

Cause No. _____

IN THE MATTER OF
THE LAW PRACTICE OF

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IN THE _____ COURT
OF
_____ COUNTY, TEXAS

**APPLICATION FOR ASSUMPTION OF JURISDICTION OVER
THE LAW PRACTICE OF _____, DECEASED**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, _____, and makes this Application for Assumption of Jurisdiction Over the Law Practice of _____, Deceased.

I.

Background

_____ (“_____”) was an attorney licensed to practice law in the State of Texas. _____ maintained State Bar License No. _____.

_____ died on _____, 20____. [No probate action has been filed.
(OR) A probate application is pending at: *In the Estate of _____, Deceased; Cause No. _____ in the _____ Court of _____ County, Texas.*]

II.

Jurisdiction and Venue

This Court is authorized to decide this Application pursuant to Rule 13.02 of the Texas Rules of Disciplinary Procedure. Venue is proper because _____ resided in _____ County and designated _____, Texas, as the practice’s principal location.

III.

Basis for the Court to Assume Jurisdiction

Pursuant to Tex. Rules Disciplinary P. R. 13.02, Applicant shows as follows:

1. _____, an attorney licensed to practice law in Texas, has died.
2. Cause exists to believe that court supervision is necessary and that _____ left one or more client matters for which no other attorney licensed to practice law in Texas has, with the consent of the client(s), agreed to assume responsibility.

3. There is cause to believe that the interests of one or more clients of _____ will be prejudiced if these proceedings are not maintained.

IV.

On information and belief, _____ maintained files and records of the law practice at _____. Applicant has reason to believe that client files and records remain at that location and that custody of or access to the files can be obtained through _____.

Applicant anticipates that _____ does not oppose this Application and will agree to surrender the client files and records of the law practice of _____. A copy of this Application, with proposed waiver form, [was (OR) is] provided to _____ through the following means: _____.

PRAYER

WHEREFORE, PREMISES CONSIDERED, Applicant requests that the Court:

1. Order that _____, and any others with custody of or access to files and records of the law practice of _____, appear and show cause why the Court should not assume jurisdiction over the law practice of _____;

2. Pursuant to Tex. Rules Disciplinary P. R. 13.03, enter an order to assume jurisdiction over the law practice of _____; and

3. Appoint one or more attorneys licensed to practice law in Texas to take action, pursuant to the Court's written order, for cessation of the law practice of _____.

Applicant prays for other relief to which it may be entitled.

Respectfully submitted,

Telephone: _____

Telecopier: _____

Email: _____

State Bar No. _____

ATTORNEYS FOR APPLICANT

VERIFICATION

STATE OF TEXAS

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COUNTY OF _____

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BEFORE ME, the undersigned notary, on this day personally appeared _____, who being by me duly sworn on his oath deposed and said [that he is the attorney of record for Applicant,] that he has read the foregoing Application for Assumption of Jurisdiction Over the Law Practice of _____, Deceased, and that the facts stated in it are true and correct, based on information or belief.

SUBSCRIBED AND SWORN TO on this _____ day of _____, 20____, to which witness my hand and official seal.

NOTARY PUBLIC IN AND FOR THE STATE
OF TEXAS

CERTIFICATE OF SERVICE

I certify that a copy of this instrument, together with a proposed waiver form, was delivered to _____, as follows:

This also certifies that the following attorney[s] [has (OR) have] consented to serve as court-appointed custodian[s] of the law practice of _____:

