

## Supreme Court Activity: FY 2004 - 2008

	2004	2005	2006	2007	2008
<b>Causes/Cases Added</b>					
Regular Causes <sup>1</sup>	99	150	142	158	138
Other Than Regular Causes	1,103	1,082	1,164	1,080	1,086
<i>Disciplinary Appeals</i>	9	3	3	6	5
Motions	1,607	1,730	1,767	1,807	1,876
<b>Dispositions</b>					
Regular Causes	109	136	133	144	164
Other Than Regular Causes	1,051	1,098	1,092	1,189	1,153
<i>Disciplinary Appeals</i>	11	8	4	4	4
Motions	1,517	1,748	1,711	1,824	1,905
<b>Pending at the End of the Fiscal Year</b>					
Regular Causes	75	88	93	106	80
Other Than Regular Causes	425	449	528	418	355
<i>Disciplinary Appeals</i>	3	1	0	3	4
Motions	212	198	255	238	210

NOTE: Data for prior fiscal years are from the respective *Annual Reports of the Texas Judicial System*.

<sup>1</sup> "Regular causes" involve cases in which four or more of the Supreme Court justices have decided in conference that a petition for review, petition for writ of mandamus or habeas corpus, or parental notification appeal should be reviewed. Regular causes also include direct appeals the Court has agreed to review and questions of law certified to it by a federal appellate court that the Court has agreed to answer.

## Supreme Court Activity Detail: FY 2008

	<i>Pending: 9/1/2007<sup>2</sup></i>	<i>Causes Added</i>	<i>Total on Docket</i>	<i>Dispositions</i>	<i>Pending: 8/31/2008</i>	
<b>REGULAR CAUSES</b>						
Granted Petitions for Review		108		126		
Petitions for Writs of Mandamus		21		26		
Granted Rehearings of Causes		4		5		
Granted Petitions for Writs of Habeas Corpus		2		1		
Accepted Certified Question		1		5		
Parental Notification Appeals		0		0		
Direct Appeals		0		0		
Disciplinary Appeals		2		1		
<b>Total for Regular Causes</b>	<b>106</b>	<b>138</b>	<b>244</b>	<b>164</b>	<b>80</b>	
<b>OTHER THAN REGULAR CAUSES</b>						
Petitions for Review	350	825	1,175	874	301	
Petitions for Writs of Mandamus	70	244	314	261	53	
Petitions for Writs of Habeas Corpus	0	10	10	10	0	
Writs of Prohibition & Injunction	1	1	2	2	0	
Direct Appeals	1	5	6	5	1	
Certified Questions	0	1	1	1	0	
Petitions for Certiorari	0	0	0	0	0	
Petitions to Publish Under Rule 90c/47.3	0	0	0	0	0	
Petitions for Temporary Injunctions	0	0	0	0	0	
Parental Notification Waiver	0	0	0	0	0	
Emergency Stays	0	0	0	0	0	
<b>Total for Other than Regular Causes</b>	<b>422</b>	<b>1,086</b>	<b>1,508</b>	<b>1,153</b>	<b>355</b>	
<b>MOTIONS</b>						
Rehearing of	Causes	3	74	77	69	8
	Petitions for Review	19	189	208	186	22
	Mandamus: Civil	2	21	23	21	2
	Habeas Corpus	0	1	1	1	0
	Writs of Prohibition & Injunction	0	0	0	0	0
	Disciplinary Appeal	0	0	0	0	0
	Direct Appeal	0	1	1	1	0
	Certified Questions	0	0	0	0	0
	Motions for Extension of Time to File	0	1	1	0	1
	Petitions to Publish Under Rule 90c/47.3	0	0	0	0	0
	Rule 24.4	0	0	0	0	0
	Miscellaneous Motions <sup>3</sup>	215	1,589	1,804	1,627	177
<b>Total for Motions</b>	<b>239</b>	<b>1,876</b>	<b>2,115</b>	<b>1,905</b>	<b>210</b>	
<b>OTHER ACTIONS</b>						
Disciplinary Actions	3	5	8	4	4	
<b>TOTAL FOR ALL</b>	<b>770</b>	<b>3,105</b>	<b>3,875</b>	<b>3,226</b>	<b>649</b>	

<sup>2</sup> Cases pending at the beginning of the fiscal year (September 1) may not equal cases pending at the end of the previous fiscal year (August 31) due to docket adjustments.

<sup>3</sup> Includes Motions for Extension of Time to File.

