

**U.S. District Court [LIVE]  
Western District of Texas (Austin)  
CIVIL DOCKET FOR CASE #: 1:20-cv-00789-LY**

Semien et al v. Hughs  
Assigned to: Judge Lee Yeakel  
Cause: 42:12101 Americans with Disabilities Act of 1990

Date Filed: 07/24/2020  
Date Terminated: 12/28/2020  
Jury Demand: None  
Nature of Suit: 446 Civil Rights: Americans with Disabilities - Other  
Jurisdiction: Federal Question

**Plaintiff**

**Kenneth Semien**

represented by **Brian Dean East**  
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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Jonathan Franks**

represented by **Brian Dean East**  
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**Eve Lynne Hill**  
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*LEAD ATTORNEY*  
*PRO HAC VICE*  
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**Peter Hofer**  
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**Lia Sifuentes Davis**  
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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Sean Pevsner**

represented by **Brian Dean East**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Eve Lynne Hill**  
(See above for address)  
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**Lia Sifuentes Davis**  
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**Plaintiff**

**National Federation of the Blind of Texas**

represented by **Brian Dean East**  
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**Eve Lynne Hill**  
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*LEAD ATTORNEY*  
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**Peter Hofer**  
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**Lia Sifuentes Davis**  
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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Coalition of Texans with Disabilities**

represented by **Brian Dean East**  
 (See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Eve Lynne Hill**  
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**Lia Sifuentes Davis**  
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V.

**Defendant**

**Ruth Hughs**

*Texas Secretary of State, in her official capacity*

represented by **Todd Lawrence Disher**  
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*ATTORNEY TO BE NOTICED*

| <b>Date Filed</b> | <b>#</b>                   | <b>Docket Text</b>   |
|-------------------|----------------------------|--|
| 07/24/2020        | <a href="#">1</a> <b>R</b> | COMPLAINT ( Filing fee \$ 400 receipt number 0542-13795850), filed by Kenneth Semien, National Federation of the Blind of Texas, Sean Pevsner, Jonathan Franks, Coalition of Texans with Disabilities. (Attachments: # <a href="#">1</a> Exhibit 1, # <a href="#">2</a> Civil Cover Sheet)(Davis, Lia) (Entered: 07/24/2020) |

