

CLOSED

**U.S. District Court [LIVE]
Western District of Texas (Austin)
CIVIL DOCKET FOR CASE #: 1:17-cv-00425-SS**

Texas v. Travis County, Texas et al
Assigned to: Judge Sam Sparks
Demand: \$0
Case in other court: USCA – 5th, 17–50763
Cause: 28:2201 Declaratory Judgment

Date Filed: 05/07/2017
Date Terminated: 08/09/2017
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Texas

represented by **Brantley Starr**
Deputy First Assistant Attorney General
Office of the Attorney General
P.O. Box 12548, Capitol Station
Austin, TX 78711
512–936–8160
Fax: 512–936–0545
Email: brantley.starr@oag.texas.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Darren L. McCarty
Office of Texas Attorney General
Executive Administration
240 W. 14th Street
7th Floor
Austin, TX 78701
512–936–0594
Fax: 512–936–0545
Email: darren.mccarty@oag.texas.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David Jonathan Hacker
Office of the Attorney General of Texas
209 W. 14th Street
PDB, Ground Floor
Austin, TX 78701
512–936–2330
Fax: 512–936–0545
Email: david.hacker@oag.texas.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David Austin Robert Nimocks
Texas Attorney General's Office
209 W. 14th Street, 8th Floor (Mail Code
001)
Austin, TX 78701
512–936–1414
Email: elizabeth.saunders@oag.texas.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joel Stonedale
Texas Attorney General
209 West 14th Street
Austin, TX 78711
512–936–0677
Email: grace.moody@oag.texas.gov
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Michael Christopher Toth
Office of the Texas Attorney General
209 W. 14th St., 8th Floor
Austin, TX 78701
(512) 936-0631
Email: michael.toth@oag.texas.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrew Drake Leonie , III
Office of the Attorney General of Texas
209 W. 14th St., 8th Floor
Austin, TX 78701
(512) 475-3281
Email: grace.moody@texasattorneygeneral.gov
ATTORNEY TO BE NOTICED

Plaintiff

Ken Paxton
*in his official capacity as Texas Attorney
General*

represented by **Brantley Starr**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Darren L. McCarty
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Travis County, Texas

represented by **Anthony J. Nelson**
Travis County Attorney's Office
314 West 11th Street
Room 590
Austin, TX 78701
(512) 854-4801
Fax: 512/854-4808
Email: tony.nelson@traviscountytexas.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Laurie R. Eiserloh
Travis County Attorney's Office
314 W. 11th Street
Ste 500
Austin, TX 78701
(512) 854-6906
Fax: 512/854-4808
Email: laurie.eiserloh@traviscountytexas.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sharon Talley
Travis County Attorney's Office
PO Box 1748
Austin, TX 78767
(512) 854-9513
Fax: 512/854-4808
Email: sharon.talley@traviscountytexas.gov
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Sherine Elizabeth Thomas
Assistant County Attorney
Travis County, Texas
P.O. Box 1748
Austin, TX 78767
(512) 854-9513
Fax: 512/854-4808
Email: sherine.thomas@traviscountytexas.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Tim Labadie
Travis County Attorney's Office
P. O. Box 1748
Austin, TX 78767
(512) 854-5864
Fax: 512-854-9316
Email: tim.labadie@traviscountytexas.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Sally Hernandez
*in her official capacity as Sherriff of
Travis County, Texas*

represented by **Anthony J. Nelson**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Laurie R. Eiserloh
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sharon Talley
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sherine Elizabeth Thomas
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Tim Labadie
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

City of Austin, Texas

represented by **Christopher J. Coppola**
City of Austin
P.O. Box 1546
Austin, TX 78767
512-974-2161
Fax: 512-974-1311
Email: christopher.coppola@austintexas.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael John Weills Siegel
City of Austin Law Department
P.O. Box 1088
Austin, TX 78767

(512) 974-2268
Fax: (512) 974-1311
Email: michael.siegel@austintexas.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Ora Houston
*in her official capacity as City Council
Member of the City of Austin, Texas*

represented by **Christopher J. Coppola**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael John Weills Siegel
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Delia Garza
*in her official capacity as City Council
Member of the City of Austin, Texas*

represented by **Christopher J. Coppola**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael John Weills Siegel
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Sabino Renteria
*in his official capacity as City Council
Member of the City of Austin, Texas*

represented by **Christopher J. Coppola**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael John Weills Siegel
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Gregorio Casar
*in his official capacity as City Council
Member of the City of Austin, Texas*

represented by **Christopher J. Coppola**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael John Weills Siegel
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Ann Kitchen
*in her official capacity as City Council
Member of the City of Austin, Texas*

represented by **Christopher J. Coppola**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael John Weills Siegel
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Jimmy Flannigan
*in his official capacity as City Council
Member of the City of Austin, Texas*

