

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

LEAGUE OF UNITED LATIN AMERICAN
CITIZENS, *et al.*,

Plaintiffs,

v.

GREG ABBOTT, in his official capacity as
Governor of the State of Texas, *et al.*,

Defendants.

CIVIL ACTION NO.
3:21-cv-00259-DCG-JES-JVB
[Consolidated Action: Lead Case]

**PRIVATE PLAINTIFFS’ UNOPPOSED MOTION TO EXTEND DEADLINE
TO FILE REPLY IN SUPPORT OF PRIVATE PLAINTIFFS’ SECOND
SUPPLEMENTAL BRIEF REGARDING THE LEGISLATIVE PRIVILEGE
(LULAC V. PATRICK REMAND) (DKT. 725)**

LULAC Plaintiffs, on behalf of Private Plaintiffs,¹ file this motion to request an extension of the deadline to file Private Plaintiffs’ reply in support of Private Plaintiffs’ Second Supplemental Brief Regarding the Legislative Privilege (“Second Supplemental Brief”), Dkt. 725, such that the deadline to file a reply is extended from September 14, 2023 to September 21, 2023. State Defendants and the Legislators do not oppose this motion.

Pursuant to the Court’s July 27, 2023 Order, Dkt. 719, Private Plaintiffs filed their Second Supplemental Brief on August 10, 2023, addressing the documents at issue following the remand of *LULAC v. Patrick*, No. 22-50662 (5th Cir.), Dkts. 723 and 725. On August 31, 2023, State Defendants and the Legislators filed their second supplemental opposition brief regarding those

¹ For the purpose of this briefing, Private Plaintiffs include: LULAC Plaintiffs, the Mexican American Legislative Caucus (“MALC”), Texas NAACP, the Fair Maps Plaintiffs, the Brooks Plaintiffs, the Black Congresspersons, and Plaintiff Martinez Fischer.

documents. Dkt. 731. Pursuant to the Court's July 27, 2023 Order, Private Plaintiffs' deadline to file a reply is September 14, 2023. Dkt. 719.

Private Plaintiffs respectfully seek a one-week extension to that deadline, such that they may file their reply by September 21, 2023. Counsel for LULAC Plaintiffs, on behalf of Private Plaintiffs, request this extension in light of their preparation for and participation in trial in a different matter that began this week. Private Plaintiffs do not seek an extension to delay these proceedings, and an extension will not prejudice the other parties, especially in light of their lack of opposition to the request.

Accordingly, Private Plaintiffs respectfully request that their unopposed motion be granted, and that their deadline to file a reply in support of their Second Supplemental Brief Regarding the Legislative Privilege be extended to September 21, 2023. *See* Dkt. 725.

Dated: September 13, 2023

Respectfully submitted,

s/ Nina Perales

Nina Perales
Texas Bar No. 24005046
Fátima Menéndez
Texas Bar No. 24090260
Kenneth Parreno
Massachusetts Bar No. 705747
Julia Longoria
Texas Bar No. 24070166
MEXICAN AMERICAN LEGAL
DEFENSE AND EDUCATIONAL FUND
110 Broadway, Suite 300
San Antonio, TX 78205
(210) 224-5476
nperales@maldef.org
fmenendez@maldef.org
kparreno@maldef.org
jlongoria@maldef.org

ATTORNEYS FOR LULAC PLAINTIFFS

Chad W. Dunn (Tex. Bar No. 24036507)
Brazil & Dunn
4407 Bee Caves Road
Building 1, Ste. 111
Austin, TX 78746
(512) 717-9855
chad@brazilanddunn.com

Mark P. Gaber*
Mark P. Gaber PLLC
P.O. Box 34481
Washington, DC 20043
(715) 482-4066
mark@markgaber.com

Jesse Gaines* (Tex. Bar No. 07570800)
P.O. Box 50093
Fort Worth, TX 76105
(817) 714-9988
gainesjesse@ymail.com

Molly E. Danahy*
P.O. Box 26277
Baltimore, MD 21211
(208) 301-1202
danahy.molly@gmail.com

Sonni Waknin*
10300 Venice Blvd. # 204
Culver City, CA 90232
(732) 610-1283
sonniwaknin@gmail.com

*Admitted *pro hac vice*

Counsel for Brooks Plaintiffs

ATTORNEYS FOR BROOKS PLAINTIFFS

Hilary Harris Klein*
N.C. State Bar No. 53711
Mitchell Brown*
N.C. State Bar No. 56122
Katelin Kaiser*

N.C. State Bar No. 56799
SOUTHERN COALITION FOR SOCIAL
JUSTICE
1415 West Highway 54, Suite 101
Durham, NC 27707
Telephone: 919-323-3380
Fax: 919-323-3942
hilaryhklein@scsj.org
mitchellbrown@scsj.org
katelin@scsj.org

David A. Donatti
TX Bar No. 24097612
Ashley Harris
Texas Bar No. 24078344
Thomas Buser-Clancy
Texas Bar No. 24123238
ACLU FOUNDATION OF TEXAS, INC.
P.O. Box 8306
Houston, TX 77288

Tel. (713) 942-8146 Fax. (713) 942-8966
ddonnati@aclutx.org
aharris@aclutx.org
tbuser-clancy@aclutx.org

