

# Settlement Agreements Research Guide

## Overview

This research guide includes information and resources on settlement agreements. A settlement agreement is “an agreement ending a dispute or lawsuit.” (*Black’s Law Dictionary, 12<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.

*Related guides: Rule 11 Agreements, Mediation, Arbitration*

## Statutes and Codes

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

Texas Administrative Code

- §34.27 Settlement Agreement  
[https://texreg.sos.state.tx.us/public/readtac\\$ext.TacPage?sl=R&app=9&p\\_dir=&p\\_rloc=&p\\_tloc=&p\\_ploc=&pg=1&p\\_tac=&ti=37&pt=1&ch=34&rl=27](https://texreg.sos.state.tx.us/public/readtac$ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=37&pt=1&ch=34&rl=27)

Texas Civil Practice and Remedies Code

- Ch. 42 Settlement  
<https://statutes.capitol.texas.gov/Docs/CP/htm/CP.42.htm>

Texas Estates Code

- §1055.152 Mediated Settlement Agreements  
<https://statutes.capitol.texas.gov/Docs/ES/htm/ES.1055.htm#1055.152>

Texas Rules of Civil Procedure

- Rule 11 Agreements to be in Writing  
<https://www.txcourts.gov/rules-forms/rules-standards/>

Texas Rules of Appellate Procedure

- Rule 42 Dismissal; Settlement  
<https://www.txcourts.gov/rules-forms/rules-standards/>

## Secondary Resources in Print

**Texas Litigation Guide REF KFT 1730 .T4**

- Vol. 7, Ch. 102 Settlement

**O’Connor’s Texas Civil Forms REF KFT 1735 .A6503**

- Form 7H:1 Declaration invoking offer
- Form 7H:2 Offer
- Form 7H:3 Response to Offer
- Form 7I:1 Settlement & Release

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

- Vol. 2, Ch. 38 Settlement and ADR

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

- Vol. 1, Ch. 18 Alternative Dispute Resolution and Informal Settlement
  - Form 18-51 Informal Settlement Agreement
  - Form 18-52 Informal Settlement Agreement [Short Form]

**Texas Practice Series REF KFT 1280 .T4**

- Vol. 38, §11.7.50 Mediated settlement agreements (see supplement in back of book)
- Vol. 47, §6:10 Scope: Indemnity and insuring agreements and settlement agreements (Rule 192 – Scope of Discovery)

**Texas Transaction Guide REF KFT 1268 .K45**

- Vol. 20, Ch. 83A Construction Contracts
- Vol. 23, Ch. 100 Agreements Incident to Divorce

### West's Texas Forms REF KFT 1268 W47

- Vol. 9, Civ Tr § 12.1:1 et seq, offer of settlement
- Vol. 5, Bus Lit § 30.1.1, Indemnity agreement and settlement
- Vol. 5, Bus Lit § 30.1:13 Recovery of amount of compromise, enforce settlement of suit
- Vol. 5, Bus Lit § 30.1:14 Specific performance, enforce settlement agreement
- Vol. 5, Bus Lit § 30.1:15 Fraud, set aside settlement agreement, petition
- Vol. 18, Fam § 12:114 Termination of parental relationship, effect of mediated settlement agreement

## CLE Materials

### Advanced Family Law KFT 1294 .S83

- 2022 Ch. 21 Looking for Love: Settlement Agreements (*PDF only*)

### Advanced Family Law Drafting KFT 1294 .A92

- 2021 Ch. 25 Drafting for Mediation, Including MSAs

### Alternative Dispute Resolution Law Course KFT 1760.3 .A75S7

- 2020 Ch. 4.2 Ethical Issues in Drafting Mediated Settlement Agreements in Family Law Cases

### Advanced Personal Injury Law Course KFT 1397 .P2S7

- 2021 Ch. 22 Ethical Considerations of Confidentiality Agreements in Settlements

### Collections and Creditors Rights KFT 1367 .C6S7

- 2021 Ch. 19 Securing the Settlement

Mediated Settlement Agreements in Texas (attorney blog) <https://www.familylawyerkaty.com/family-law/mediation-services/mediated-settlement-agreements/>

## 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)

## Online Resources

Mediated Settlement Agreements: Don't Put Off Until Tomorrow What You Can Do at Mediation (State Bar of Texas)

<https://www.texasbar.com/AM/Template.cfm?Section=articles&Template=/CM/HTMLDisplay.cfm&ContentID=50626>