represented by **Christopher J. Coppola**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael John Weills Siegel
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Leslie Pool
*in her official capacity as City Council
Member of the City of Austin, Texas*

represented by **Christopher J. Coppola**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael John Weills Siegel
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Ellen Troxclair
*in her official capacity as City Council
Member of the City of Austin, Texas*

represented by **Christopher J. Coppola**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael John Weills Siegel
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Kathie Tovo
*in her official capacity as City Council
Member of the City of Austin, Texas*

represented by **Christopher J. Coppola**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael John Weills Siegel
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Alison Alter
*in her official capacity as City Council
Member of the City of Austin, Texas*

represented by **Christopher J. Coppola**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael John Weills Siegel
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Steve Adler
*in his official capacity as Mayor of the
City of Austin, Texas*

represented by **Christopher J. Coppola**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael John Weills Siegel
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Elaine Hart

*in her official capacity as Interim City
Manager of the City of Austin, Texas*

represented by **Christopher J. Coppola**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Michael John Weills Siegel
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

**Mexican American Legal Defense and
Education Fund**

represented by **David W. Dummer**
Sidley Austin, LLP
2021 McKinney Avenue, Suite 2000
Dallas, TX 75201
214-981-3300
Fax: 214-981-3400
Email: david.dummer@sidley.com
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Jose F. Sanchez
3 Richland Place
Pasadena, CA 91103
626-529-3703
Email: jsanchez695@earthlink.net
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Marisa Bono
Maldef
110 Broadway #300
San Antonio, Tx 78205
(210) 224-5476 ext 204
Fax: 210/224-5382
Email: mbono@maldef.org
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Nina Perales
MALDEF [Mexican American Legal
Defense & Educational Fund]
110 Broadway Street, #300
San Antonio, TX 78205
(210) 224-5476
Fax: 210/224-5382
Email: nperales@maldef.org
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Yolanda Cornejo Garcia
Sidley Austin, LLP
2021 McKinney Avenue, Suite 2000
Dallas, TX 75201
214-981-3414
Fax: 214-981-3400
Email: ygarcia@sidley.com
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Celina Ysela Moreno
Mexican American Legal Defense and
Educational Fund
110 Broadway
San Antonio, TX 78205
(210) 224-5476
Fax: (210) 224-5382
Email: cmoreno@maldef.org
ATTORNEY TO BE NOTICED

Defendant

El Paso County, Texas

represented by **Jose Garza**
Law Office of Jose Garza
7414 Robin Rest Dr.
San Antonio, TX 78209
210-392-2856
Email: jgarza@trla.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael Patrick Moran
Garza Golando Moran, PLLC
405 N. St. Marys St., Ste. 700
San Antonio, TX 78205
210-892-8543
Email: michael@ggmtx.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Richard Wiles
*in his official capacity as Sheriff of El
Paso County, Texas*

represented by **Jose Garza**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael Patrick Moran
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

City of El Cenizo, Texas

represented by **Luis Roberto Vera , Jr.**
Law Offices of Luis Roberto Vera &
Associates, P.C.
111 Soledad
Suite 1325
San Antonio, TX 78205-2260
(210) 225-3300
Fax: 210/225-2060
Email: lrvlaw@sbcglobal.net
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Max Renea Hicks
Law Office of Max Renea Hicks
P. O. Box 303187
Austin, TX 78703
(512) 480-8231
Email: rhicks@renea-hicks.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Trisha Trigilio

ACLU of Texas
5225 Katy Freeway Suite 350
Houston, TX 77007
United Sta
713.942.8146
Fax: 713.942.8966
Email: ttrigilio@aclutx.org
ATTORNEY TO BE NOTICED

Defendant

Raul L. Reyes
*in his official capacity as Mayor of El
Cenizo, Texas*

represented by **Luis Roberto Vera , Jr.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Max Renea Hicks
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Trisha Trigilio
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Maverick County, Texas

represented by **Luis Roberto Vera , Jr.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Max Renea Hicks
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Trisha Trigilio
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Tom Schmerber
*in his official capacity as Sheriff of
Maverick County, Texas*

represented by **Luis Roberto Vera , Jr.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Max Renea Hicks
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Trisha Trigilio
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Mario A. Hernandez
*in his official capacity as Constable Pct.
3-1 of Maverick County, Texas*

represented by **Luis Roberto Vera , Jr.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Max Renea Hicks
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Trisha Trigilio
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Texas Organizing Project Education Fund

represented by **Cassandra Lang Champion**
Texas Civil Rights Project
1405 Montopolis Dr.
Austin, TX 78741
512-474-5073
Fax: 512-474-0726
Email: champion@texascivilrightsproject.org
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Efren Carlos Olivares
Texas Civil Rights Project
1017 W. Hackberry
Alamo, TX 78516
956-787-8171 ext. 108
Fax: 956-787-6348
Email: efren@texascivilrightsproject.org
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Mimi M.D. Marziani
Texas Civil Rights Project
1405 Montopolis Drive
Austin, TX 78741
512-474-5073 x108
Fax: 512-474-0726
Email: mimi@texascivilrightsproject.org
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

