



Jerry W. Simoneaux, Jr.

Judge, Harris County Probate Court No. 1
Civil Courthouse, 201 Caroline, Ste. 600
Houston, Texas 77002

Probate Court 1 Submission Docket Policy Updated May 23, 2019

Pursuant the *Rules of the Probate Courts of Harris County, Texas* 10.3 (2019) and the Texas Estates Code § 1055.051, attorneys may set any pleading on the Submission Docket except for the probate of wills, appointment of an administrator, and the appointment of a guardian.

Probate Court 1 has a regular Submission Docket each Thursday at 10:00 am. To set a matter on the Submission Docket, please contact the Court at 832-927-1401. Parties must give at least 10 days' notice of submission to all other parties, unless governed by a specific rule requiring more time (e.g. Motion for Summary Judgment). Responses must be served on all parties and received by the Court no later than 3 days prior to the submission date, unless governed by a specific rule requiring more time.

If the Respondent prefers an oral hearing, the Respondent may file a written *Motion for Oral Hearing* as soon as practicable within the response time stating good cause—beyond a bare desire for an oral hearing. Responses to Motions for Oral Hearings will be permitted up to the submission date and time. If an oral hearing is granted, the Court Coordinator will contact the parties to set an oral hearing date.

Types of Motions that may be heard on submission include, but are not limited to:

- **Motions for Summary Judgment**
- **Uncontested motions or agreed motions**
- **Discovery Motions** – Motions to Compel, Motions to Undeem Admissions, Motion for Leave to ..., etc.
- **Pleadings Motions** – Special Exceptions, Motion to Transfer Venue, Motion to Dismiss (for 91a – 14 days' notice required [91a.6]), Motion to Abate.
- **Motions to Withdraw.** For motions that are not agreed to by the client, notice of Submission must be delivered to a party either in person or mailed “by both certified and regular first class mail” per TRCP 10. Proof of notice must be on file for consideration on submission.
- **Motions for Independent Medical Exam**