



CAPITOL OFFICE:
POST OFFICE BOX 2910
AUSTIN, TEXAS 78768
(512) 463-0546
FAX (512) 463-8067

State of Texas
House of Representatives

TRYON D. LEWIS
STATE REPRESENTATIVE

DISTRICT OFFICE:
119 WEST 4TH STREET
SUITE 206
ODESSA, TEXAS 79761
(432) 332-0937
FAX: (432) 332-0394

July 18, 2012

The Honorable Nathan Hecht
Supreme Court of Texas
P.O. Box 12248
Austin, Texas 78711

Dear Justice Hecht:

I am writing to express my concerns about the rules proposed by the Task Force for Rules in Small Claims Cases and Justice Court Proceedings (Task Force) to the Supreme Court Advisory Committee. The intent of the House, and I believe of the legislature as a whole, was to provide for the promulgation only of those Rules necessary to provide a smooth transition from two dockets to one. There was never any intent to provide for a wholesale revision of rules which would significantly alter the substantive rights of the parties.

It appears to me that the Task Force has recommended just such substantive changes. In particular, the proposed new Rules 739, 741, and 742 significantly alter the rules relating to eviction cases. Nothing of that nature was within the contemplation of the House during the many hours of discussion and debate on the Bill.

It was a long and arduous process to get the Court Organization Bill passed. I hope that the Court will adopt Rules which are consistent with the spirit and intent of that Bill. Please let me know if I can provide any additional insight about the intent of H.B. 79.

Sincerely,

Tryon D. Lewis

cc: Charles "Chip" Babcock
Marisa Secco
Sen. Robert Duncan



DISTRICT 81
ANDREWS, ECTOR AND WINKLER COUNTIES

JUL 20 2012

JACKSON WALKER L.L.P.