League of United Latin American Citizens

represented by **Max Renea Hicks**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
05/07/2017	<u>1</u>	COMPLAINT FOR DECLARATORY JUDGMENT (Filing fee \$ 400 receipt number 0542-9562867), filed by Texas. (Attachments: # <u>1</u> Exhibit Exhibit 1, # <u>2</u> Civil Cover Sheet)(Starr, Brantley) (Entered: 05/07/2017)
05/07/2017		Case Assigned to Judge Sam Sparks. CM WILL NOW REFLECT THE JUDGE INITIALS AS PART OF THE CASE NUMBER. PLEASE APPEND THESE JUDGE INITIALS TO THE CASE NUMBER ON EACH DOCUMENT THAT YOU FILE IN THIS CASE. (gr) (Entered: 05/09/2017)
05/09/2017	<u>2</u>	Letter to David J. Hacker re: non-admission into the WD/TX. (gr). (Entered: 05/09/2017)
05/09/2017	<u>3</u>	REQUEST FOR ISSUANCE OF SUMMONS by Texas. <i>Brantley Starr</i> (Starr, Brantley) (Entered: 05/09/2017)
05/09/2017	<u>4</u>	Summons Issued as to Steve Adler, Alison Alter, Gregorio Casar, City of Austin, Texas, Jimmy Flannigan, Delia Garza, Elaine Hart, Sally Hernandez, Ora Houston, Ann Kitchen, Mexican American Legal Defense and Education Fund, Leslie Pool,

		Sabino Renteria, Kathie Tovo, Travis County, Texas, Ellen Troxclair. (dm) (Entered: 05/09/2017)
05/09/2017	<u>5</u>	NOTICE of Attorney Appearance by Darren L. McCarty on behalf of Texas. Attorney Darren L. McCarty added to party Texas(pty:pla) (McCarty, Darren) (Entered: 05/09/2017)
05/09/2017	<u>6</u>	NOTICE of Attorney Appearance by David Austin Robert Nimocks on behalf of Texas. Attorney David Austin Robert Nimocks added to party Texas(pty:pla) (Nimocks, David) (Entered: 05/09/2017)
05/09/2017	<u>7</u>	NOTICE of Attorney Appearance by Andrew Drake Leonie, III on behalf of Texas (Leonie, Andrew) (Entered: 05/09/2017)
05/09/2017	<u>8</u>	NOTICE of Attorney Appearance by Darren L. McCarty on behalf of Texas (McCarty, Darren) (Entered: 05/09/2017)
05/09/2017	<u>9</u>	NOTICE of Attorney Appearance by David Austin Robert Nimocks on behalf of Texas (Nimocks, David) (Entered: 05/09/2017)
05/09/2017	<u>10</u>	NOTICE of Attorney Appearance by Andrew Drake Leonie, III on behalf of Texas (Leonie, Andrew) (Entered: 05/09/2017)
05/10/2017	<u>11</u>	WAIVER OF SERVICE Returned Executed by Texas as to Sally Hernandez. Waiver sent on 5/8/2017, answer due 7/7/2017. (Nimocks, David) (Entered: 05/10/2017)
05/10/2017	<u>12</u>	WAIVER OF SERVICE Returned Executed by Texas as to Travis County, Texas. Waiver sent on 5/8/2017, answer due 7/7/2017. (Nimocks, David) (Entered: 05/10/2017)
