

# Discovery Research Guide

## Overview

This research guide includes information and resources on discovery. “The compulsory disclosure, at a party’s request, of information that relates to the litigation” is known as discovery. The main discovery devices are “interrogatories, depositions, requests for admissions, and requests for production.” (*Black’s Law Dictionary, 11<sup>th</sup> 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 and Codes

Texas Statutes Online [www.statutes.capitol.texas.gov](http://www.statutes.capitol.texas.gov)

Code of Criminal Procedure

- Ch. 39 Depositions and Discovery  
<https://statutes.capitol.texas.gov/Docs/CR/htm/CR.39.htm>

Texas Rules of Civil Procedure (TRCP)

<https://www.txcourts.gov/rules-forms/rules-standards/>

- Rule 88 Discovery and Venue
- Rule 190 Discovery Limitations
- Rules 191-215 (various)
- Rule 621A Discovery & Enforcement of Judgment

## Secondary Resources in Print

**O’Connors Texas Rules \* Civil Trials KFT 1729.A1903**

- TRCP 199, 200; 6-F § 1 Depositions, Generally
- TRCP 191-193, 215; 6-A § 1 Discovery, Generally (*see Index*)

**Pattern Discovery: Tort Actions KF 8900.D333**

**Texas Litigation Guide KFT 1730.T4**

- Vol. 6, Ch. 90-99

**Texas Evidentiary Foundations KFT 1740.T49**

**Trial Preparation Tools REF KF 8915**

- Ch. 3 Discovery and Investigation to Fill Gaps in Proff Rubric

**Texas Collections Manual KFT 1367.C6 T49**

- Ch. 26 Postjudgment Discovery

**Handling Federal Discovery REF KF 8900.A92**

**Guerrilla Discovery: Federal and States REF KF 8900.A15 L57**

**Building Trial Notebooks REF KF 8915 .B83**

- Vol. 2, Ch. 40 Discovery Depositions
- Vol. 2, Ch. 45 *et seq*

**Bender’s Forms of Discovery KF 8900.A3 B4**

**Attorney’s Guide to Effective Discovery Techniques KF 8900.B3**

**Texas Civil Procedure: Pretrial Litigation KFT 1737.D67**

- Ch. 9 Discovery: Purposes, Scope, and Uses
- Ch. 10 Discovery: Methodology of the Individual Devices

**Winning at Deposition KF 8900.R43**

**Discovery Proceedings in Federal Court KF 890.S5**

**Arkfeld on Electronic Discovery and Evidence KF 8902.E4 A752**

**NOLO Represent Yourself in Court: Prepare & Try a Winning Civil Case KF 8841.B47**

- Ch. 5 Investigating Your Case

### **Texas Pretrial Practice KFT 1737.T4B7**

- Vol. 1, Ch. 3, Section V. Fraudulent Concealment and the Discovery Rule

### **A Litigator's Guide to Expert Witnesses KF 8961.K83**

- Ch. 4 Rules of Discovery

### **Texas Criminal Forms KFT 1775.A6G5**

- Vol. 1, Ch. 13 Discovery Motions

### **Texas Criminal Lawyers Handbook KFT 1775.D36**

- Vol. 1, Ch. 13 Discovery

### **Texas Criminal Practice Guide KFT 1775.T49**

- Vol. 2, Ch. 62 Discovery

### **Texas Family Law Practice and Procedure KFT 1294.F35**

- Vol. 2, Task E1 Conducting Discovery

### **Texas Family Law Practice Manual KFT 1294.T4S7**

- Chapter 5 (Information book page 185; forms book page 329)

### **Pattern Discovery: Family Law KF 8900.A5D3F3**

## **CLE Materials**

### **Advanced Evidence and Discovery KFT1740.A75S7**

- 2022 (+ multiple older years available)

### **Advanced Family Law KFT1294.S83**

- 2021 Ch. 5 New Discovery Rules
- 2021 Ch. 66 Discovery on a Shoestring
- 2020 Ch. 5 The Practitioners Guide to Who, What, When, Where, Why, and How of Depositions
- 2020 Ch. 17 I Know There's an Answer: Getting the Information You Need to Win
- 2020 Ch. 19 Sympathy for the Devil: Recovering from Discovery Mistakes & Traps
- 2020 Ch. 64 You Keep Me Hangin' On: Compelling Discovery
- 2020 Ch. 65 Don't Let Me Be Misunderstood: Creative and Effective Trial Exhibits

- 2019 Ch. 4 Inflicting Maximum Damage in Depositions – Tips for Effective Depositions
- 2019 Ch. 21 Come and Take It: Objections, Privileges, Motions to Compel and Discovery

### **Advanced Civil Trial KFT 1738.A2S73**

- 2020 Ch. 1 Cutting Edge Evidence Issues
- 2020 Ch. 13 Trends in Discovery

### **Advanced Trial Strategies KFT 1737.A75 S83**

- 2020 Ch. 6 Demonstrative Evidence on a Budget – Persuasion and Use of Technology

### **Advanced Estate Planning and Probate KFT1340.A75S7**

- 2019 Ch. 24 Discovery on a Budget
- 2019 Ch. 25 Avoiding Limitations – The Discovery Rule and Fraudulent Concealment in Fiduciary Litigation

### **Family Law 101 KFT 1294.A75 F351**

- 2019 Ch. 4 Discovery: To the Formbook and Beyond

## **Online Resources**

Discovery in Texas: Investigate and Prepare for Trial  
<https://texaslawhelp.org/article/discovery-in-texas-investigate-and-prepare-for-trial>

Responding to Discovery Requests (TexasLawHelp)  
<https://texaslawhelp.org/article/responding-to-discovery-requests>

Texas Department of Family and Protective Services (DFPS) – Section 6 Discovery  
[https://www.dfps.state.tx.us/Child\\_Protection/Attorneys\\_Guide/documents/Section\\_6\\_Discovery.pdf](https://www.dfps.state.tx.us/Child_Protection/Attorneys_Guide/documents/Section_6_Discovery.pdf)

How Courts Work – Discovery (ABA)  
[https://www.americanbar.org/groups/public\\_education/resources/law\\_related\\_education\\_network/how\\_courts\\_work/discovery/#:~:text=To%20begin%20preparing%20for%20trial,what%20evidence%20may%20be%20presented](https://www.americanbar.org/groups/public_education/resources/law_related_education_network/how_courts_work/discovery/#:~:text=To%20begin%20preparing%20for%20trial,what%20evidence%20may%20be%20presented)

## 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)