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| 07/24/2020 | <a href="#">2</a>           | REQUEST FOR ISSUANCE OF SUMMONS by Coalition of Texans with Disabilities, Jonathan Franks, National Federation of the Blind of Texas, Sean Pevsner, Kenneth Semien. (Davis, Lia) (Entered: 07/24/2020)   |
| 07/24/2020 | <a href="#">3</a>           | MOTION to Appear Pro Hac Vice by Lia Sifuentes Davis <i>on behalf of Eve Lynne Hill</i> ( Filing fee \$ 100 receipt number 0542-13796085) by on behalf of Coalition of Texans with Disabilities, Jonathan Franks, National Federation of the Blind of Texas, Sean Pevsner, Kenneth Semien. (Davis, Lia) (Entered: 07/24/2020)  |
| 07/24/2020 |                             | Case assigned to Judge Lee Yeakel. 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. (cj) (Entered: 07/24/2020)  |
| 07/24/2020 |                             | If ordered by the court, all referrals and consents in this case will be assigned to Magistrate Judge Lane (cj) (Entered: 07/24/2020)  |
| 07/24/2020 | <a href="#">4</a>           | Summons Issued as to Ruth Hughs. (cj) (Entered: 07/24/2020)  |
| 07/27/2020 | <a href="#">5</a>           | ORDER GRANTING <a href="#">3</a> Motion for Even Lynn Hill to Appear Pro Hac Vice on behalf of Plaintiffs. 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 Lee Yeakel. (lt) (Entered: 07/27/2020)   |
| 07/29/2020 | <a href="#">6</a> <b>R</b>  | MOTION for Preliminary Injunction by Coalition of Texans with Disabilities, Jonathan Franks, National Federation of the Blind of Texas, Sean Pevsner, Kenneth Semien. (Attachments: # <a href="#">1</a> Exhibit A, # <a href="#">2</a> Exhibit B, # <a href="#">3</a> Exhibit C, # <a href="#">4</a> Exhibit D, # <a href="#">5</a> Exhibit E, # <a href="#">6</a> Exhibit F, # <a href="#">7</a> Exhibit G, # <a href="#">8</a> Exhibit H, # <a href="#">9</a> Exhibit I, # <a href="#">10</a> Proposed Order)(Davis, Lia) (Additional attachment(s) added on 8/12/2020: # <a href="#">11</a> Corrected Proposed Order) (lt). (Entered: 07/29/2020) |
| 07/30/2020 | <a href="#">7</a>           | Unopposed MOTION for Leave to Exceed Page Limitation by Coalition of Texans with Disabilities, Jonathan Franks, National Federation of the Blind of Texas, Sean Pevsner, Kenneth Semien. (Attachments: # <a href="#">1</a> Exhibit A, # <a href="#">2</a> Exhibit B, # <a href="#">3</a> Proposed Order) (Davis, Lia) (Entered: 07/30/2020)  |
| 07/31/2020 | <a href="#">8</a>           | NOTICE of Attorney Appearance by Todd Lawrence Disher on behalf of Ruth Hughs. Attorney Todd Lawrence Disher added to party Ruth Hughs(pty:dft) (Disher, Todd) (Entered: 07/31/2020)   |
| 07/31/2020 | <a href="#">9</a>           | MOTION for Extension of Time to File Response/Reply as to <a href="#">6</a> <b>R</b> MOTION for Preliminary Injunction by Ruth Hughs. (Attachments: # <a href="#">1</a> Proposed Order)(Disher, Todd) (Entered: 07/31/2020)  |
| 08/03/2020 | <a href="#">10</a> <b>R</b> | ORDER GRANTING Plaintiffs' <a href="#">7</a> Motion for Preliminary Injunction to Exceed the Page Limit. Signed by Judge Lee Yeakel. (lt) (Entered: 08/04/2020)  |
| 08/06/2020 | <a href="#">11</a>          | Minute Entry for proceedings held before Judge Lee Yeakel: Telephone Conference held on 8/6/2020. Written order forthcoming. (Minute entry documents are not available electronically.) (Court Reporter Arlinda Rodriguez.)(lt) (Entered: 08/06/2020)  |
| 08/06/2020 | <a href="#">12</a>          | ORDER GRANTING The Texas Secretary of State's <a href="#">9</a> Opposed Motion for Extension of Time to Respond to Plaintiffs' Motion for Preliminary Injunction AS FOLLOWS: (1) Preliminary discovery on Plaintiffs' Motion for Preliminary Injunction shall be completed by September 21, 2020; (2) Defendant shall file a response to Plaintiffs' Motion for Preliminary Injunction on or before September 28, 2020. Signed by Judge Lee Yeakel. (lt) (Entered: 08/06/2020)   |