05/12/2017	<u>13</u>	SUMMONS Returned Executed by Texas. City of Austin, Texas served on 5/10/2017, answer due 5/31/2017. (Nimocks, David) (Entered: 05/12/2017)
05/16/2017	<u>14</u>	NOTICE of Attorney Appearance by David Jonathan Hacker on behalf of Texas. Attorney David Jonathan Hacker added to party Texas(pty:pla) (Hacker, David) (Entered: 05/16/2017)
05/22/2017	<u>15</u>	WAIVER OF SERVICE Returned Executed by Texas as to Mexican American Legal Defense and Education Fund. Waiver sent on 5/19/2017, answer due 7/18/2017. (McCarty, Darren) (Entered: 05/22/2017)
05/24/2017	<u>16</u>	MOTION to Dismiss for Lack of Jurisdiction by Steve Adler, Alison Alter, Gregorio Casar, City of Austin, Texas, Jimmy Flannigan, Delia Garza, Elaine Hart, Ora Houston, Ann Kitchen, Leslie Pool, Sabino Renteria, Kathie Tovo, Ellen Troxclair. (Siegel, Michael) (Entered: 05/24/2017)
05/24/2017	<u>17</u>	Opposed MOTION to Consolidate Cases by Texas. (Attachments: # <u>1</u> Memo in Support Memo in Support for Motion to Consolidate, # <u>2</u> Exhibit 1 El Cenizo Memo in Support of Motion to Dismiss or Transfer, # <u>3</u> Proposed Order Proposed Order Granting the Motion to Consolidate)(McCarty, Darren) (Entered: 05/24/2017)
05/26/2017	<u>18</u>	MOTION to Dismiss for Lack of Jurisdiction <i>12 (b)(1)</i> and MOTION for Expedited Ruling by Sally Hernandez, Travis County, Texas. (Attachments: # <u>1</u> Proposed Order)(Thomas, Sherine). Added MOTION to Expedite on 5/26/2017 to add text and event (klw). (Entered: 05/26/2017)
05/26/2017	<u>19</u>	Amended MOTION to Dismiss <i>Pursuant to Rule 12(b)(1) and Request to Expedite Ruling</i> Sally Hernandez, Travis County, Texas. (Thomas, Sherine) Modified on 5/30/2017 to correct filers (dm). (Entered: 05/26/2017)
05/30/2017	<u>20</u>	NOTICE of Attorney Appearance by Nina Perales on behalf of Mexican American Legal Defense and Education Fund. Attorney Nina Perales added to party Mexican American Legal Defense and Education Fund(pty:dft) (Perales, Nina) (Entered: 05/30/2017)
05/31/2017	<u>21</u>	RESPONSE to Motion, filed by Steve Adler, Alison Alter, Gregorio Casar, City of Austin, Texas, Jimmy Flannigan, Delia Garza, Elaine Hart, Sally Hernandez, Ora Houston, Ann Kitchen, Leslie Pool, Sabino Renteria, Kathie Tovo, Travis County, Texas, Ellen Troxclair, re <u>17</u> Opposed MOTION to Consolidate Cases filed by

