

SUPREME COURT

I. REGULAR CAUSES<sup>1</sup>  
On Docket Within the Year

Carried over from 1972 (Pending under submission---	24	
(Pending set for submission-	7	
By granted applications for writs of error-----	75	
By granted motions for leave to file petitions for writs of mandamus-----	5	
By direct appeals filed-----	4	
By certified question filed-----	1	
By presentment for removal of a judge-----	1	
By granted habeas corpus filed-----	4	
By Rule 483 (Texas Rules of Civil Procedure)-----	11	
Total-----	132	132

Dispositions

Judgment (or judgments) affirmed, or reformed or modified and affirmed-----	15
Judgment of Court of Civil Appeals reversed (or in part) and judgment of trial court affirmed-----	14
Judgments reversed (or in part) and cause remanded to trial court-----	24
Judgment of Court of Civil Appeals reversed (or in part) and cause remanded to that court-----	9

<sup>1</sup>"Regular Causes" are reported in a separate category because they are the cases which pass through most, if not all, of the steps of the regular appellate decision-making process. "Regular Causes" are cases in which oral argument of counsel in open court is received (unless waived) and in which the court's decision is usually reported in a written opinion. Most are reviewed in conference by the Supreme Court, before oral argument and decision, upon application for writ of error, with three or more of the justices voting that the decision of the Court of Civil Appeals was erroneous and that the writ therefore should be granted. A similar procedure is followed regarding petitions for original mandamus and habeas corpus, which become "Regular Causes" only after review and vote in conference.

Cases other than "Regular Causes" include such actions as the court's rejection in conference of an application for writ of error or application to file a petition for original mandamus or habeas corpus. This category is obviously larger than that of "Regular Causes."

Judgments reversed (or in part) and judgment rendered-----		14	
Judgments of Courts below vacated and cause dismissed-----		2	
Judgment of Court of Civil Appeals is reversed and judgment of trial court vacated and cause dismissed-----		2	
Judgment of Court of Civil Appeals reversed and appeal dismissed-----		2	
Mandamus	(Writs granted-----	4	
	(Writ dismissed as moot---	1	
	(Relator's motion to dismiss granted-----	1	
Direct Appeal	(Judgment of trial court affirmed-----	3	
	(Judgment of trial court reversed and judgment rendered-----	1	
Habeas Corpus	(Relator discharged-----	1	
Certified Question	(Answered in affirmative--	1	
	Sub Total-----	94	
	Pending under submission-----	30	
	Pending set for submission-----	8	
	Total-----	132	132

-----  
Causes submitted in 1973----- 74  
-----

II. CASES OTHER THAN REGULAR CAUSES  
APPLICATIONS FOR WRITS OF ERROR

On Docket Within the Year

Carried over from 1972-----	119	
Filed in 1973-----	614	
Total-----	733	733

Dispositions

Granted-----	80	
Refused-----	6	
Refused. No Reversible Error-----	463	
Dismissed for want of jurisdiction-----	50	
Petitioners motion to dismiss-----	1	
Joint Motion of parties to dismiss-----	2	
Dismissed by order of the Court-----	4	
Dismissed by Rule 483 (Texas Rules of Civil Procedure)-----	5	
Sub Total-----	611	611

Carried over to 1974-----	122	122
Total-----	733	733

MANDAMUS - CIVIL

On Docket

Carried over from 1972-----	5	
Filed in 1973-----	42	
Total-----	47	47

Dispositions

Granted-----	5	
Overruled-----	40	
Sub Total-----	45	45
Carried over to 1974-----	2	2
Total-----	47	47

-----

MANDAMUS - CRIMINAL

On Docket

Carried over from 1972-----	91	
Filed in 1973-----	150	
Total-----	241	241

Dispositions

Dismissed as moot-----	164	
Dismissed for want of jurisdiction-----	1	
Dismissed for want of prosecution-----	5	
Dismissed for want of merit-----	6	
Sub Total-----	176	176
Carried over to 1974-----	65	65
Total-----	241	241

-----

HABEAS CORPUS

On Docket

Filed in 1973-----	10	10
--------------------	----	----

Dispositions

Granted-----	4	
Denied-----	6	
Total-----	10	10

M O T I O N S

Motions for Rehearing of Causes

On Docket

Carried over from 1972-----	9	
Filed in 1973-----	74	
Total-----	83	83

Dispositions

Overruled-----	69	
Granted-----	5	
Sub Total-----	74	74
Carried over to 1974-----	9	9
Total-----	83	83

-----

Motions for Rehearing of Applications for Writs of Error

On Docket

Carried over from 1972-----	11	
Filed in 1973-----	246	
Total-----	257	257

Dispositions

Overruled-----	239	
Granted-----	8	
Sub Total-----	247	247
Carried over to 1974-----	10	10
Total-----	257	257

