

PUBLICATION UPDATE

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Texas Family Law Practice and Procedure

Publication 705

Release 74

October 2016

HIGHLIGHTS

Pub Update

- This release updates the set to incorporate recent case law developments.

AIDs and MSAs. The discussion of agreements incident to divorce and mediated settlement agreements has been revised. In particular, topics relating to enforcement of AIDs and MSAs have been expanded to provide more complete coverage of this active area of the law. *See* Task E2, Settling the Case; Agreements Incident to Divorce, §§ E2.02–E2.07, E2.14–E2.16.

Continuance. Lack of counsel as a ground for continuance is discussed in Task E5, Making Pretrial Motions and Other Preliminary Matters, § E5.03[2][b][vii].

Modification while appeal is pending. The El Paso Court of Appeals has suggested two possible remedies available to a

litigant when changed circumstances require modification of a SAPCR order while an appeal of that order is pending: suspension and abatement with remand. *See* Task H1, Determining SAPCR Modification Jurisdiction, § H1.02[1].

Child support enforcement. The Texas Supreme Court will review a case holding that tuition paid by a father directly to daycare and private schools did not count as child support because the order required direct payments to the mother [*Ochsner v. Ochsner*, 436 S.W.3d 378 (Tex. App.—Houston [14th Dist.] 2014, pet. granted)]. *See* Task J1, Choosing Which Remedies to Seek in Motion to Enforce Child Support, § J1.03[1][a].

Name change. The requirements for an order changing a child’s surname in an action to adjudicate parentage are discussed in Task R3, Initiating Parentage Suit, § R3.06[3].

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