**Cause No. \_\_\_\_\_\_\_\_\_\_**

**IN THE MATTER OF § IN THE \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COURT**

 **§**

**THE LAW PRACTICE OF § 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 or \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ 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 his principal practice location.

III.

**Basis for the Court to Assume Jurisdiction**

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

 A. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, an attorney licensed to practice law in Texas, has died.

 B. Cause exits to believe that court supervision is necessary and that \_\_\_\_\_\_\_\_\_\_\_\_ left one or more client matters for which no attorney licensed to practice law in Texas has, with the consent of the client, agreed to assume responsibility.

C. 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 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,

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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Telephone:

Telecopier:

Email:

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\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

State Bar No. \_\_\_\_\_\_\_\_

ATTORNEYS FOR APPLICANT

 **VERIFICATION**

STATE OF TEXAS §

 §

COUNTY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ §

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:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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