## Final Disposition of Regular Causes: FY 2008

### Granted Petitions for Review

Abated	1
Affirmed	9
Affirmed & remanded to trial court	1
Affirmed in part & modified in part	3
Affirmed in part & reversed in part	6
Affirmed in part & reversed in part & rendered	1
Affirmed in part, reversed in part & remanded	8
Denied – improvident grant	2
Dismissed	3
Reversed & dismissed	2
Reversed & dismissed without jurisdiction	2
Reversed & remanded	26
Reversed & remanded to trial court	15
Reversed & rendered	26
Reversed & trial court judgment reinstated	2
Reversed COA, vacated trial court judgment & remanded to trial court	1
Reversed in part, rendered in part & remanded	3
Vacated & rendered	1
Disposed along with other petition(s) by one opinion	14
<b>TOTAL: Granted Petitions for Review</b>	<b>126</b>

### Petitions for Writs of Mandamus

Abated	5
Conditionally granted	17
Denied	3
Dismissed – moot	1
<b>TOTAL: Writs of Mandamus</b>	<b>26</b>

### Granted Petitions for Writs of Habeas Corpus

Discharged	1
<b>TOTAL: Habeas Corpus</b>	<b>1</b>

### Accepted Certified Question

Answered	5
<b>TOTAL: Certified Question</b>	<b>5</b>

### Disciplinary Appeal

Affirmed in part & reversed in part	1
<b>TOTAL: Certified Question</b>	<b>1</b>

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**TOTAL DISPOSITIONS: 164**

### Granted Rehearing of Cause

Affirmed	1
Reversed & remanded to trial court	3
Reversed & rendered	1
<b>TOTAL: Rehearing of Cause</b>	<b>5</b>

## Disposition of Other than Regular Causes: FY 2008

	<i>Initial Review Granted / Accepted</i>	<i>Set to Argue</i>	<i>Review Refused/ Denied</i>	<i>Dismissed</i>	<i>Dismissed w/o Jurisdiction</i>	<i>Abated</i>	<i>Struck</i>	<i>Transferred</i>	<i>Withdrawn</i>	<i>Total</i>
Petitions for Review	112	0	689	16	13	5	35	1	3	874
Petitions for Writs of Mandamus	11 <sup>4</sup>	9	201	25	1	1	7	3	3	261
Petitions for Writs of Habeas Corpus	1	1	5	1	2	0	0	0	0	10
Petitions for Writs of Prohibition & Injunction	0	0	1	1	0	0	0	0	0	2
Direct Appeals	0	0	2	2	0	0	1	0	0	5
Certified Questions	1	0	0	0	0	0	0	0	0	1
Petitions for Certiorari	0	0	0	0	0	0	0	0	0	0
Petitions for Temporary Injunctions	0	0	0	0	0	0	0	0	0	0
Petitions to Publish Under Rule 90c/47.3	0	0	0	0	0	0	0	0	0	0
Parental Notification Appeals	0	0	0	0	0	0	0	0	0	0
Emergency Stays	0	0	0	0	0	0	0	0	0	0
Appeals from Board of Disciplinary Appeals	2 <sup>5</sup>	1	0	1	0	0	0	0	0	4
<b>TOTAL FOR ALL</b>	<b>127</b>	<b>11</b>	<b>898</b>	<b>46</b>	<b>16</b>	<b>6</b>	<b>43</b>	<b>4</b>	<b>6</b>	<b>1,157</b>

<sup>4</sup> Conditionally granted.

<sup>5</sup> 1 granted, 1 affirmed.

## Disposition of Motions: FY 2008

		<i>Granted</i>	<i>Denied</i>	<i>Dismissed</i>	<i>Dismissed</i>		<i>Struck</i>	<i>Trans-ferred</i>	<i>With-drawn</i>	<i>Abated</i>	<i>Total</i>
					<i>WOJ</i>	<i>Returned</i>					
Rehearing of	Causes	6	62	1	0	0	0	0	0	0	<b>69</b>
	Petitions for Review	5	177	4	0	0	0	0	0	0	<b>186</b>
	Mandamus: Civil	0	21	0	0	0	0	0	0	0	<b>21</b>
	Habeas Corpus	0	1	0	0	0	0	0	0	0	<b>1</b>
	Disciplinary Appeal	0	0	0	0	0	0	0	0	0	<b>0</b>
	Direct Appeal	0	1	0	0	0	0	0	0	0	<b>1</b>
	Motions for Extension of Time to File	0	0	0	0	0	0	0	0	0	<b>0</b>
Motions for Extension of Time to File		495	10	2	0	0	3	0	0	1	<b>511</b>
Miscellaneous Motions Passed On by Court		n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	<b>n/a</b>
<b>TOTAL</b>		<b>506</b>	<b>272</b>	<b>7</b>	<b>0</b>	<b>0</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>789</b>

