

SUPPLEMENT TO
MEETING OF THE
SUPREME COURT ADVISORY COMMITTEE

June 26-27, 1987

INDEX TO SUPPLEMENT

<u>ITEM</u>	<u>PAGE</u>
Meeting Minutes of November, 1986 Meeting (for approval)	i
Report of Subcommittee on TRAP Rules 47, 48 and 49	1
Rule 13 (Luke Soules' Draft)	7
Rule 13 (Report of Subcommittee)	9
Rule 13 (Letter from David Beck)	11
SB No. 5 (partial text)	13
Rule 164 (Luke Soules' Draft - Repeal)	19
Report of Subcommittee on Rule 175A	20
Rule 204 (Luke Soules' Draft - Amendment)	38
Rule 206 (Ray Hardy's Resolution)	39
Report of Subcommittee on Rule 267	52
Repealer (HB 386)	54

MINUTES OF THE
SUPREME COURT ADVISORY COMMITTEE MEETING

November 7-8, 1986

The Advisory Committee of the Supreme Court of Texas convened at 8:50 a.m. on November 7, 1986, pursuant to call of the Chairman.

Members of the Committee in attendance were Luther H. Soules III, Chairman, Pat Beard, David Beck, Frank Branson, Professor William V. Dorsaneo III, Professor J.H. Edgar, Russell H. McMains, Charles Morris, Tom L. Ragland, Sam Sparks (El Paso), Sam D. Sparks (San Angelo), Broadus Spivey, Harry Tindall, Honorable Bert H. Tunks, Honorable James P. Wallace, and Professor Orville Walker.

The minutes of the last meeting were unanimously approved.

Professor Dorsaneo reported on Rules of Appellate Procedure 74, 80(a), 90(a), 131 and 136(a). The Committee decided to add the language "Except as specified by local rule of the Court of Appeals, appellate briefs of Appellants and Appellees in civil cases" to Appellate Rule 74(h) and add the sentence "The Court may, upon motion, permit a longer brief." It was unanimously voted that there be a 50-page limit set for the length of all appellate briefs, excluding table of contents, index of authorities, and points of error. The Committee voted unanimously to change "shall" to "may" in Appellate Rule 74(f).

The Committee voted unanimously to approve the amendments to Appellate Rule 131(i), as well as Appellate Rule 136.

By a show of hands, 5-2, the proposed amendment to Appellate Rule 90(a) failed.

Mr. Tindall moved that the proposed amendment to Appellate Rule 80(c) be tabled, Judge Tunks seconded, and the motion was unanimously approved.

The suggestion by Professor Dorsaneo that Appellate Rule 136(a) have a sentence included to the effect that a brief in response is due within 15 days after filing of the application in the Supreme Court was unanimously approved.

