

# Post-Trial & Appellate Proceedings (Family Law) Research Guide

## Overview

This research guide includes information and resources on post-trial and appellate proceedings in family law cases. Topics touched on here include de novo, new trial, *nunc pro tunc*, default judgments, and enforcement. 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.

*Related guides: Enforcement and Contempt, Post-Divorce Division of Property*

## Statutes and Codes

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

Texas Family Code

- Ch. 9 Post-Decree Proceedings (Divorce)  
<https://statutes.capitol.texas.gov/Docs/FA/htm/FA.9.htm>
- Ch. 56 Appeal (Juvenile)  
<https://statutes.capitol.texas.gov/Docs/FA/htm/FA.56.htm>
- Ch. 109 Appeals (SAPCR)  
<https://statutes.capitol.texas.gov/Docs/FA/htm/FA.109.htm>

## Secondary Resources in Print

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

- Vol. 1, Ch. 8 Ancillary Motions and Proceedings
- Vol. 2, Ch. 26 Posttrial Proceedings and Appeals

**O'Connor's Texas Family Law Handbook KFT 1294 .A291 O26**

- Ch. 8-A Postdissolution Partition of Community Property §15 Appellate Review
- Ch. 8-B Postdissolution Partition of Community Property §16 Appellate Review

**O'Connor's Texas Family Law Forms KFT 1294 .A65 W55**

- De Novo §1C:5-7
- Clarification §16C:1 (child support); §17:1 (possession & access)
- Enforcement/Contempt §16B-16F (child support); §17B-17E (possession & access); §18B-18D (property division)

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

- Objective G Appellate Review
- Objective O Post-Trial Property Division
- See *Appeals* in Index

**Texas Litigation Guide KFT 1730 .T4**

- Vol. 10, Chs. 145-154 Appellate Procedures

## CLE Materials

**Advanced Family Law Course KFT 1294 .S83**

- 2020 Ch. 67 Ain't Too Proud to Beg: Persuading the Appellate Court
- 2019 Ch. 66 What Every Family Lawyer Must Know about Post-Trial Issues

**Advanced Family Law Drafting KFT 1294 .A92**

- 2021 Ch. 12 It's Not Over Until It's Over: Post Trial Motions

**Marriage Dissolution Institute KFT 1300 .M372**

- 2018 Ch. 3 Temporary Orders During Appeal

## Online Resources

Texas Law Help ([www.texaslawhelp.org](http://www.texaslawhelp.org))

- Appealing a Judgment in Texas  
<https://texaslawhelp.org/article/appealing-a-judgment-in-texas>
- Correcting a Clerical Mistake  
<https://texaslawhelp.org/guide/i-want-to-correct-a-clerical-mistake-in-a-judgment>
- How to Set Aside Default Judgment  
<https://texaslawhelp.org/article/how-set-aside-default-judgment>
- Retain or Reinstate a Case  
<https://texaslawhelp.org/article/how-to-retain-or-reinstate-a-case-dismissed-by-the-court>

Texas Young Lawyers Association Pro Se Appellate Guide

<http://www.tyla.org/tyla/assets/File/Pro%20Se%20Litigant%20Guide.pdf>

De Novo Hearings and Posttrial Strategies (DFPS Appellate Unit)

[https://www.dfps.state.tx.us/Child\\_Protection/Attorneys\\_Guide/documents/Section\\_10\\_De\\_Novo\\_Post\\_Trial.pdf](https://www.dfps.state.tx.us/Child_Protection/Attorneys_Guide/documents/Section_10_De_Novo_Post_Trial.pdf)

Tarrant County: Sample De Novo Hearing Form

[https://www.tarrantcounty.com/content/dam/main/law-library/pdfs/De\\_Novo\\_Packet\\_Request\\_and\\_Notice\\_of\\_Hearing.pdf](https://www.tarrantcounty.com/content/dam/main/law-library/pdfs/De_Novo_Packet_Request_and_Notice_of_Hearing.pdf)

Tarrant County: Sample Motion and Order for New Trial Forms

[https://www.tarrantcounty.com/content/dam/main/law-library/pdfs/New\\_Trial\\_Motion\\_and\\_Order.pdf](https://www.tarrantcounty.com/content/dam/main/law-library/pdfs/New_Trial_Motion_and_Order.pdf)

Texas Courts: Rules of Appellate Procedure

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

## 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)