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| 08/11/2020 | <a href="#">13</a>          | Unopposed MOTION for Leave to File Corrected Proposed Preliminary Injunction Order by Coalition of Texans with Disabilities, Jonathan Franks, National Federation of the Blind of Texas, Sean Pevsner, Kenneth Semien. (Attachments: # <a href="#">1</a> Proposed Order, # <a href="#">2</a> Exhibit Corrected Preliminary Injunction Order)(Davis, Lia) (Entered: 08/11/2020)  |
| 08/12/2020 | <a href="#">14</a>          | ORDER GRANTING Plaintiffs' <a href="#">13</a> Unopposed Motion for Leave to File Corrected Proposed Preliminary Injunction Order. Signed by Judge Lee Yeakel. (lt) (Entered: 08/12/2020)  |
| 08/13/2020 | <a href="#">15</a>          | Unopposed MOTION for Extension of Time to File Answer re <a href="#">1</a> <b>R</b> Complaint, by Ruth Hughs. (Attachments: # <a href="#">1</a> Proposed Order)(Disher, Todd) (Entered: 08/13/2020)   |
| 08/13/2020 | <a href="#">16</a>          | SUMMONS Returned Executed by Kenneth Semien, National Federation of the Blind of Texas, Sean Pevsner, Jonathan Franks, Coalition of Texans with Disabilities. Ruth Hughs served on 7/28/2020, answer due 8/18/2020. (Davis, Lia) (Entered: 08/13/2020)  |
| 08/17/2020 | <a href="#">17</a>          | ORDER GRANTING Secretary Hughs's <a href="#">15</a> Unopposed Motion for Extension of Time to File Responsive Pleading to Plaintiffs' Complaint; Ruth Hughs answer due 8/25/2020. Signed by Judge Lee Yeakel. (lt) (Entered: 08/17/2020)  |
| 08/24/2020 | <a href="#">18</a>          | Transcript filed of Proceedings held on August 6, 2020, Proceedings Transcribed: Telephone Conference. Court Reporter/Transcriber: Arlinda Rodriguez, Telephone number: 512-391-8791. 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 9/14/2020, Redacted Transcript Deadline set for 9/24/2020, Release of Transcript Restriction set for 11/23/2020, (alr) (Entered: 08/24/2020) |
| 08/25/2020 | <a href="#">19</a> <b>R</b> | MOTION to Dismiss by Ruth Hughs. (Disher, Todd) (Entered: 08/25/2020)   |
| 09/04/2020 | <a href="#">20</a>          | Unopposed MOTION for Extension of Time to File Response/Reply as to <a href="#">19</a> <b>R</b> MOTION to Dismiss by Coalition of Texans with Disabilities, Jonathan Franks, National Federation of the Blind of Texas, Sean Pevsner, Kenneth Semien. (Attachments: # <a href="#">1</a> Proposed Order)(Davis, Lia) (Entered: 09/04/2020)   |
| 09/08/2020 | <a href="#">21</a>          | ORDER GRANTING <a href="#">20</a> Plaintiffs' Unopposed Motion for Extension of Time to File Response to Defendant's Motion to Dismiss. Plaintiffs' Response is DUE 9/11/2020. Signed by Judge Lee Yeakel. (jv2) (Entered: 09/08/2020)  |
| 09/11/2020 | <a href="#">22</a>          | Response in Opposition to Motion, filed by Coalition of Texans with Disabilities, Jonathan Franks, National Federation of the Blind of Texas, Sean Pevsner, Kenneth Semien, re <a href="#">19</a> <b>R</b> MOTION to Dismiss filed by Defendant Ruth Hughs (Attachments: # <a href="#">1</a> Exhibit A, # <a href="#">2</a> Exhibit B, # <a href="#">3</a> Exhibit C, # <a href="#">4</a> Exhibit D)(Davis, Lia) (Entered: 09/11/2020)  |
| 09/17/2020 | <a href="#">23</a>          | Unopposed MOTION for Extension of Time to File Response/Reply as to <a href="#">19</a> <b>R</b> MOTION to Dismiss by Ruth Hughs. (Attachments: # <a href="#">1</a> Proposed Order)(Disher, Todd) (Entered: 09/17/2020)  |
| 09/18/2020 | <a href="#">24</a> <b>R</b> | ORDER GRANTING Secretary Hughs's <a href="#">23</a> Unopposed Motion for Extension of Time to File a Reply in Support of Her Motion to Dismiss. Signed by Judge Lee Yeakel. (lt) (Entered: 09/18/2020)  |
| 09/25/2020 | <a href="#">25</a>          | Unopposed MOTION for Leave to Exceed Page Limitation <i>on Reply in Support of Motion to Dismiss</i> by Ruth Hughs. (Attachments: # <a href="#">1</a> Exhibit A, # <a href="#">2</a> Proposed Order   |

