

IN THE SUPREME COURT OF TEXAS

Misc. Docket No. 97- 9094

**APPROVAL OF 1997 LOCAL RULES
FOR THE 12th and 278th DISTRICT COURTS,
GRIMES, LEON, MADISON AND WALKER COUNTIES, TEXAS**

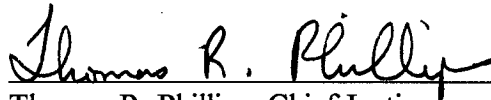
ORDERED:

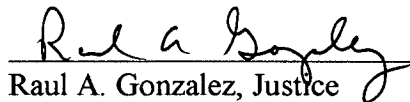
Pursuant to Rule 3a of the Texas Rules of Civil Procedure, the Supreme Court approves the following local rules, which have been submitted to this Court:

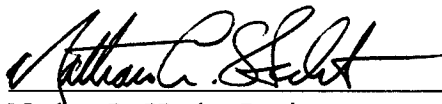
1997 Local Rules for the 12th and 278th District Courts of Grimes, Leon, Madison and Walker Counties, Texas.

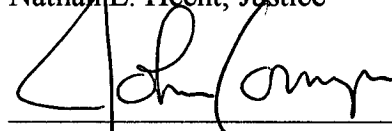
The approval of these rules is temporary, pending further orders of the Court.

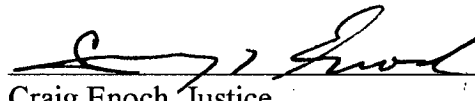
SIGNED AND ENTERED this 9th day of June, 1997

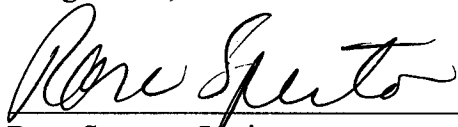

Thomas R. Phillips, Chief Justice



Raul A. Gonzalez, Justice



Nathan L. Hecht, Justice

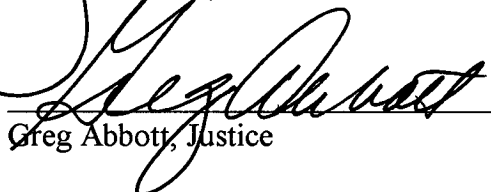

John Cornyn, Justice


Craig Enoch, Justice


Rose Spector, Justice


Priscilla R. Owen, Justice


James A. Baker, Justice


Greg Abbott, Justice

1997 LOCAL RULES

12TH AND 278TH JUDICIAL DISTRICT COURTS OF TEXAS Grimes, Leon, Madison and Walker Counties

The 12th and 278th District Courts will be in session in the counties and on the dates shown on the court calendars. Copies of the court calendars may be obtained from the District Clerks' offices.

The following local rules shall govern the scheduling of criminal and civil cases in Grimes, Madison and Walker Counties. The scheduling of criminal and civil cases in Grimes, Madison and Walker Counties is coordinated by the respective District Court Coordinators. The scheduling of criminal cases in Leon County is coordinated by the District Attorney. The scheduling of civil cases in Leon County is coordinated by the District Clerk.

As a general rule, the Judge of one court shall not hear matters which are pending in the other court.

Any inquiries by telephone pertaining to the Docket shall not be made to the District Court Coordinators after noon on Fridays or the day preceding Docket Calls.

Criminal Ancillary and Trial Docket - Ancillary matters will be heard on the dates shown on the court calendars, or thereafter if possible when court remains in session in the days following. The Court may set cases on the motion of any party, or on the Court's own motion. There will be no trial docket call in open Court. It is the attorney's responsibility to call the District Court Coordinator before noon on Friday to announce whether they are ready for trial and to find out their number on the docket. In the event that you do not call, you will be presumed ready for trial. Agreements to pass and motions for continuance must be:

- (1) in writing and state the reason(s) for the agreement or motion;
- (2) filed with the District Clerk with a copy to the District Court Coordinator; and,
- (3) heard by the Court, but in no event will the hearing be within seven (7) days of trial except by leave of the Court.

