

**Presiding State Statutory Probate Judge
Administrative Order 2021-1**

Pursuant to Government Code § 25.0022(c), the undersigned, as Presiding Statutory Probate Judge, finds that the Texas Supreme Court recently granted review of *In re the Guardianship of James F. Fairley* to determine whether personal in-state service of a guardianship application on a proposed ward by private process server is effective. The undersigned further finds that in light of the Supreme Court's decision to review this issue, it is necessary during the pendency of the Supreme Court's review that all personal in-state service of a guardianship application on a proposed ward be done by the sheriff or constable as required under Texas Estates Code § 1051.051(b)(1).

It is therefore **ORDERED** that personal in-state service of a guardianship application on a proposed ward shall be done by the sheriff or constable pursuant to Estates Code § 1051.051(b)(1) until the issue of whether such service by private process server is effective is resolved by the Texas Supreme Court in *In re the Guardianship of James F. Fairley*.

Costs, if any, for this filing are waived.

Signed on the 9th day of April, 2021.



Guy Herman, Presiding Judge
Statutory Probate Courts of Texas