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IN THE DISTRICT COURT

HARRIS COUNTY, TEXAS

165TH JUDICIAL DISTRICT

**SECOND AMENDED STANDING DOCKET CONTROL ORDER ON
FILING TEX. R. CIV. P. 166a SUMMARY JUDGMENT MOTIONS**

On this day, the Court enters this Second Amended Standing Order on the Filing of Summary Judgment Motions for all cases in the 165th Judicial District Court in accordance with TEX. R. CIV. P. 166a(b)3.

(1) A Traditional Motion for Summary Judgment Based on a Pure Issue of Law

Without leave of court, a Traditional Motion for Summary Judgment based on a pure issue of law must not be filed until the Answer of the Party filing or responding to the filing of a Traditional Motion for Summary Judgment has been on file for at least sixty (60) days.

(2) A Traditional Motion for Summary Judgment

Without leave of court, a Traditional Motion for Summary Judgment not based exclusively on a pure issue of law must not be filed until its cause of action seeking affirmative relief or answer asserting a defense for the first time has been on file for eight (8) months, or forty-five (45) days before the end of the discovery period, whichever is earlier.

(3) A No-Evidence Motion for Summary Judgment

Without leave of court, a No-Evidence Motion for Summary Judgment must not be filed more than sixty (60) days before the date set forth in paragraph 5.(a) of the Scheduling and Docket Control Order entered in that specific case.

(4) Leave of Court: Motion Must be Filed as an Exhibit/Attachment to the Motion for Leave

If leave of court is required to file any type of summary judgment motion, the Party requiring leave of court must file the Summary Judgment Motion as an exhibit to the Motion for Leave of Court. The Summary Judgment Motion must not be filed as an independent filing. If it is

filed incorrectly as an independent filing, it will be **DENIED**, without prejudice as to whether or not leave will or will not be granted, to avoid the deadlines set forth in TEX. GOV'T CODE § 23.303 and TEX. R. CIV. P. 166a.

If leave of court is granted, the Summary Judgment Motion, and exhibits (if any), must be re-filed as its own independent filing in compliance with TEX. R. CIV. P. 166a.

(5) Failure to follow this Standing Order may result in the Summary Judgment Motion being DENIED and monetary sanctions, if appropriate.

It is so **ORDERED**.

Signed March 17, 2026
in Harris County, Texas.



**The Honorable Bruce Bain, Presiding Judge
165th Judicial District, Harris County, Texas**