		Plaintiff Texas (Attachments: # <u>1</u> Proposed Order)(Thomas, Sherine) (Entered: 05/31/2017)
05/31/2017	<u>22</u>	Response in Opposition to Motion, filed by Mexican American Legal Defense and Education Fund, re <u>17</u> Opposed MOTION to Consolidate Cases filed by Plaintiff Texas (Perales, Nina) (Entered: 05/31/2017)
05/31/2017	<u>23</u>	AMENDED COMPLAINT against All Defendants amending <u>1</u> Complaint, filed by Texas, Ken Paxton.(jf) (Entered: 05/31/2017)
06/01/2017	<u>24</u>	Opposed MOTION to Consolidate Cases by Ken Paxton, Texas. (Attachments: # <u>1</u> Memo in Support Memorandum of Law In Support of Plaintiffs' Motion to Consolidate, # <u>2</u> Exhibit Exhibit 1, # <u>3</u> Proposed Order Proposed Order Granting Motion to Consolidate)(McCarty, Darren) (Entered: 06/01/2017)
06/02/2017	<u>25</u>	NOTICE <i>City of Austin's Advisory to the Court</i> by Steve Adler, Alison Alter, Gregorio Casar, City of Austin, Texas, Jimmy Flannigan, Delia Garza, Elaine Hart, Ora Houston, Ann Kitchen, Leslie Pool, Sabino Renteria, Kathie Tovo, Ellen Troxclair (Siegel, Michael) (Entered: 06/02/2017)
06/02/2017	<u>26</u>	MOTION to Dismiss <i>Defendants Travis County and Sheriff Sally Hernandez's Motion to Dismiss First Amended Complaint Pursuant to F.R.C.P. 12(b)(1) and Request for Expedite Ruling</i> by Sally Hernandez, Travis County, Texas. (Thomas, Sherine) (Entered: 06/02/2017)
06/02/2017	<u>27</u>	Amended MOTION to Dismiss by Steve Adler, Alison Alter, Gregorio Casar, City of Austin, Texas, Jimmy Flannigan, Delia Garza, Elaine Hart, Ora Houston, Ann Kitchen, Leslie Pool, Sabino Renteria, Kathie Tovo, Ellen Troxclair. (Siegel, Michael) (Entered: 06/02/2017)
06/02/2017	<u>28</u>	MOTION to Appear Pro Hac Vice by Nina Perales <i>for Yolanda C. Garcia</i> (Filing fee \$ 100 receipt number 0542-9647700) by on behalf of Mexican American Legal Defense and Education Fund. (Attachments: # <u>1</u> Proposed Order)(Perales, Nina) (Entered: 06/02/2017)
06/02/2017	<u>29</u>	MOTION to Appear Pro Hac Vice by Nina Perales <i>for Jose F. Sanchez</i> (Filing fee \$ 100 receipt number 0542-9647807) by on behalf of Mexican American Legal Defense and Education Fund. (Attachments: # <u>1</u> Proposed Order)(Perales, Nina) (Entered: 06/02/2017)
06/06/2017	<u>30</u>	Response in Opposition to Motion, filed by Ken Paxton, Texas, re <u>26</u> MOTION to Dismiss <i>Defendants Travis County and Sheriff Sally Hernandez's Motion to Dismiss First Amended Complaint Pursuant to F.R.C.P. 12(b)(1) and Request for Expedite Ruling</i> filed by Defendant Travis County, Texas, Defendant Sally Hernandez, <u>27</u> Amended MOTION to Dismiss filed by Defendant Ellen Troxclair, Defendant Delia Garza, Defendant Ora Houston, Defendant Steve Adler, Defendant Leslie Pool, Defendant Kathie Tovo, Defendant Alison Alter, Defendant Sabino Renteria, Defendant Gregorio Casar, Defendant Jimmy Flannigan, Defendant Elaine Hart, Defendant City of Austin, Texas, Defendant Ann Kitchen (Attachments: # <u>1</u> Proposed Order Proposed Order)(McCarty, Darren) (Entered: 06/06/2017)
06/06/2017	<u>31</u>	ORDER GRANTING <u>28</u> Motion to Appear Pro Hac Vice as to Yolanda C. Garcia. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Signed by Judge Sam Sparks. (dm) (Entered: 06/06/2017)
06/06/2017	<u>32</u>	ORDER GRANTING <u>29</u> Motion to Appear Pro Hac Vice as to Jose F. Sanchez. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Signed by Judge Sam Sparks. (dm) (Entered: 06/06/2017)
06/07/2017	<u>33</u>	REPLY to Response to Motion, filed by Sally Hernandez, Travis County, Texas, re <u>26</u> Motion to Dismiss Defendants Travis County and Sheriff Sally Hernandez's Motion to Dismiss First Amended Complaint Pursuant to F.R.C.P. 12(b)(1) and Request for Expedite Ruling (Thomas, Sherine) Modified on 6/27/2017 to correct link (dm). (Entered: 06/07/2017)

