

Bill of Review Research Guide

Overview

This research guide provides information and resources on Bill of Review. A bill of review is “a bill in equity requesting that a court reverse or revise a prior decree.” (*Black’s Law Dictionary*, 11th ed.) The resources listed below are not exhaustive and may not include the most up-to-date information. It is for information purposes only and should not be construed as legal advice or act as the substitute for legal counsel.

Statutes & Codes

Texas Statutes Online www.statutes.capitol.texas.gov

Texas Rules of Civil Procedure
<https://www.txcourts.gov/rules-forms/rules-standards/>

- Rule 329b Time for Filing Motions

Secondary Resources in Print

Texas Litigation Guide REF KFT 1730.T4

- Vol. 7, Ch. 100 Default Judgment
 - §100.51[2][c] Bill of Review
 - §100.112 Plaintiff’s Original Petition for Bill of Review
 - §100.201[2][d] Bill of Review Case Law
- Vol. 9, Ch. 131 Judgment
 - §131.54 Bill of Review
 - §131.130 Plaintiff’s Original Petition for Bill of Review
- Vol. 22, Ch. 362 Divorce
 - §362.30[6][b] Availability of Bill of Review
- Vol. 23, Ch. 373 Modification of SAPCR
 - §373.03[10] Appellate Matters
 - §373.08[1] Modification by Agreement

- Vol. 24, Ch. 392 Admitting Wills to Probate
 - §392.202[3] Bill of Review Case Law

Texas Probate Forms & Procedure REF KFT 1344.T4B7

- Ch. 15 §15:20 Bill of Review – Available to Contest Probate or Revise Any Decision
- Form 15-10 Petition for Bill of Review

O’Connor’s Texas Civil Appeals REF KFT 1755.O3

- 1-B § 2.5.1 Interlocutory order, nonappealable
- 1-B § 4 Deadline

Practitioner’s Guide to Civil Appeals in Texas REF KFT 1755.P73

- §4-2:2.4 Bill of Review

West’s Texas Forms REF KFT 1268.W47

- Vol. 12 *West’s Tex. Forms, Admin. Decedent Est. & Guard.* § 5:40 – Bill of Review

Texas Civil Procedure: Trial and Appellate Practice REF KFT 1730.D678

- §8.06[D] Bill of Review

Texas Family Law Practice Manual REF KFT 1294.T4S7

- Vol. 4, Ch. 61 Miscellaneous Litigation
 - Form 61-1: Original Petition for Bill of Review [for fraud]

CLE Materials

Advanced Family Law Course KFT 1294.S83

- 2000 Vol. 3, Ch. 48 Bill of Review

Marriage Dissolution Institute KFT 1300.M372

- 2022 Ch. 4 Make the World Go Away: Finding the Right Appellate Tool, p. 4 – Bill of Review

Online Resources

"Bill of Review" Texas State Bar CLE (2000)
<http://www.texasbarcle.com/Materials/Events/1602/83870.htm>

Civil Deskbook (TJCTC)

- Ch. 9 Other Post-Judgment Remedies, Section B. Bill of Review (also available in print in the library)
<https://gato-docs.its.txstate.edu/jcr:62021edc-78c4-4c3a-bb7b-aa503f1e8c40/Civil%20Deskbook%20-%20Third%20Edition%20-%206-28.pdf>

Article: "The Snares and Pitfalls of the Equitable Bill of Review in Texas" - 21 Tex. Tech. L. Rev. 763 (1990)
(Available on *HeinOnline*)

Article: "A Practical Guide to the Equitable Bill of Review," by Patrick J. Dyer, *Texas Bar Journal*, Vol. 70, Issue 1 (January 2007), pp. 20-25 (Available on *HeinOnline*)
<http://www.jtexconsumerlaw.com/V10N3/V10N3Equitable.pdf>

Article: Roger S. Braugh Jr.; Paul C. Sewell, "Equitable Bill of Review: Unraveling the Cause of Action That Confounds Texas Courts," *Baylor Law Review* 48, no. 3 (Summer 1996): 623-674 (Available on *HeinOnline*)

Article: R. Kevin Spencer, "Standing and Error Correction in Probate," *Estate Planning & Community Property Law Journal* 10, no. 2 (Summer 2018): 299-350. (Available on *HeinOnline*)

Legal Assistance

Legal Lines – Ask Attorneys simple legal questions (free service)

- Tarrant County LegalLine Sign-up
<https://www.tarrantbar.org/>
- Dallas County LegalLine Sign-up
<https://www.dallasbar.org/index.cfm?pg=legalline>

Tarrant County Bar Association Lawyer Referral Service: 817-336-4101 (\$20 for the first 30 minutes)