

## NOTICE TO ATTORNEYS AND LEGAL STAFF REGARDING AMENDMENTS TO TRCP 166a SUMMARY JUDGMENT RULE (Effective March 1, 2026)

The Supreme Court of Texas has adopted a comprehensive rewrite of Rule 166a governing summary judgment practice. These changes affect the timing and handling of dispositive motions and **apply to motions for summary judgment filed on or after March 1, 2026.**

### KEY CHANGES

#### Deadlines **Based on Filing Date** (not hearing date)

- Response: **21 days after motion is filed**
- Reply: **7 days after response is filed**

#### Hearing / Submission Timing

- Earliest setting: **35 days after filing**
- Generally set within **60 days** (up to **90 days** if needed)

#### Court Process

- Motion will be set for **hearing or submission\***
- Court must issue a **written ruling within 90 days** after hearing or submission

#### Additional Requirements

- **Proposed orders** must be submitted before the hearing or submission
- Evidence may be presented by **reference to materials already on file**

#### Practice Considerations

- Deadlines now run from the **date the motion is filed**, not the hearing date
- Hearing requests should appear in the **title of the motion or response**
- Not all motions will be set for oral hearing; some may be decided by submission
- Timely filing of **responses, evidence, and proposed orders** will assist the Court in meeting required deadlines

The Court appreciates the cooperation of the bar in implementing these changes, which are intended to promote the efficient and timely resolution of cases.

\*CCCAL5 will continue to hear summary judgment motions by submission only (absent extraordinary circumstances) and typically sets the submission date for the first Friday after 35 days from filing date.

**This notice is provided for general informational purposes only. It is not a local rule, standing order, or legal advice.**

[Posted 03/2026]