MORRIS ATLAS
ROBERT L. SCHWARZ
GARY GURWITZ
E.G. HALL
CHARLES C. MURRAY
A. KIRBY CAVIN
MIKE MILLS
MOLLY THORNBERRY
FREDERICK J. BIEL
REX N. LEACH
LISA POWELL
STEPHEN L. CRAIN
O.C. HAMILTON, JR.
VICKI M. SKAGGS
RANDY CRANE
STEPHEN C. HAYNES
DAN K. WORTHINGTON
VALORIE C. GLASS
HECTOR J. TORRES
SOFIA A. RAMON
DANIEL G. GURWITZ
DAVID E. GIRAULT
JOSE CANO
AARON I. VELA
ADRIANA H. CARDENAS

ATLAS & HALL, L.L.P.
ATTORNEYS AT LAW
McALLEN, TEXAS 78502-3725
PROFESSIONAL ARTS BUILDING • 818 PECAN
P.O. BOX 3725
(956) 682-5501
FAX (956) 686-6109

June 29, 1998

The Honorable Nathan Hecht
Justice, Supreme Court of Texas
Supreme Court Building
201 West 14th Street, Room 104
Austin, Texas 78701

RE: Court Rules Committee - Rules 749b, 749c and 751

Dear Justice Hecht:

Enclosed are proposed rule changes to Rules 749b, 749c and 751 which have been approved for submission to the Supreme Court by the Court Rules Committee.

Please have Bob Pemberton call me if there are any questions.

Sincerely,

By: Carl
O. C. Hamilton, Jr.

OCH/jf
Enclosures

STATE BAR OF TEXAS

COURT RULES COMMITTEE

REQUEST FOR NEW RULE OR CHANGE OF EXISTING RULE

TEXAS RULES OF CIVIL PROCEDURE

I. Exact wording of existing Rule:

Rule 749c. APPEAL PERFECTED

When an appeal bond has been timely filed in conformity with Rule 749 or a pauper's affidavit approved in conformity with Rule 749a, the appeal shall be perfected.

II. Proposed Rule:

Rule 749c. APPEAL PERFECTED

When an appeal bond has been timely filed in conformity with Rule 749 or a pauper's affidavit approved in conformity with Rule 749a <u>and one rental period's rent paid into the justice court registry</u>, the appeal shall be perfected.

III. Brief Statements of Reasons for Requested Changes and Advantages to be Served by Them.

See reasons stated under Rule 751.