

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

IN THE MATTER OF  
THE MARRIAGE OF

\_\_\_\_\_  
AND  
\_\_\_\_\_

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IN THE DISTRICT COURT OF  
  
HARRIS COUNTY, TEXAS  
  
245<sup>TH</sup> JUDICIAL DISTRICT

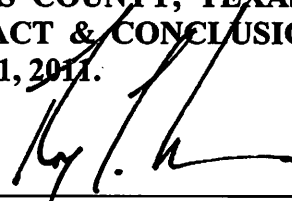
**STANDING ORDER OF THE 245<sup>TH</sup> DISTRICT COURT  
FOR FINDINGS OF FACT & CONCLUSIONS OF LAW**

EFFECTIVE JULY 1, 2011, the 245<sup>th</sup> District Court adopts the following procedure for requesting and filing Findings of Fact & Conclusions of Law, in cases governed by Tex. R. Civ. P. 296-299a, following a bench trial:

1. THIS ORDER DOES NOT APPLY TO FINDINGS OF FACT IN CONTESTED CHILD SUPPORT CASES.
2. For purposes of this Order, findings of fact and conclusions of law will be referred to collectively as either “findings” or “findings of fact.”
3. Findings of fact may be requested in any case tried in this Court without a jury. *See* Tex. R. Civ. P. 296.
4. In cases governed by Rule 296, the party who loses should always request findings of fact. Otherwise, all findings are deemed in favor of the judgment.
5. The losing party must file an original request entitled “Request for Findings of Fact and Conclusions of Law,” pursuant to Rule 296, within 20 days after the date the judgment is signed.
6. Once the losing party makes a proper request for findings of fact, the winning party should prepare, file and serve its proposed findings of fact on or before the 20<sup>th</sup> day after the date the losing party requested findings. **The Court will not prepare proposed findings of fact.**
7. If the Court does not sign findings of fact within 20 days after the original request is filed, the losing party must file a “Notice of Past Due Findings of Fact and Conclusions of Law” within 30 days after the date it filed its original request. *See* Tex. R. Civ. P. 297.
8. In the notice of past due findings of fact, the party must state the date the original request was filed and the date the findings of fact were due. Tex. R. Civ. P. 297.

9. Once the notice of past due findings of fact is filed, the Court has 40 days after the date the first request was filed to make and file findings of fact. Tex. R. Civ. P. 297.
10. Once the Court makes findings of fact, either party may ask the Court for additional or amended findings. The request for additional or amended findings of fact must be filed within 10 days after the Court's initial findings of fact are filed. Tex. R. Civ. P. 298.
11. If either party requests additional or amended findings of fact, the party must submit specific proposed findings. A broad, general request for additional or amended findings is not sufficient.
12. If either or both parties request specific additional or amended findings of fact, the Court shall make and file any additional or amended findings within 10 days after the date the request for additional or amended findings is filed. Tex. R. Civ. P. 298.
13. Refusal of the Court to make a proposed finding shall be reviewable on appeal. Tex. R. Civ. P. 299.
14. Findings of fact shall not be recited in a judgment. Tex. R. Civ. P. 299a.
15. This Standing Order does not apply in a contested child-support case. Findings of fact in a contested child-support case are governed by Section 154.130 of the Texas Family Code.

**THIS 245<sup>TH</sup> DISTRICT COURT, HARRIS COUNTY, TEXAS, STANDING ORDER REGARDING FINDINGS OF FACT & CONCLUSIONS OF LAW SHALL BECOME EFFECTIVE ON JULY 1, 2011.**



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JUDGE ROY L. MOORE  
PRESIDING JUDGE  
245<sup>TH</sup> DISTRICT COURT