

**From:** Kennon L. Peterson [mailto:[Kennon.Peterson@courts.state.tx.us](mailto:Kennon.Peterson@courts.state.tx.us)]  
**Sent:** Tuesday, November 18, 2008 2:08 PM  
**To:** Senneff, Angie  
**Subject:** SCAC Agenda Item - Materials Re. Small Claims Courts

Angie,

Attached please find three letters from Dr. Thomas J. Ellis regarding a case he filed in a small claims court. The first letter, dated October 14, is addressed to the Court. The other two letters, dated October 27 and 30 respectively, are addressed to the Supreme Court Advisory Committee. (Note that the third letter contains two attachments.) I am sending all of these letters to provide as much context as possible. If necessary, I will provide additional information at the meeting on Friday.

As indicated by the attached letters, there is confusion about whether the Texas Rules of Civil Procedure apply in cases filed in small claims courts. The Court would like the Advisory Committee's recommendations on amending the Texas Rules of Civil Procedure to clarify whether and to what extent the rules apply in this context.

Please include the attached letters in the agenda materials for the next meeting, and please do not hesitate to contact me if you have any questions or concerns.

Thanks,  
Kennon

Kennon L. Peterson  
*Rules Attorney, Supreme Court of Texas*  
P.O. Box 12248  
Austin, TX 78711  
512.463.1353 (phone)  
512.475.2774 (fax)  
[Kennon.Peterson@courts.state.tx.us](mailto:Kennon.Peterson@courts.state.tx.us)