## Opinions Delivered by the Supreme Court: FY 2008

Majority Opinions	76
Per Curiam Opinions	60
Concurring	21
Dissenting	30
Concurring and Dissenting	11
Petitions or Appeals Denied With Per Curiam	12
On Motion for Rehearing	2
Other Opinions	0
<b>TOTAL OPINIONS DELIVERED</b>	<b>212</b>

## Opinions of the Supreme Court: FY 2008

<i>Justices</i>	<i>Majority Opinions</i>	<i>Per Curiam Opinions</i>	<i>Concurring Opinions</i>	<i>Dissenting Opinions</i>	<i>Concurring and Dissenting</i>	<i>Petitions or Appeals Denied With Per Curiam</i>	<i>Other Opinions</i>	<i>Total</i>
Chief Justice Wallace Jefferson	10	4	3	3	1	0	0	21
Justice Nathan L. Hecht	5	5	1	6	1	3	0	21
Justice Harriet O' Neill	12	9	4	3	3	1	0	32
Justice Dale Wainwright	9	4	1	2	1	1	0	18
Justice Scott A. Brister	11	18	4	5	0	0	0	38
Justice David Medina	6	8	0	0	0	0	2	16
Justice Paul Green	8	9	0	3	1	1	0	22
Justice Phil Johnson	6	3	1	4	2	6	0	22
Justice Don Willett	8	0	7	4	2	0	0	21
Hon. David Gaultney	1	0	0	0	0	0	0	1
<b>TOTAL</b>	<b>76</b>	<b>60</b>	<b>21</b>	<b>30</b>	<b>11</b>	<b>12</b>	<b>2</b>	<b>212</b>

**Action by the Supreme Court  
in Granted Petitions For Review & Rehearing of Causes  
By Court of Appeals: FY 2008**

	1 <sup>ST</sup>	2 <sup>ND</sup>	3 <sup>RD</sup>	4 <sup>TH</sup>	5 <sup>TH</sup>	6 <sup>TH</sup>	7 <sup>TH</sup>	8 <sup>TH</sup>	9 <sup>TH</sup>	10 <sup>TH</sup>	11 <sup>TH</sup>	12 <sup>TH</sup>	13 <sup>TH</sup>	14 <sup>TH</sup>	Total
<b>OPINIONS ISSUED</b>															
<b>Court of Appeals ruling is:</b>															
Abated	1	0	0	0	0	0	0	0	0	0	0	0	0	0	1
Affirmed	0	0	2	1	3	0	0	0	0	0	2	0	0	2	10
Affirmed & remanded to trial court	0	0	0	0	0	0	0	0	0	0	0	0	0	1	1
Affirmed in part & modified in part	0	0	0	0	1	0	0	0	0	0	1	0	0	1	3
Affirmed in part & reversed in part	1	1	0	0	1	0	0	0	0	2	0	0	0	1	6
Affirmed in part, reversed in part, & rendered	0	0	0	0	1	0	0	0	0	0	0	0	0	0	1
Affirmed in part, reversed in part & remanded	0	0	0	2	0	0	0	1	0	0	1	0	3	1	8
Reversed & dismissed	0	1	0	0	0	0	0	0	0	1	0	0	0	0	2
Reversed & dismissed without jurisdiction	0	0	0	0	0	0	0	0	0	1	0	0	1	0	2
Reversed & remanded	3	7	1	1	2	0	2	0	0	3	2	0	4	1	26
Reversed & remanded to trial court	2	2	2	2	2	1	1	2	1	0	0	0	2	1	18
Reversed & rendered	1	4	1	1	3	1	0	1	1	7	1	1	4	1	27
Reversed & trial court judgment reinstated	1	0	0	0	0	0	0	0	0	0	0	0	1	0	2
Reversed, vacated trial court & remanded to trial court	0	0	0	0	0	0	0	0	0	0	0	1	0	0	1
Reversed in part, rendered in part & remanded	0	0	1	0	1	0	0	0	0	0	0	0	1	0	3
Vacated & rendered	0	0	0	0	0	0	0	0	0	0	0	0	1	0	1
Disposed along with other petition(s) by one opinion	2	3	2	0	2	1	0	0	0	0	2	0	0	2	14
<b>PETITIONS FOR REVIEW DISPOSED</b>															
Denied – improvident grant	0	0	1	0	1	0	0	0	0	0	0	0	0	0	2
Dismissed	0	0	0	0	0	0	1	0	0	0	0	0	2	0	3
<b>TOTAL</b>	<b>11</b>	<b>18</b>	<b>10</b>	<b>7</b>	<b>17</b>	<b>3</b>	<b>4</b>	<b>4</b>	<b>2</b>	<b>14</b>	<b>9</b>	<b>2</b>	<b>19</b>	<b>11</b>	<b>131</b>