06/08/2017	<u>34</u>	REQUEST FOR ISSUANCE OF SUMMONS by Ken Paxton, Texas. (McCarty, Darren) (Entered: 06/08/2017)
06/08/2017	<u>35</u>	Opposed MOTION to Consolidate Cases <i>and Request for Expedited Ruling</i> by Texas. (Attachments: # <u>1</u> Memo in Support, # <u>2</u> Exhibit 1, # <u>3</u> Proposed Order)(McCarty, Darren) (Entered: 06/08/2017)
06/08/2017	<u>36</u>	REPLY to Response to Motion, filed by Steve Adler, Alison Alter, Gregorio Casar, City of Austin, Texas, Jimmy Flannigan, Delia Garza, Elaine Hart, Ora Houston, Ann Kitchen, Leslie Pool, Sabino Renteria, Kathie Tovo, Ellen Troxclair, re <u>27</u> Amended MOTION to Dismiss filed by Defendant Ellen Troxclair, Defendant Delia Garza, Defendant Ora Houston, Defendant Steve Adler, Defendant Leslie Pool, Defendant Kathie Tovo, Defendant Alison Alter, Defendant Sabino Renteria, Defendant Gregorio Casar, Defendant Jimmy Flannigan, Defendant Elaine Hart, Defendant City of Austin, Texas, Defendant Ann Kitchen (Siegel, Michael) (Entered: 06/08/2017)
06/08/2017	<u>37</u>	NOTICE of Attorney Appearance by Marisa Bono on behalf of Mexican American Legal Defense and Education Fund. Attorney Marisa Bono added to party Mexican American Legal Defense and Education Fund(pty:dft) (Bono, Marisa) (Entered: 06/08/2017)
06/08/2017	<u>38</u>	NOTICE of Attorney Appearance by Celina Ysela Moreno on behalf of Mexican American Legal Defense and Education Fund. Attorney Celina Ysela Moreno added to party Mexican American Legal Defense and Education Fund(pty:dft) (Moreno, Celina) (Entered: 06/08/2017)
06/08/2017	<u>39</u>	RESPONSE to Motion, filed by Steve Adler, Alison Alter, Gregorio Casar, City of Austin, Texas, Jimmy Flannigan, Delia Garza, Elaine Hart, Sally Hernandez, Ora Houston, Ann Kitchen, Leslie Pool, Sabino Renteria, Kathie Tovo, Travis County, Texas, Ellen Troxclair, re <u>24</u> Opposed MOTION to Consolidate Cases filed by Plaintiff Texas, Plaintiff Ken Paxton <i>Defendants Travis County, Sheriff Sally Hernandez, and City of Austin's Joint Response to State's Motion to Consolidate</i> (Thomas, Sherine) (Entered: 06/08/2017)
06/08/2017	<u>40</u>	Response in Opposition to Motion, filed by Mexican American Legal Defense and Education Fund, re <u>35</u> Opposed MOTION to Consolidate Cases <i>and Request for Expedited Ruling</i> filed by Plaintiff Texas (Perales, Nina) (Entered: 06/08/2017)
06/09/2017	<u>41</u>	Summons Issued as to City of El Cenizo, Texas, El Paso County, Texas, Mario A. Hernandez, League of United Latin American Citizens, Raul L. Reyes, Tom Schmerber, Texas Organizing Project Education Fund, Richard Wiles. (dm) (Entered: 06/09/2017)
06/09/2017	<u>42</u>	ADVISORY TO THE COURT by Sally Hernandez, Travis County, Texas. (Thomas, Sherine) (Entered: 06/09/2017)
06/09/2017	<u>43</u>	DEFICIENCY NOTICE: re <u>42</u> Advisory to the Court (dm) (Entered: 06/09/2017)
06/09/2017	<u>44</u>	CERTIFICATE OF SERVICE by Sally Hernandez, Travis County, Texas (Thomas, Sherine) (Entered: 06/09/2017)
06/09/2017	<u>45</u>	MOTION to Appear Pro Hac Vice by Nina Perales <i>for David W. Dummer</i> (Filing fee \$ 100 receipt number 0542-9673778) by on behalf of Mexican American Legal Defense and Education Fund. (Attachments: # <u>1</u> Proposed Order)(Perales, Nina) (Entered: 06/09/2017)
06/12/2017	<u>47</u>	WAIVER OF SERVICE Returned Executed by Texas, Ken Paxton as to Texas Organizing Project Education Fund. Waiver sent on 6/6/2017, answer due 8/7/2017. (McCarty, Darren) (Entered: 06/12/2017)
06/12/2017	<u>48</u>	CORRECTED RESPONSE to Motion (Corrected as to #46), filed by Steve Adler, Alison Alter, Gregorio Casar, City of Austin, Texas, Delia Garza, Elaine Hart, Sally Hernandez, Ora Houston, Ann Kitchen, Leslie Pool, Sabino Renteria, Kathie Tovo, Travis County, Texas, Ellen Troxclair, re <u>35</u> Opposed MOTION to Consolidate Cases <i>and Request for Expedited Ruling</i> filed by Plaintiff Texas (Attachments: # <u>1</u> Proposed Order)(Thomas, Sherine) (Entered: 06/12/2017)

