

IN THE SUPREME COURT OF TEXAS

Misc. Docket No. 92-0041

**TRANSFER OF CASE FROM
ELEVENTH TO TWELFTH COURT OF APPEALS**

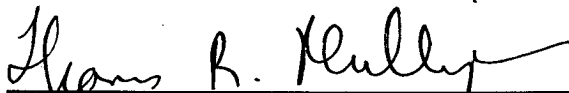
ORDERED:

The following case now on the docket of the Court of Appeals for the Eleventh Court of Appeals District, Eastland, Texas, is transferred to the Court of Appeals for the Twelfth Court of Appeals District, Tyler, Texas:


NUMBER	STYLE OF CASE
11-91-00224-CV	Hynes v. Wal-Mart Stores

The Court of Appeals for the Eleventh Court of Appeals District will make the necessary orders for the transfer of said case as directed hereby and will cause the Clerk of the Court to transfer the original transcript and all filed papers in the case, and certify all orders made, to the Court of Appeals for the Twelfth Court of Appeals District.

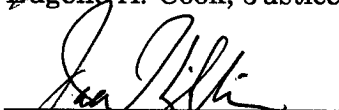
SIGNED AND ENTERED this 31st day of January, 1992.

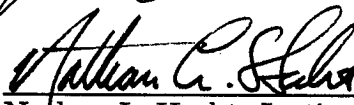

Thomas R. Phillips, Chief Justice

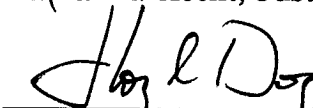

Raul A. Gonzalez, Justice

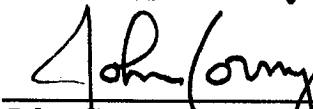

Oscar H. Mauzy, Justice

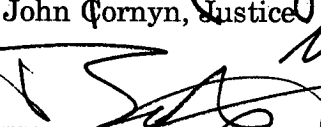

Eugene A. Cook, Justice


Jack Hightower, Justice


Nathan L. Hecht, Justice


Lloyd Doggett, Justice


John Cornyn, Justice


Bob Gammage, Justice



THE SUPREME COURT OF TEXAS

CHIEF JUSTICE
THOMAS R. PHILLIPS

P.O. BOX 12248 AUSTIN, TEXAS 78711

TEL: (512) 463-1312

FAX: (512) 463-1365

CLERK
JOHN T. ADAMS

JUSTICES
RAUL A. GONZALEZ
OSCAR H. MAUZY
EUGENE A. COOK
JACK HIGHTOWER
NATHAN L. HECHT
LLOYD DOGGETT
JOHN CORNYN
BOB GAMMAGE

EXECUTIVE ASS'T.
WILLIAM L. WILLIS

ADMINISTRATIVE ASS'T.
MARY ANN DEFIBAUGH

February 3, 1992

**Ms. Oleta Moseley, Clerk
Eleventh Court of Appeals
Eastland County Courthouse
Main & Seamon Streets
Eastland, Texas 76448**

Dear Ms. Moseley,

Enclosed is copy of a certified order of The Texas Supreme Court of January 31, 1992 concerning a case to be transferred from your court to the Twelfth Court of Appeals.

Sincerely,

SIGNED
John T. Adams
Clerk

Encl.

cc: Ms. Carolyn Allen, Clerk
Twelfth Court of Appeals

Office of Court Administration



STATE OF TEXAS
OFFICE OF COURT ADMINISTRATION

1414 COLORADO STREET, SUITE 602

Post Office Box 12066
Austin, Texas 78711-2066
512/463-1625

C. Raymond Judice
Administrative Director

Jim Hutcheson
General Counsel

January 14, 1992

Mr. John T. Adams
Clerk, Supreme Court of Texas
Price Daniel, Sr. State Office Building
Austin, Texas 78701

Dear Mr. Adams:

Enclosed is the original and a copy of a proposed Order of the Supreme Court transferring Cause No. 11-91-00224-CV, Hynes v. Wal-Mart Stores from the Eleventh Court of Appeals in Eastland to the Twelfth Court of Appeals in Tyler.

After you have entered this proposed order on the Miscellaneous Docket of the Court, please forward the original of the proposed order to the chambers of Justice Gammage for further action by the Court.

Thank your for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "C. Raymond Judice".

C. Raymond Judice
Administrative Director

Enclosures

Court of Appeals

Eleventh District of Texas

100 WEST MAIN STREET
P.O. BOX 271

EASTLAND, TEXAS 76448

OLETA MOSELEY
CLERK

AREA CODE 817
629-2638

AUSTIN McCLOUD
CHIEF JUSTICE

BOB DICKENSON
JUSTICE

WILLIAM G. (BUD) ARNOT, III
JUSTICE

January 9, 1992

Honorable Thomas R. Phillips
Chief Justice
Supreme Court of Texas
P. O. Box 12248
Capitol Station
Austin, TX 78711

RE: 11th Court of Appeals Case No. 11-91-00224-CV
12th Court of Appeals Case No. 12-91-00335-CV

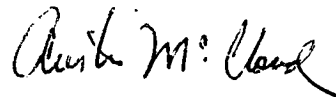
Style: Hynes, Bill & Susan, as next friends for Julie Elizabeth Hynes, a minor
v. Wal-Mart Stores d/b/a Sam's Wholesale Club

Dear Judge Phillips:

The attorneys in the present case have brought to this Court's attention that companion case 12-91-00032-CV, Julie Elizabeth Hynes et al v. Wal-Mart Stores, Inc., is pending in the Tyler Court of Appeals.

I have discussed the problem with Judge Tom Ramey and we request that 11-91-00224-CV be transferred back to the Tyler Court of Appeals so that the two cases may be reviewed by the same Court.

Very truly yours,



Austin McCloud
Chief Justice

AOM:dr

cc: Michael L. Atkinson
Molly H. Anderson
Tom Henson
Mike A. Hatchell
Chief Justice Tom Ramey, Jr.