

IN THE 13th DISTRICT COURT, COUNTY COURT AT LAW & COUNTY COURT OF
NAVARRO COUNTY, TEXAS

2011 DEC -9 PM 3:19

JOSHUA L. BICKETT
DISTRICT CLERK
NAVARRO COUNTY, TX

ADMINISTRATIVE ORDER – CASE MANAGEMENT / ASSIGNMENT PLAN AMONG
THE SAID NAVARRO COUNTY COURTS

The undersigned have by signature below agreed to a case management / assignment plan so as to promote the more effective disposition of litigation in Navarro County, Texas, effective December 9, 2011, and to that end, the undersigned make a memorandum of their understanding and agreement regarding the handling of cases filed in Navarro County, Texas on or after January 1, 2012, until further notice/order to-wit:

*13th District Court

1. The District Court has jurisdiction as provided by Art. V, Sec.8, Constitution of the State of Texas 1876 Constitution, and otherwise as provided by law.
2. Juvenile cases and contested probate/guardianship cases, filed with the District Clerk and bearing even and odd numbered cases are to remain in the District Court except by transfer and acceptance by the County Court at Law; such odd numbered cases filed with the District Clerk on or after January 1, 2012, shall be assigned to the County Court at Law.
3. Even and odd numbered civil cases filed with the District Clerk remain with the District Court, with odd numbered civil cases filed with the District Clerk on or after January 1, 2012 assigned to the County Court at Law, except that the civil cases remaining in the District Court can be so transferred, except as prohibited by Government Code 25.1772 and 25.0003.
4. All suits regarding taxing entities.
5. Suits pending in the District Court as of January 1, 2012 will remain with that Court, unless a separate transfer Order is signed and acceptance approved by the County Court at Law.
6. All even number felony matters with companion cases regardless of even or odd number status filed on or after January 1, 2012.
7. The District Court, only in the absence of the County Judge, will accept pleas of guilty or no contest on Class A and B misdemeanors and may assess punishment and/or pronounce sentence.
8. Even and odd numbered felony cases currently filed remain with the District Court, with odd numbered felony cases along with companion cases filed with the District Clerk on or after January 1, 2012 assigned to the County Court at Law, except as prohibited by Government Code 25.1772 and 25.0003.
9. The Court transfers all odd number felony cases as well as companion even number cases, filed on or after January 1, 2012, to the County Court at Law to conduct arraignments; conduct pretrial hearings; accept guilty pleas; conduct jury and bench trials; and may assess punishment and/or pronounce sentence.
10. All capital murder cases.
11. Serve on the juvenile board, and perform all general magistrate duties

*Navarro County Court at Law

1. All jurisdiction as provided by Sections 25.0003 and 25.1772, Texas Government Code, as may be applicable, and otherwise as provided by law, including concurrent jurisdiction with the District Court.
2. All odd numbered juvenile cases and contested probate/guardianship cases, filed with the District Clerk and bearing odd numbered cases filed with the District Clerk on or after January 1, 2012, shall be assigned to the County Court at Law.
3. All odd numbered civil cases filed with the District Clerk on or after January 1, 2012 assigned to the County Court at Law, except as specifically reserved in the District Court as above noted.
4. All suits pending in the County Court at Law from January 1, 2012 forward will remain with that Court unless a separate transfer Order is signed by the County Court at Law and acceptance approved by the District Court.
5. The County Court at Law agrees to accept all odd number felony cases as well as companion even number cases filed on or after January 1, 2012 to conduct arraignments; conduct pretrial hearings; accept guilty pleas; conduct jury and bench trials; and may assess punishment and/or pronounce sentence.
6. The County Court at Law, only in the absence of the County Judge, will accept pleas of guilty or no contest on Class A and B misdemeanors and may assess punishment and/or pronounce sentence.
7. The County Court at Law, upon transfer from the County Court and acceptance by the County Court at Law, will hear Class A and B misdemeanors to conduct arraignments; conduct pretrial hearings; accept guilty pleas; conduct jury and bench trials, and may assess punishment and/or pronounce sentence.
8. Serve on the juvenile board, and perform all general magistrate duties.

*County Court

1. The County Court has jurisdiction as provided under the Texas Constitution of 1876, and Art. 26.209 of the Texas Government Code, as amended.
2. Primary court, among Navarro County courts, for uncontested probate matters, although the District Court may act pursuant to Article 24.114 of the Texas Government Code, and the County Court at Law under 25.0003(a) of the Texas Government Code, but neither the District Court nor the County Court at Law has original probate jurisdiction.
3. Primary court, among Navarro County courts, for uncontested guardianships and mental health matters/commitments, although the District Court may act pursuant to Article 24.114 of the Texas Government Code, and the County Court at Law under 25.0003(a) of the Texas Government Code, but neither the District Court nor the County Court at Law has original jurisdiction.
4. Primary court, among Navarro County courts, for all Class A and B misdemeanors to conduct arraignments; conduct pretrial hearings; accept guilty pleas; conduct jury and bench trials, and may assess punishment and/or pronounce sentence.
5. Primary court, among Navarro County courts, for all Class C appeals.
6. Primary court for all occupational and hardship licenses.

7. Serve on the juvenile board, and perform all general magistrate duties.

Transfer of Cases

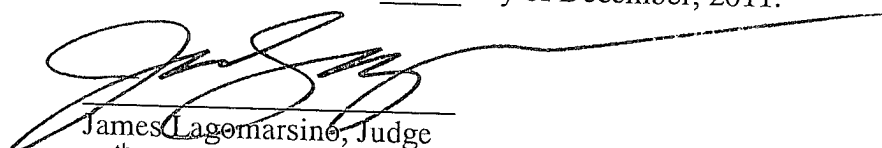
The judges of the District Court and the Navarro County Court at Law may transfer from one court to another having jurisdiction as long as an order is signed by the transferring court and approved by the transferee court.

Exchange of Benches

The judges of the District Court and the Navarro County Court at Law may exchange benches for one another without the necessity of an order. In all cases where a judge signs an Order on behalf of another court, the case shall remain in the original court where filed.

The above procedural agreements and arrangements among the Courts in Navarro County is so ORDERED, and all doing business with the said Courts shall give strict obedience and compliance therewith, to the full extent allowed by law. This order does not in any way restrict or limit the duties proscribed to the above-referenced Courts by the Texas Constitution, statutory authority, and appellate authority. The Courts may amend this agreement at any time by agreement.

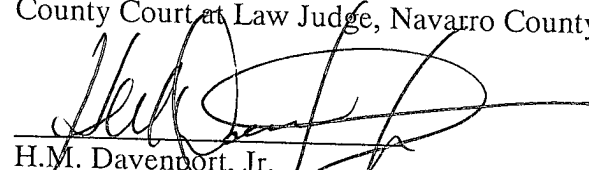
SIGNED effective the 9th day of December, 2011.


James Lagomarsino, Judge

13th District Court Judge and Local Administrative District Judge


Amanda Putman

County Court at Law Judge, Navarro County


H.M. Davenport, Jr.

County Judge, Navarro County