

Permissive Appeals in the Wake of *Sabre Travel*

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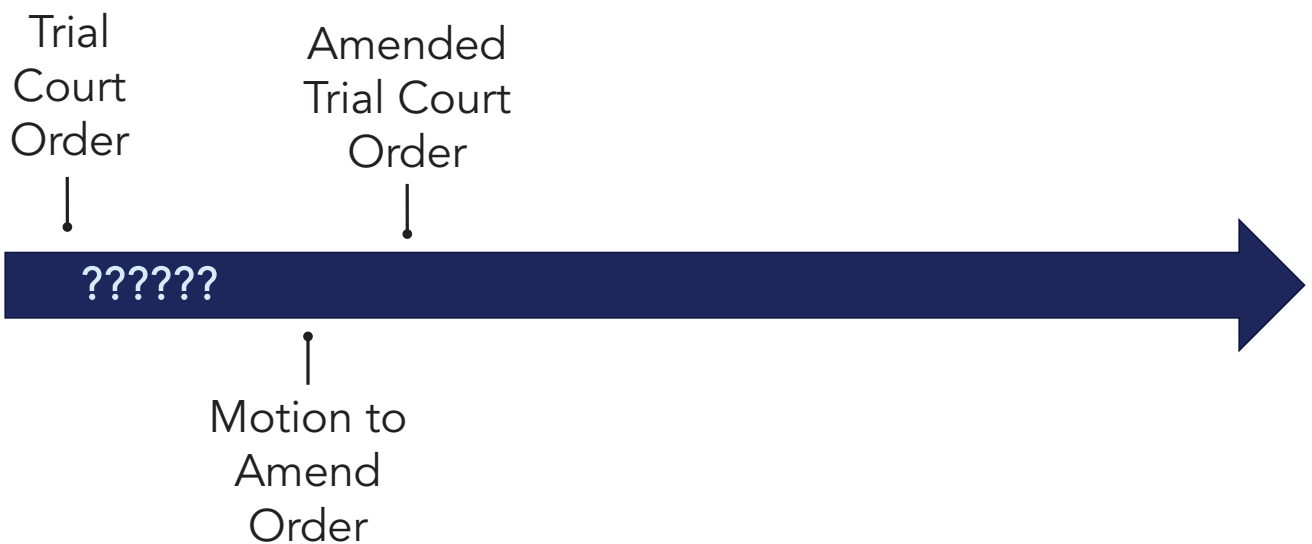
CRPC 51.014(d)

Allows the trial court to grant permission to seek to appeal an order that involves a controlling question of law as to which there is a substantial ground for difference of opinion if an immediate appeal from the order may materially advance the ultimate termination of the litigation.

Procedure

- CPRC 51.014(f)
- TRAP 28.3
- TRCP 168

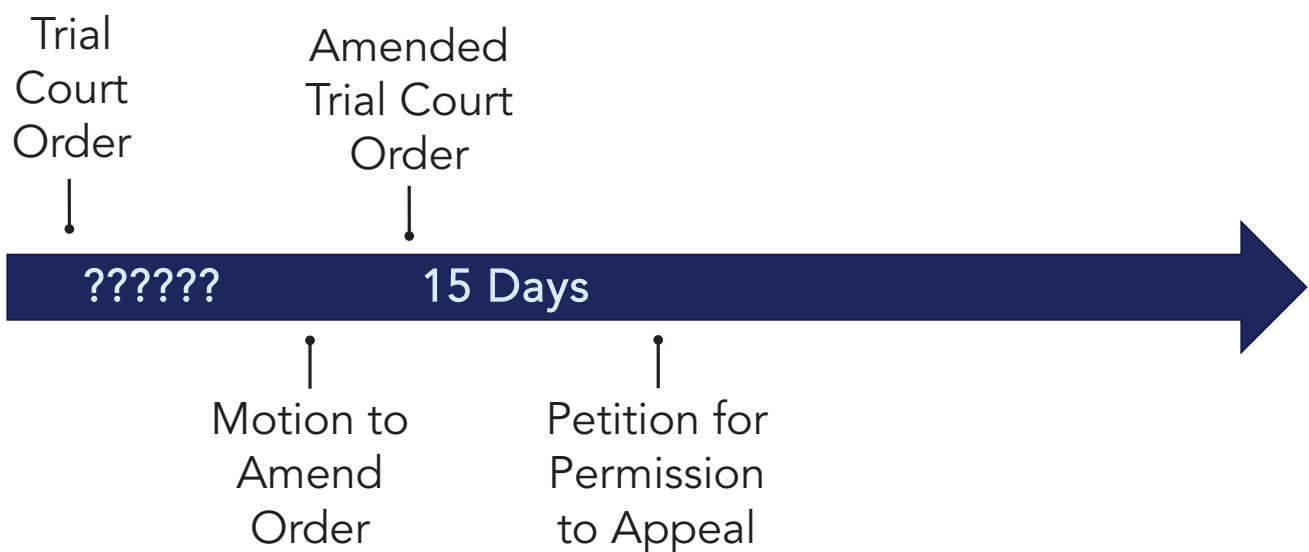
Procedure



Trial Court's Permission

- Must be in order being appealed
- Must identify the controlling legal question as to which there is a substantial basis for difference of opinion
- Must substantively rule on the controlling issue of law
- Must state why an immediate appeal may materially advance the termination of the litigation

Procedure



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