Civil Ancillary and Trial Docket - Ancillary matters will be heard on the dates shown on the court calendars, or thereafter if possible when court remains in session in the days following. There will be no trial docket call in open Court. It is the

attorney's responsibility to call the District Court Coordinator before noon on Friday to announce whether they are ready for trial and to find out their number on the docket. In the event that you do not call, you will be presumed ready for trial.

The Court may set cases on the motion of any party, or on the Court's own motion. To the extent that state or regional rules do not apply, notice of at least thirty (30) days is required on trial settings [except first trial settings which require forty-five (45) days notice]; seven (7) days on other settings (exclusive of the appearance day).

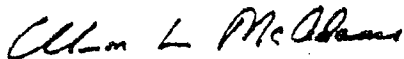
Requests for Settings - Use of the setting request form (a copy of which is attached to these rules) is preferred; however, an attorney desiring a setting in a case may write a letter to the District Court Coordinator with copies to opposing counsel and the District Clerk stating the date and time requested, the type of hearing and estimated amount of time required, and the names and addresses of all attorneys of record or unrepresented parties.

A copy of any notice of hearing must be provided to the District Court Coordinator in order for the matter to be placed on the docket.

The party requesting the setting shall certify that discussions of the matter to be set have been held or would not be productive, and thus without requesting a setting a disposition will not likely occur.

The District Court Coordinators' address and telephone number are as follows:

Walker County Courthouse
1100 University, Suite 303/304
Huntsville, TX 77340
409-436-4915 (12th)
409-436-4916 (278th)



WILLIAM L. McADAMS
12th Judicial District Judge
Walker County Courthouse
1100 University, Suite 303
Huntsville, TX 77340
(409) 436-4915



JERRY A. SANDEL
278th Judicial District Judge
Walker County Courthouse
1100 University, Suite 304
Huntsville, TX 77340
(409) 436-4916

NO. _____

§ IN THE DISTRICT COURT OF
§
§
§ _____ COUNTY, T E X A S
§
§
§ _____ TH JUDICIAL DISTRICT

SETTING REQUEST

TYPE OF SETTING REQUESTED:

____ Hearing on Motion(s) _____
____ Pre-Trial Hearing
____ Bench Trial
____ Jury Trial
____ Other _____

REQUESTED DATE OF SETTING: _____

ESTIMATED AMOUNT OF COURT TIME REQUIRED: _____

REQUESTING ATTORNEY:

Name: _____ (plaintiff/defendant)
Address: _____ (SPECIFY ONE)
Phone: _____

ALL OTHER ATTORNEYS OF RECORD (or unrepresented parties):

Name: _____ (plaintiff/defendant)
Address: _____ (SPECIFY ONE)
Phone: _____

Name: _____ (plaintiff/defendant)
Address: _____ (SPECIFY ONE)
Phone: _____

I certify that discussions of the matter to be set have been held or would not be productive, and thus without requesting a setting a disposition will not likely occur.

I certify that a copy of this setting request has been mailed/delivered to all other attorneys/parties of record.

Date: _____

Name of Requesting Attorney
State Bar No. _____

Original to District Court Coordinator; Copy to District Clerk.



THE SUPREME COURT OF TEXAS

CHIEF JUSTICE
THOMAS R. PHILLIPS

POST OFFICE BOX 12248 AUSTIN, TEXAS 78711

TEL: (512) 463-1312

FAX: (512) 463-1365

CLERK
JOHN T. ADAMS

EXECUTIVE ASS'T
WILLIAM L. WILLIS

ADMINISTRATIVE ASS'T
NADINE SCHNEIDER

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

June 10, 1997

Hon. William L. McAdams
Walker County Courthouse
1100 University, Suite 303
Huntsville, Texas 77340-4642

Dear Judge McAdams,

Please find enclosed, a copy of the order of the Supreme Court that approved local rules for the 12th and 278th District Courts.

Sincerely,

SIGNED

John T. Adams
Clerk

Encl.

cc: Hon. Olen Underwood
2nd Admin Judicial Rgn

Hon. Jerry A. Sandel
278th District Court

District Clerks
County Clerks
Grimes County
Leon County
Madison County
Walker County

Supreme Court Adv Committee

Mr. Jerry Benedict
Office of Court Admin

State Law Library