

IN THE SUPREME COURT OF TEXAS

Misc. Docket No. 02- 9023

**ORDER SETTING ASIDE PRIOR ORDER AND DIRECTING
RESPONDENT TO FILE RESPONSE WITHIN THIRTY DAYS**


On this day the Court considered the joint motion to set aside previously issued order of January 7, 2002 (Misc. Docket No. 02-9003), because of lack of notice to respondent.

The Court is of the opinion that such motion should be granted. It is therefore ordered that the order of this Court in the above-entitled cause is hereby set aside for all purposes. It is further ordered that Respondent file a response to Movant's Request within thirty (30) days of the date of receipt of this Order.

As ordered by the Supreme Court of Texas, in chambers,

With the Seal thereof affixed at the
City of Austin

This 24th day of January, 2002



JOHN T. ADAMS, CLERK
SUPREME COURT OF TEXAS



The Supreme Court of Texas

CHIEF JUSTICE
THOMAS R. PHILLIPS

JUSTICES
NATHAN L. HECHT
CRAIG T. ENOCH
PRISCILLA R. OWEN
JAMES A. BAKER
DEBORAH G. HANKINSON
HARRIET O'NEILL
WALLACE B. JEFFERSON
XAVIER RODRIGUEZ

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Telephone: 512/463-1312 Facsimile: 512/463-1365

January 24, 2002

CLERK
JOHN T. ADAMS

EXECUTIVE ASSISTANT
WILLIAM L. WILLIS

DEPUTY EXECUTIVE ASST
JIM HUTCHESON

A D M I N I S T R A T I V E
ASSISTANT
NADINE SCHNEIDER

Mr. John R. Gladney
Arena Tower Two
7324 Southwest Frwy, Suite 800
Houston, Texas 77074

Dear Counsel,

Please find enclosed, a copy of an order approved for issue this date.

Sincerely,

SIGNED

John T. Adams
Clerk

Encl.

cc: Ms. Margaret J. Reaves

Hon. Billy Ray Chisum

IN THE SUPREME COURT OF TEXAS

Misc. Docket No. 02-9003

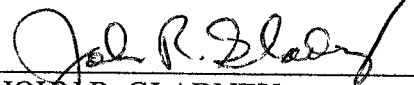
JOINT MOTION TO SET ASIDE PREVIOUSLY ISSUED ORDER

TO THE HONORABLE JUSTICES OF SAID COURT:

On or about December 18, 2001, a "Commission's Request for Order of Suspension of Judge" was delivered to the Supreme Court of Texas. Such Request contained a certificate of service indicating that Respondent's attorney, John R. Gladney, had been sent a copy. However, it was later discovered that due to an accident and mistake, no copy of the Request was sent to Respondent's attorney as indicated. Respondent's attorney desires to make a written response opposing suspension pending final disposition of the charges, and it is agreed by both parties that Respondent's attorney should be given this opportunity.

It is therefore jointly urged and requested that the Order of the Supreme Court of Texas in the above numbered and entitled cause dated January 7, 2002, be in all things set aside and that Respondent's attorney be permitted to make a response within thirty (30) days of the date that the previous Order is set aside. This motion is jointly presented in the interest of justice.

Respectfully submitted,



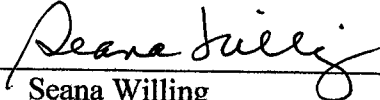
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ATTORNEY FOR RESPONDENT,
THE HONORABLE BILLY RAY
CHISUM, JUSTICE OF THE PEACE
FOR PRECINCTS 1 AND 2, LEAKEY,
REAL COUNTY, TEXAS

State Commission on Judicial Conduct
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Margaret J. Reaves
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Texas State Bar No. 16643800

Seana Willing
General Counsel
Texas State Bar No. 00787056

By: 
Seana Willing
Texas State Bar No. 00787056