

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TEXAS EXHIBIT DISPOSAL ELIGIBILITY GUIDE

(Rev. 2/9/2026 following entry of General Order 26-02)

Thirty days after final disposition of the case, which is the date described below for the relevant case type, the non-scanned original exhibits that remain in the clerk’s custody may be disposed pursuant to LR CV-79(a)(4) / LR CR-55(c). The parties may seek return of any such exhibits during the 30 days after final disposition. Additionally, the PDF copies of exhibits required to be submitted to the CRD after trial (see LR CV-79(a)(3)/LR CR-55(b)) and any non-documentary physical exhibits that remain in the parties’ custody that were retained through disposition of any appeal or the lapse of time to file an appeal may also be disposed 30 days after final disposition of the case (the date described below for the relevant case type.)

CIVIL CASE	NO APPEAL	APPEAL FILED	PETITION FOR WRIT OF CERTIORARI FILED	
	<p style="text-align: center;">Entry of district court’s final disposition (including any motion for reconsideration)</p> <p style="text-align: center;">+ 30 days</p> <p style="text-align: center;">OR</p> <p style="text-align: center;">+ 60 days if USA is pty, unless appeal filed.</p>	<p style="text-align: center;">Entry of circuit court’s final disposition</p> <p style="text-align: center;">+ 150 days</p> <p style="text-align: center;">(150 days = 90-day deadline to file petition for writ of certiorari + 60 days to cure deficiency), unless petition for writ of certiorari filed.</p>	<p>Entry of Supreme Court’s final disposition.</p>	
CRIMINAL CASE	NO APPEAL	APPEAL FILED	PETITION FOR WRIT OF CERTIORARI FILED	MOTION TO VACATE UNDER 28:2255 FILED
	<p style="text-align: center;">Entry of district court’s final disposition (including any motion for new trial)</p> <p style="text-align: center;">+ 1 year,</p> <p>unless appeal or 28:2255 filed</p>	<p style="text-align: center;">Entry of circuit court’s final disposition</p> <p style="text-align: center;">+ 1 year,</p> <p>unless petition for writ of certiorari or 28:2255 filed</p>	<p style="text-align: center;">Entry of Supreme Court’s final disposition</p> <p style="text-align: center;">+ 1 year,</p> <p>unless 28:2255 filed</p>	<p>Follow the guidelines for a civil case.</p>