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|            |                    | (Exhibit B))(Disher, Todd) (Entered: 09/25/2020)   |
| 09/28/2020 | <a href="#">26</a> | Response in Opposition to Motion, filed by Ruth Hughs, re <a href="#">6</a> <b>R</b> MOTION for Preliminary Injunction filed by Plaintiff Sean Pevsner, Plaintiff Jonathan Franks, Plaintiff Kenneth Semien, Plaintiff National Federation of the Blind of Texas, Plaintiff Coalition of Texans with Disabilities (Attachments: # <a href="#">1</a> Appendix, # <a href="#">2</a> Exhibit 1, # <a href="#">3</a> Exhibit 2, # <a href="#">4</a> Exhibit 3, # <a href="#">5</a> Exhibit 4, # <a href="#">6</a> Exhibit 5, # <a href="#">7</a> Exhibit 6, # <a href="#">8</a> Exhibit 7, # <a href="#">9</a> Proposed Order)(Disher, Todd) (Entered: 09/28/2020) |
| 09/29/2020 | <a href="#">27</a> | ORDER GRANTING <a href="#">25</a> Motion for Leave to File Reply in Excess of Page Limits. Signed by Judge Lee Yeakel. (lt) (Entered: 09/29/2020)  |
| 09/29/2020 | <a href="#">28</a> | REPLY, filed by Ruth Hughs, In Support of <a href="#">19</a> <b>R</b> MOTION to Dismiss filed by Defendant Ruth Hughs (lt) (Entered: 09/29/2020)   |
| 10/05/2020 | <a href="#">29</a> | Unopposed MOTION for Leave to Exceed Page Limitation <i>on Plaintiffs' Reply in Support of Plaintiffs' Motion for Preliminary Injunction</i> by Coalition of Texans with Disabilities, Jonathan Franks, National Federation of the Blind of Texas, Sean Pevsner, Kenneth Semien. (Attachments: # <a href="#">1</a> Exhibit, # <a href="#">2</a> Proposed Order)(Davis, Lia) (Entered: 10/05/2020)  |
| 10/06/2020 | <a href="#">30</a> | ORDER GRANTING Plaintiffs' <a href="#">29</a> Unopposed Motion for Leave to Exceed the Page Limits on Plaintiffs' Reply in Support of Plaintiffs' Motion for Preliminary Injunction. Signed by Judge Lee Yeakel. (lt) (Entered: 10/06/2020)  |
| 10/06/2020 | <a href="#">31</a> | REPLY in Support of <a href="#">6</a> <b>R</b> MOTION for Preliminary Injunction filed by Plaintiff Sean Pevsner, Plaintiff Jonathan Franks, Plaintiff Kenneth Semien, Plaintiff National Federation of the Blind of Texas, Plaintiff Coalition of Texans with Disabilities. (lt) (Entered: 10/06/2020)  |
| 12/23/2020 | <a href="#">32</a> | NOTICE of Voluntary Dismissal by Coalition of Texans with Disabilities, Jonathan Franks, National Federation of the Blind of Texas, Sean Pevsner, Kenneth Semien (Davis, Lia) (Entered: 12/23/2020)  |
| 12/28/2020 | <a href="#">33</a> | ORDER CLOSING CASE. Signed by Judge Lee Yeakel. (lt) (Entered: 12/29/2020)   |

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|-----------------------------|---------------------------|-------------------------|------------------|
| <b>PACER Service Center</b> |                           |                         |                  |
| <b>Transaction Receipt</b>  |                           |                         |                  |
| 01/24/2021 16:13:43         |                           |                         |                  |
| <b>PACER Login:</b>         | CRClearinghouse:2563377:0 | <b>Client Code:</b>     | Coomar           |
| <b>Description:</b>         | Docket Report             | <b>Search Criteria:</b> | 1:20-cv-00789-LY |
| <b>Billable Pages:</b>      | 5                         | <b>Cost:</b>            | 0.50             |