**CAUSE NO. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**IN THE MATTER OF § IN THE DISTRICT COURT OF**

**§**

**THE LAW PRACTICE OF § 408th JUDICIAL DISTRICT**

**§**

**[DECEASED LAWYER] § BEXAR COUNTY, TEXAS**

**ORDER FOR ASSUMPTION OF JURISIDICTION OVER**

**THE LAW PRACTICE OF [DECEASED LAWYER]**

On the \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, [YEAR], the Court heard the Petition for Assumption of Jurisdiction filed by the Petitioner, [CUSTODIAN], pursuant to the Part XIII, Sections 13.01, 13.02, and 13.03 of the Texas Rules of Disciplinary Procedure. Petitioner appeared by counsel. After examining the Petition, the court is of the opinion that the Petitioner’s request that this Court assume jurisdiction over the law practice and client files of The Law Practice of [DECEASED LAWYER] should be granted.

Based upon the evidence, the Court makes the following findings of fact:

1) [DECEASED LAWYER], was an attorney licensed to practice law in the State of Texas.

2) [DECEASED LAWYER] previously maintained an office for the practice of law at [ADDRESS], San Antonio, Texas.

3) Cause exists to believe that Court Supervision is necessary because [DECEASED LAWYER] passed away on [DATE OF DEATH], and has left client matters for which no other attorney licensed to practice law in Texas has, with the consent of the client, agreed to assume responsibility.

4) There is cause to believe that the interests of one or more clients of [DECEASED LAWYER] or one or more interested persons or entities will be prejudiced if these proceeding are not maintained.

Based on the findings of fact, the Court makes the following conclusions of law:

1) Supervision of the Court over the law practice of [DECEASED LAWYER] is warranted and necessary.

2) The Court should enter an order assuming jurisdiction over [DECEASED LAWYER]’s client matters and appointing [CUSTODIAN], Bar Card No. 24069325, to act under its direction as custodian of the client files and records of The Law Practice of [DECEASED LAWYER].

**IT IS, THEREFORE, ORDERED** that the Court shall henceforth assume jurisdiction over the law practice and client matters of The Law Practice of [DECEASED LAWYER].

**IT IS FURTHER ORDERED** that [CUSTODIAN], Bar Card No. #####, be appointed custodian of the client files and records of The Law Practice of [DECEASED LAWYER].

**IT IS FURTHER ORDERED** that the Custodian [CUSTODIAN], shall, in the exercise of his responsibility hereunder, do one or more of the following:

1) Examine the client matters, including files and records of [DECEASED LAWYER]’s practice, and obtain information as to any matters which may require attention.

2) Notify persons and entities that appear to be clients of The Law Practice of [DECEASED LAWYER] of the assumption of the law practice, and suggest that they obtain other legal counsel.

3) Apply for extension of time before any court or any administrative body pending the client’s employment of other legal counsel.

4) With the prior consent of the client, file such motions and pleadings on behalf of the client as are required to prevent prejudice to the client's legal rights.

5) Give appropriate notice to persons or entities that may be affected other than the client by this proceeding.

6) Arrange for surrender or delivery to the client of the client's papers, files, or other property.

7) Destroy all files and client information not claimed or retrieved by clients within one (1) year of the date of this Order.

8) Do such other acts as the Court may direct or as the custodian deems appropriate.

**IT IS FURTHER ORDERED** that the Custodian shall serve without bond or other security.

SIGNED this \_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, [YEAR].

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JUDGE PRESIDING