06/12/2017	<u>49</u>	ORDER GRANTING <u>45</u> Motion to Appear Pro Hac Vice as to David W. Dummer. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Signed by Judge Sam Sparks. (dm) (Entered: 06/13/2017)
06/14/2017	<u>50</u>	SUMMONS Returned Executed by Texas, Ken Paxton. Tom Schmerber served on 6/9/2017, answer due 6/30/2017. (McCarty, Darren) (Entered: 06/14/2017)
06/14/2017	<u>51</u>	SUMMONS Returned Executed by Texas, Ken Paxton. Mario A. Hernandez served on 6/9/2017, answer due 6/30/2017. (McCarty, Darren) (Entered: 06/14/2017)
06/15/2017	<u>52</u>	REPLY to Response to Motion, filed by Ken Paxton, Texas, re <u>35</u> Opposed MOTION to Consolidate Cases <i>and Request for Expedited Ruling</i> filed by Plaintiff Texas, <u>17</u> Opposed MOTION to Consolidate Cases filed by Plaintiff Texas, <u>24</u> Opposed MOTION to Consolidate Cases filed by Plaintiff Texas, Plaintiff Ken Paxton (McCarty, Darren) (Entered: 06/15/2017)
06/16/2017	<u>53</u>	NOTICE of Voluntary Dismissal by Ken Paxton, Texas (McCarty, Darren) (Entered: 06/16/2017)
06/16/2017	<u>54</u>	ORDER, (All Pending Matters set for 6/29/2017 at 10:00 AM before Judge Sam Sparks,). Signed by Judge Sam Sparks. (dm) (Entered: 06/16/2017)
06/20/2017	<u>55</u>	SUMMONS Returned Executed by Texas, Ken Paxton. El Paso County, Texas served on 6/13/2017, answer due 7/5/2017. (McCarty, Darren) (Entered: 06/20/2017)
06/21/2017	<u>56</u>	SUMMONS Returned Executed by Texas, Ken Paxton. City of El Cenizo, Texas served on 6/19/2017, answer due 7/10/2017. (McCarty, Darren) (Entered: 06/21/2017)
06/21/2017	<u>57</u>	SUMMONS Returned Executed by Texas, Ken Paxton. Richard Wiles served on 6/20/2017, answer due 7/11/2017. (McCarty, Darren) (Entered: 06/21/2017)
06/27/2017	<u>58</u>	SUMMONS Returned Executed by Texas, Ken Paxton. Raul L. Reyes served on 6/12/2017, answer due 7/3/2017. (McCarty, Darren) (Entered: 06/27/2017)
06/27/2017	<u>59</u>	SUMMONS Returned Executed by Texas, Ken Paxton. League of United Latin American Citizens served on 6/13/2017, answer due 7/5/2017. (McCarty, Darren) (Entered: 06/27/2017)
06/28/2017	<u>60</u>	MOTION to Dismiss by <i>"The El Cenizo Parties"</i> by City of El Cenizo, Texas, Mario A. Hernandez, Maverick County, Texas, Raul L. Reyes, Tom Schmerber. (Attachments: # <u>1</u> Proposed Order)(Hicks, Max) (Entered: 06/28/2017)
06/28/2017	<u>61</u>	Memorandum in Support of <u>60</u> MOTION to Dismiss by <i>"The El Cenizo Parties"</i> by City of El Cenizo, Texas, Mario A. Hernandez, Maverick County, Texas, Raul L. Reyes, Tom Schmerber. (Hicks, Max) (Entered: 06/28/2017)
06/28/2017	<u>62</u>	MOTION to Dismiss Pursuant to <i>F.R.C.P. 12(b)(1) and 12(b)(6)</i> by Texas Organizing Project Education Fund. (Attachments: # <u>1</u> Proposed Order)(Marziani, Mimi) (Entered: 06/28/2017)
06/28/2017	<u>63</u>	NOTICE of Attorney Appearance by Trisha Trigilio on behalf of City of El Cenizo, Texas, Mario A. Hernandez, Maverick County, Texas, Raul L. Reyes, Tom Schmerber. Attorney Trisha Trigilio added to party City of El Cenizo, Texas(pty:dft), Attorney Trisha Trigilio added to party Mario A. Hernandez(pty:dft), Attorney Trisha Trigilio added to party Maverick County, Texas(pty:dft), Attorney Trisha Trigilio added to party Raul L. Reyes(pty:dft), Attorney Trisha Trigilio added to party Tom Schmerber(pty:dft) (Trigilio, Trisha) (Entered: 06/28/2017)
06/29/2017	<u>64</u>	Motion to Dismiss for Failure to State a Claim by El Paso County, Texas, Richard Wiles. (Garza, Jose) (Entered: 06/29/2017)
06/29/2017	<u>65</u>	MOTION to Dismiss for Lack of Jurisdiction by City of El Cenizo, Texas, Mario A. Hernandez, League of United Latin American Citizens, Maverick County, Texas, Raul L. Reyes, Tom Schmerber. (Attachments: # <u>1</u> Proposed Order)(Hicks, Max) (Entered: 06/29/2017)