-----

Motions for Rehearing of Motion for Leave to File

Petitions for Writs of Mandamus on Docket

Filed in 1973-----	5	5
--------------------	---	---

Dispositions

Overruled-----	4	
Carried over to 1974-----	1	
Total-----	5	5

-----

- - - - -

Miscellaneous motions passed on by the Court	40	40
in 1973-----		

- - - - -

O P I N I O N S   D E L I V E R E D   B Y   T H E   C O U R T   I N   1 9 7 3

Deciding causes-----	94	
On motions for rehearing of causes overruled-----	2	
Per Curiam on applications, motions, etc. -----	16	
Concurring-----	7	
Dissenting-----	20	
Total-----	139	

- - - - -

R E C A P I T U L A T I O N

Regular causes determined by Court in 1973-----	94	
Applications for writs of error determined by Court in 1973-----	611	
Motions for leave to file petitions for writ of mandamus involving civil cases determined by Court in 1973-----	45	
Motions for leave to file petitions for writ of mandamus involving criminal cases determined by Court in 1973-----	176	
Petitions for writs of habeas corpus determined by Court in 1973-----	10	
Total number of cases passed on by Court in 1973-----	936	
Motions for rehearing of causes determined by Court in 1973-----	74	
Motions for rehearing of applications for writs of error determined by Court in 1973-----	247	
Motions for rehearing of motions for leave to file petitions for writ of mandamus determined by Court in 1973-----	4	
Miscellaneous motions passed on by Court in 1973--	40	
Total number of motions passed on by Court in 1973-----	365	

- - - - -

Regular causes pending at close of December 31, 1973-----	30	
Applications for writ of error pending at that time-----	122	

Motions for rehearing of causes pending at that time-----	9
Motions for rehearing of applications for writs of error pending at that time-----	10
Motions for leave to file petitions for writ of mandamus in civil cases pending at that time-----	2
Total number of cases pending at close of December 31, 1973-----	<u>173</u>

- - - - -

OPINIONS WRITTEN BY JUSTICES OF THE SUPREME COURT<sup>1</sup>

1973

Justices	(a)	(b)	(c)	(d)	(e)	(f)
	Original Opinions Deciding Causes	Opinions on Motions for Rehearing of Causes Overruled	Concurring Opinions	Dissenting Opinions	Per Curiam	Total Justice
Joe R. Greenhill, Chief Justice	8		1	0		9
Price Daniel, Associate Justice	9			1		10
James G. Denton, Associate Justice	7			1		8
Sam Johnson, Associate Justice	5		1	3		9
Sears McGee, Associate Justice	6			2		8
Jack Pope, Associate Justice	11		2	3		16
Thomas M. Reavley, Associate Justice	9	2		3		14
Zollie Steakley, Associate Justice	9			3		12
Ruel C. Walker, Associate Justice	10		3	4		17
Per Curiam: Rule 483 T. R. C. P. Other					11 16	27
Total	74	2	7	20	27	130

<sup>1</sup>The comments in the four footnotes on p.29 (Courts of Civil Appeals) are largely applicable to all appellate courts.



ACTION BY THE SUPREME COURT IN CASES FROM THE  
COURTS OF CIVIL APPEALS  
ON WRIT OF ERROR GRANTED

COURT AND LOCATION	COURT OF CIVIL APPEALS AFF.	C.C.A. REV., TRIAL COURT AFF.	REV. AND REM. TO C.C.A.	REV. & REM. TO TRIAL COURT	REV. AND REN.	OTHER ACTIONS	TOTAL FOR COURT
FIRST at HOUSTON	0	1	1	1	1	1	5
SECOND at FORT WORTH	2	1	2	3	1	2	11
THIRD at AUSTIN	2-1/2	3	1	1	3-1/2	3	14
FOURTH at SAN ANTONIO	1	1	0	1	0	1	4
FIFTH at DALLAS	1	1	0	4	0	1	7
SIXTH at TEXARKANA	0	0	1	1	0	0	2
SEVENTH at AMARILLO	1-1/3	0	1	1-1/3	1/3	1	5
EIGHT at EL PASO	1-1/3	1-1/3	0	0	1/3	0	3



NINTH	1	0	0	2	1	0	4
at BEAUMONT							
TENTH	1	1	0	2	2	0	6
at WACO							
ELEVENTH	0	2	0	0	2	0	4
at EASTLAND							
TWELFTH	2	1	1	3	0	0	7
at TYLER							
THIRTEENTH	1	0	0	3-1/2	1-1/2	0	6
at CORPUS CHRISTI							
FOURTEENTH	2-1/2	1	0	1/2	0	0	4
at HOUSTON							
Total for all Courts	16-2/3	13-1/3	7	23-1/3	12-2/3	9	82