

## **DISMISSAL FOR WANT OF PROSECUTION**

A case may be dismissed for want of prosecution for any of the following reasons:

1. Failure of Petitioner to request a setting or take other appropriate action after notice from the Clerk that the case has been pending without action for more than sixty days.
2. Failure of Petitioner's counsel to appear for pretrial, docket conference, or other preliminary hearing, especially where there has been a previous failure to appear or where no amendment has been timely filed to meet expectations previously sustained.
3. Failure of Petitioner to make an announcement of "ready" when a case is called for trial or hearing of any preliminary matters.
4. For any other reason provided by the Local Rules of the District Courts of Collin County, Texas, Texas Rules of Civil Procedure, or the general law.

If you do not want your case dismissed, you must do one of the following **BEFORE** the dismissal date:

1. Dispose of your case.

**OR**

2. Set your case for final trial.
  - You can obtain trial dates by contacting the Court Coordinator at [470@co.collin.tx.us](mailto:470@co.collin.tx.us).
  - Once you select a trial date, please complete and e-file a Discovery Control Plan and Scheduling Order signed by all counsel and/or parties.
  - The Discovery Control Plan and Scheduling Orders can be found on our website: [www.JudgeMiskel.com](http://www.JudgeMiskel.com).

All requests for trial settings must be accompanied by a proposed scheduling order. Parties failing to submit a scheduling order will be limited to 90 minutes per side at trial.

Parties are directed to confer with each other within ten days to discuss an agreed scheduling order.