06/29/2017	<u>66</u>	MEMORANDUM IN SUPPORT OF AMENDED MOTION to Dismiss for Lack of Jurisdiction by City of El Cenizo, Texas, Mario A. Hernandez, League of United Latin American Citizens, Maverick County, Texas, Raul L. Reyes, Tom Schmerber. (Hicks, Max) Modified on 6/29/2017 to correct text (dm). (Entered: 06/29/2017)
06/29/2017	<u>67</u>	Minute Entry for proceedings held before Judge Sam Sparks: Status Conference held on 6/29/2017 (Minute entry documents are not available electronically.). (Court Reporter Lily Reznik.)(dm) (Entered: 06/29/2017)
06/29/2017	<u>68</u>	DEFICIENCY NOTICE: re <u>66</u> MOTION to Dismiss for Lack of Jurisdiction (dm) (Entered: 06/29/2017)
06/29/2017	<u>69</u>	DEFICIENCY NOTICE: re <u>66</u> MOTION to Dismiss for Lack of Jurisdiction (dm) (Entered: 06/29/2017)
06/29/2017	<u>70</u>	CERTIFICATE OF SERVICE by City of El Cenizo, Texas, Mario A. Hernandez, League of United Latin American Citizens, Maverick County, Texas, Raul L. Reyes, Tom Schmerber <u>66</u> MOTION to Dismiss for Lack of Jurisdiction (Hicks, Max) (Entered: 06/29/2017)
07/12/2017	<u>71</u>	RESPONSE to Motion, filed by Ken Paxton, Texas, re <u>64</u> Motion to Dismiss for Failure to State a Claim filed by Defendant Richard Wiles, Defendant El Paso County, Texas, <u>60</u> MOTION to Dismiss by "The El Cenizo Parties" filed by Defendant Mario A. Hernandez, Defendant Tom Schmerber, Defendant City of El Cenizo, Texas, Defendant Maverick County, Texas, Defendant Raul L. Reyes, <u>62</u> MOTION to Dismiss Pursuant to F.R.C.P. 12(b)(1) and 12(b)(6) filed by Defendant Texas Organizing Project Education Fund, <u>65</u> MOTION to Dismiss for Lack of Jurisdiction filed by Defendant Mario A. Hernandez, Defendant Tom Schmerber, Defendant City of El Cenizo, Texas, Defendant League of United Latin American Citizens, Defendant Maverick County, Texas, Defendant Raul L. Reyes, <u>66</u> MOTION to Dismiss for Lack of Jurisdiction filed by Defendant Mario A. Hernandez, Defendant Tom Schmerber, Defendant City of El Cenizo, Texas, Defendant League of United Latin American Citizens, Defendant Maverick County, Texas, Defendant Raul L. Reyes (Attachments: # <u>1</u> Proposed Order)(McCarty, Darren) (Entered: 07/12/2017)
07/19/2017	<u>72</u>	REPLY to Response to Motion, filed by Texas Organizing Project Education Fund, re <u>62</u> MOTION to Dismiss Pursuant to F.R.C.P. 12(b)(1) and 12(b)(6) filed by Defendant Texas Organizing Project Education Fund (Olivares, Eflen) (Entered: 07/19/2017)
07/31/2017	<u>73</u>	Transcript filed of Proceedings held on June 29, 2017, Proceedings Transcribed: All Pending Matters. Court Reporter/Transcriber: Lily I. Reznik, Telephone number: 512-391-8792 or Lily_Reznik@txwd.uscourts.gov. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 8/21/2017, Redacted Transcript Deadline set for 8/31/2017, Release of Transcript Restriction set for 10/30/2017, (Reznik, Lily) (Entered: 07/31/2017)
08/09/2017	<u>74</u>	ORDER MOOTING <u>19</u> Motion to Dismiss ; MOOTING <u>24</u> Motion to Consolidate Cases; GRANTING <u>26</u> Motion to Dismiss ; GRANTING <u>27</u> Motion to Dismiss ; MOOTING <u>35</u> Motion to Consolidate Cases; MOOTING <u>60</u> Motion to Dismiss ; GRANTING <u>62</u> Motion to Dismiss ; GRANTING <u>64</u> Motion to Dismiss for Failure to State a Claim; GRANTING <u>65</u> Motion to Dismiss for Lack of Jurisdiction ; MOOTING <u>16</u> Motion to Dismiss for Lack of Jurisdiction ; MOOTING <u>17</u> Motion to Consolidate Cases; MOOTING <u>18</u> Motion to Dismiss for Lack of Jurisdiction ; MOOTING <u>18</u> Motion to Expedite. Signed by Judge Sam Sparks. (dm) (Entered: 08/09/2017)
08/09/2017	<u>75</u>	ORDER OF DISMISSAL. Signed by Judge Sam Sparks. (dm) (Entered: 08/09/2017)
08/31/2017	<u>76</u>	Appeal of Order entered by District Judge <u>75</u> , <u>74</u> by Ken Paxton, Texas. No filing fee submitted (McCarty, Darren) (Entered: 08/31/2017)

08/31/2017		NOTICE OF APPEAL (No Filing Fee Submitted) following <u>76</u> Notice of Appeal (E-Filed) by Ken Paxton, Texas. Per 5th Circuit rules, the appellant has 14 days, from the filing of the Notice of Appeal, to order the transcript. To order a transcript, the appellant should fill out <u>Form DKT-13</u> (Transcript Order) and follow the instructions set out on the form. This form is available in the Clerk's Office or by clicking the hyperlink above. (dm) (Entered: 09/01/2017)
10/03/2017	<u>77</u>	Notice of Appeal filing fee received in the amount of \$505, receipt number 100031393 (jf) (Entered: 10/03/2017)
10/26/2017		Certification of the Electronic Record on Appeal has been accepted by the 5th Circuit re Notice of Appeal. Attorneys are advised that they may now download the EROA from the Fifth Circuit CM/ECF site by following these instructions <u>here</u> (dm) (Entered: 10/27/2017)
01/28/2019	<u>78</u>	Certified copy of USCA JUDGMENT/MANDATE Affirming <u>76</u> Notice of Appeal (E-Filed) filed by Texas, Ken Paxton. (dm) (Entered: 01/30/2019)