

STATE OF TEXAS	§	IN THE DISTRICT COURTS
	§	382 ND & 439 th JUDICIAL DISTRICT
COUNTY OF ROCKWALL	§	ROCKWALL COUNTY TEXAS

ADMINISTRATIVE RULE OF DISTRICT COURTS

On this 8th day of May, 2020 the 382nd District Court, acting in the capacity as Local Administrative Judge, pursuant to Section 25.2012(f) & (g) of the Texas Government Code, issues the following local administrative rule concerning the assignment of cases to be docketed with the Rockwall County Court at Law No. 1.

I.

Effective the date of this Order, the following cases shall be filed and docketed through the Rockwall County District Clerks Office, with the County Court at Law No. 1:

1. Every third Original Petition for Divorce (including transfers from other counties) ;
2. Every third Original Suit Affecting the Parent-Child Relationship and Suits to Determine Parentage (including transfers from other counties);
3. Every third suit filed by or on behalf of the Texas Department of Regulatory Services;
4. Every third Suit for Termination and Adoption (filed by any party);
5. Every third Original Suit Affecting Parent-Child Relationship filed by the Texas Attorney General, to be docketed with the Court Master in accordance with current procedures;
6. Every third Application for Protective Order brought under the Texas Family Code;
7. Every third suit requesting name change of adults or children;

8. Every third suit brought under Texas Family Code Chapters 31 & 33;

II.

The purpose of this Order is to ensure that each separate category of all Family Law cases referenced herein will be equally rotated and distributed on a one-third basis to the 382nd and 439th District Courts, and the County Court at Law No. 1.

III.

Any Petition for Modification, Enforcement, or any other subsequent proceeding filed in a cause number originally filed in the District Court or the County Court at Law No. 1, as provided herein, will be filed in the same court in which it was originally filed. Modifications filed in all original cases that are herein transferred to the County Court at Law No. 1, or in cases that are transferred between any Court, will be docketed in the Court to which the case was transferred.

IV.

Cases designated herein for which the County Court at Law No. 1 will have concurrent jurisdiction with the District Courts that require recusal or disqualification of the District Court Judge on the basis of relationship by consanguinity to the attorney for a party, or on the basis of any grounds set forth in Rule 18b(1) of the Texas Rules of Civil Procedure, shall be filed in or transferred to the other District Court and the County Court at Law No. 1 on a rotating basis, (unless such case is specifically assigned to a visiting judge).

V.

All other types of cases for which the District Courts currently have jurisdiction and which are not specifically assigned herein, will continue to be filed and docketed with the District Courts. Further, this rule has no current effect on the types of cases which are routinely filed with the Rockwall County Clerk and docketed in the Rockwall County Court at Law.

VI.

The further purpose of this administrative rule is to assign cases to the County Court at Law No. 1 as contemplated by Chapter 25 of the Government Code. Nothing in this rule should be construed as creating any right of transfer or objection to a court in which a case is filed unless otherwise provided by law. Further, nothing in the rule shall be construed to prohibit either the District Courts or the County Courts at Law from conducting a hearing "sitting for" the other court, or from transferring cases as agreed and/or as provided by statute, and/or as provide by law.

VII.

When cases are filed and docketed on the rotating basis described herein, and a case is subsequently non-suited and later refiled, it shall be refiled in the same Court in which it was originally filed.

VIII.

In furtherance of this Order and in an effort to evenly distribute responsibility for Family Law Cases, the cases listed by Cause No. on the attached Exhibit A, are hereby transferred from the 382nd and 439th District Courts to the Rockwall County Court at Law No. 1, effective as of the signing of this Order.

It is so ORDERED, this 8th day of May, 2020.

*ORIGINAL SIGNED BY
BRETT HALL*

Brett Hall, District Judge
382nd Judicial District Court

*ORIGINAL SIGNED BY
DAVID E. RAKOW*

David E. Rakow, District Judge
439th Judicial District Court

