



Before the Presiding Judge
of the Eighth Administrative Judicial Region of Texas

CAUSE No. 2015-002259-1

AMANDA LOLLAR * IN THE COUNTY COURT
*
VS. * AT LAW NUMBER TWO
*
MARY CUMMINS * TARRANT COUNTY, TEXAS

ORDER DENYING MOTION TO RECUSE
FOR NONCOMPLIANCE WITH RULE 18a (a)(4)

On the 13th day of October, 2015 came on to be considered the *Defendant's* *Opposed Motion to Recuse Judge Jennifer Rymell* filed in the above-entitled cause. A motion seeking to recuse a judge "must state with detail and particularity the facts" relied upon to justify recusal. T.R.C.P. 18a (a) (4). A motion to recuse that does not comply with rules may be denied without an oral hearing. T.R.C.P. 18a (g) (3). A motion to recuse must assert one or more grounds under T.R.C.P. 18a. Movant makes a conclusionary statement that Judge Rymell is a friend of Plaintiff's attorney and his wife. However, movant fails to state with detail and particularity the facts personally known to her which would justify the conclusion that the judge is friends with the Plaintiff's attorney and his wife. Further, no facts are provided as to extent and nature of the alleged friendship. From the conclusionary statement, she concludes that this is a conflict of interest that will support recusal. T.R.C.P. 18a enumerates the relationships which require recusal. Mere friendship with an attorney of record and his spouse is not a ground for recusal. For these reasons the

motion must be denied.

I would also note that judges are often called rule in cases where the parties are represented by attorneys whom they know or with whom they have been partners in the practice of law. It is the duty of the judge to disregard those relationships and rule on the merits of the case pending between the parties.

IT IS THEREFORE ORDERED that Defendant's *Opposed Motion to Recuse Judge Jennifer Rymell* is **DENIED** for the reason stated above.

SIGNED this 13th day of October 2015.



DAVID L. EVANS, PRESIDING JUDGE