## Petitions for Review Filed by County: FY 2008

<i>County</i>	<i>Number</i>	<i>County</i>	<i>Number</i>	<i>County</i>	<i>Number</i>	<i>County</i>	<i>Number</i>
Anderson	3	Erath	1	Kenedy	2	Rockwall	3
Angelina	3	Falls	1	Kerr	2	Rusk	4
Aransas	1	Fayette	1	Lamar	1	San Patricio	1
Bandera	1	Fort Bend	10	Lampasas	1	San Saba	1
Bastrop	3	Franklin	1	Lee	1	Shelby	1
Bee	4	Freestone	2	Leon	2	Smith	8
Bell	5	Galveston	13	Liberty	1	Somervell	1
Bexar	46	Gregg	2	Limestone	3	Starr	1
Bosque	1	Grimes	4	Lubbock	10	Stephens	2
Bowie	1	Guadalupe	3	Marion	1	Stonewall	2
Brazoria	5	Hale	1	Matagorda	2	Tarrant	53
Brazos	9	Hamilton	1	McLennan	17	Taylor	4
Brooks	1	Hardin	3	Medina	1	Terry	1
Caldwell	1	Harris	151	Midland	5	Titus	1
Cameron	15	Harrison	3	Mitchell	1	Tom Green	3
Camp	1	Hays	2	Montgomery	17	Travis	54
Cass	1	Henderson	4	Morris	1	Tyler	1
Cherokee	2	Hidalgo	18	Nacogdoches	1	Val Verde	1
Collin	16	Hood	3	Navarro	2	Walker	6
Collingsworth	2	Hopkins	2	Nueces	16	Washington	1
Comal	3	Houston	1	Orange	3	Webb	5
Cooke	1	Howard	2	Panola	1	Wharton	2
Coryell	3	Hunt	1	Parker	2	Wheeler	1
Dallas	102	Hutchinson	3	Parmer	6	Wichita	7
Deaf Smith	2	Jackson	1	Polk	3	Williamson	5
Denton	18	Jasper	1	Potter	1	Wilson	2
Donley	1	Jefferson	18	Randall	1	Wise	2
Eastland	1	Jim Wells	2	Red River	1	Wood	2
Ector	2	Johnson	4	Reeves	1	Young	1
El Paso	10	Jones	2	Roberts	2	Zapata	4
Ellis	1	Kaufman	1	Robertson	2		

**GRAND TOTAL = 817<sup>6</sup>**

<sup>6</sup> Eight cases were not associated with a county.

## Petitions for Review Filed and Disposed by Court of Appeals: FY 2008

Court of Appeals	Total Filed in FY 2008	Total Disposed in FY 2008				Total Disposed	Percentage of Petitions Granted
		Granted	Denied	Dismissed	Other Disposition		
1 <sup>st</sup> Houston	95	13	85	2	6	106	12.3%
2 <sup>nd</sup> Fort Worth	85	11	69	3	4	87	12.6%
3 <sup>rd</sup> Austin	71	2	44	3	3	52	3.8%
4 <sup>th</sup> San Antonio	66	10	62	6	2	80	12.5%
5 <sup>th</sup> Dallas	122	17	97	10	8	132	12.9%
6 <sup>th</sup> Texarkana	28	6	24	0	0	30	20.0%
7 <sup>th</sup> Amarillo	41	8	27	0	1	36	22.2%
8 <sup>th</sup> El Paso	12	1	13	0	1	15	6.7%
9 <sup>th</sup> Beaumont	43	0	38	0	0	38	0.0%
10 <sup>th</sup> Waco	51	12	32	0	4	48	25.0%
11 <sup>th</sup> Eastland	31	9	31	1	3	44	20.5%
12 <sup>th</sup> Tyler	17	1	14	0	2	17	5.9%
13 <sup>th</sup> Corpus Christi	71	15	63	3	2	83	18.1%
14 <sup>th</sup> Houston	86	7	85	1	7	100	7.0%
<i>Not associated with a court of appeals</i>	6	0	5	0	1	6	0.0%
<b>Totals</b>	<b>825</b>	<b>112</b>	<b>689</b>	<b>29</b>	<b>44</b>	<b>874</b>	<b>12.8%</b>