel requesting same and be presented to the judge of the court where the case is assigned. If the Local Administrative Judge finds the applicant for blanket authority to be qualified, she or he shall sign and file with the District Clerk an order authorizing the applicant such authority for a period of two years. All orders for blanket authority shall expire two years from the date of such order. When making such an order, the Local Administrative Judge is authorized to act for each and every court. The District Clerk shall maintain all such applications and orders in a central file. The orders shall be numbered chronologically.

When a return is required, a person authorized to serve citation and other notices shall state in his or her return that he or she is (1) not less than eighteen years

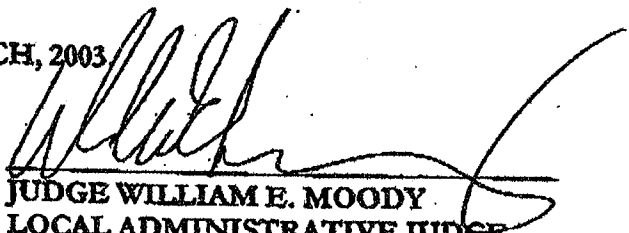
of age; (2) not a party to or interested in the outcome of the suit; and (3) authorized by written order to serve citations and other notices. In cases of service pursuant to blanket authority, the return shall be accompanied by a copy of the order authorizing service.

This chapter may be amended or repealed at any time. The Local Administrative Judge may vacate any order made under this chapter at any time.

(B) For purposes of supervision and discipline, the Courts deem those persons authorized to serve citations and other notices by order pursuant to Rule 103, Texas Rules of Civil Procedure, to be officers of the Court. Any such person filing a false return or engaging in service contrary to law or rule may be subject to punishment by an order of contempt. Such order may prohibit such person from serving citations and notices in El Paso County.

ADOPTED THIS 27TH DAY OF MARCH, 2003, BY ALL THE DISTRICT COURT JUDGES, COUNTY COURT AT LAW JUDGES, AND PROBATE JUDGE OF EL PASO COUNTY, TEXAS.

APPROVED THIS 27TH DAY OF MARCH, 2003.


JUDGE WILLIAM E. MOODY
LOCAL ADMINISTRATIVE JUDGE

APPROVED THIS 21 DAY OF APRIL, 2003.


JUDGE STEVEN ABLES
REGIONAL PRESIDING JUDGE

APPROVED THIS _____ DAY OF _____, 2003, BY THE TEXAS SUPREME COURT.