Jerry Vattamala*
N.Y. State Bar No. 4426458
Susana Lorenzo-Giguere*
N.Y. State Bar No. 2428688
Patrick Stegemoeller*
N.Y. State Bar No. 5819982
ASIAN AMERICAN LEGAL DEFENSE
AND EDUCATION FUND
99 Hudson Street, 12th Floor
New York, NY 10013
jvattamala@aaldef.org
slorenzo-giguere@aaldef.org
pstegemoeller@aaldef.org

Yurij Rudensky*
N.Y. State Bar No. 5798210
BRENNAN CENTER FOR JUSTICE AT
NYU SCHOOL OF LAW
120 Broadway, Suite 1750
New York, NY 10271

rudensky@brennan.law.nyu.edu

*Admitted *pro hac vice*

*ATTORNEYS FOR FAIR MAPS
PLAINTIFFS*

s/ Lindsey B. Cohan

Lindsey B. Cohan

Texas Bar No. 24083903

DECHERT LLP

515 Congress Avenue, Suite 1400

Austin, TX 78701

(512) 394-3000

lindsey.cohan@dechert.com

Jon Greenbaum*

Ezra D. Rosenberg*

Pooja Chaudhuri*

Sofia Fernandez Gold*

LAWYERS' COMMITTEE FOR

CIVIL RIGHTS UNDER LAW

1500 K Street, Suite 900

Washington, DC 20005

(202) 662-8600

jgreenbaum@lawyerscommittee.org

erosenberg@lawyerscommittee.org

pchaudhuri@lawyerscommittee.org

sfgold@lawyerscommittee.org

Neil Steiner*

DECHERT LLP

1095 Avenue of the Americas

New York, NY 10036

(212) 698-3822

neil.steiner@dechert.com

Robert Notzon

Texas Bar No. 00797934

THE LAW OFFICE OF ROBERT

NOTZON

1502 West Avenue

Austin, Texas 78701

(512) 474-7563

robert@notzonlaw.com

Gary Bledsoe
Texas Bar No. 02476500
THE BLEDSOE LAW FIRM PLLC
6633 Highway 290 East #208
Austin, Texas 78723-1157
(512) 322-9992
gbledsoe@thebledsoelawfirm.com
*Attorney only as to Texas NAACP's claims
related to Texas state senate and state house
plans*

Janette M. Louard
Anthony P. Ashton
Anna Kathryn Barnes
NAACP OFFICE OF THE GENERAL
COUNSEL
4805 Mount Hope Drive
Baltimore, MD 21215
(410) 580-577
jlouard@naacpnet.org
aashton@naacpnet.org
abarnes@naacpnet.org
Attorneys appearing of counsel

*Admitted *pro hac vice*

*ATTORNEYS FOR THE TEXAS STATE
CONFERENCE OF NAACP*

s/ George Quesada
George (Tex) Quesada
Texas Bar No. 16427750
Sean J. McCaffity
Texas Bar No. 24013122
SOMMERMAN, MCCAFFITY,
QUESADA & GEISLER, L.L.P.
3811 Turtle Creek Boulevard, Suite 1400
Dallas, Texas 75219-4461
(214) 720-0720
quesada@textrial.com
smccaffity@textrial.com

Joaquin Gonzalez
Texas Bar No. 24109935
Attorney at Law
1055 Sutton Dr.

San Antonio, TX 78228
jgonzalez@malc.org

*ATTORNEYS FOR MEXICAN AMERICAN
LEGISLATIVE CAUCUS PLAINTIFFS*

Gary Bledsoe
Texas Bar No. 02476500
THE BLEDSOE LAW FIRM PLLC
6633 Highway 290 East #208
Austin, Texas 78723-1157
Telephone: 512-322-9992
gbledsoe@thebledsoelawfirm.com

ATTORNEY FOR CONGRESSPERSONS

s/ Martin Golando
Martin Golando
Texas State Bar No. 24059153
Attorney at Law
2326 W. Magnolia
San Antonio, Texas 78201
(210) 471-1185
Martin.Golando@gmail.com

*ATTORNEY FOR TREY MARTINEZ
FISCHER*

CERTIFICATE OF CONFERENCE

I hereby certify that, on September 8, 2023, counsel for LULAC Plaintiffs, on behalf of Private Plaintiffs, conferred by email with counsel for State Defendants and the Legislators regarding the instant motion. On September 11, 2023, counsel for State Defendants and the Legislators indicated that they do not oppose the motion.

/s/ Nina Perales _____
Nina Perales

CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that she has electronically submitted a true and correct copy of the above and foregoing via the Court's electronic filing system on the 13th day of September 2023.

/s/ Nina Perales _____
Nina Perales

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**[PROPOSED] ORDER GRANTING PRIVATE PLAINTIFFS' UNOPPOSED MOTION
TO EXTEND DEADLINE TO FILE REPLY IN SUPPORT OF PRIVATE PLAINTIFFS'
SECOND SUPPLEMENTAL BRIEF REGARDING THE LEGISLATIVE PRIVILEGE
(LULAC V. PATRICK REMAND) (DKT. 725)**

Pending before the Court is Private Plaintiffs' Unopposed Motion to Extend Deadline to File Reply in Support of Private Plaintiffs' Second Supplemental Brief Regarding the Legislative Privilege (*LULAC v. Patrick Remand*) (Dkt. 725). Dkt. _____. Upon review of the request, the motion is GRANTED, and Private Plaintiffs' deadline to file a reply in support of their Second Supplemental Brief Regarding the Legislative Privilege (*LULAC v. Patrick Remand*) (Dkt. 725) is hereby extended to September 21, 2023.

SO ORDERED and SIGNED this _____ day of _____ 2023.

HON. DAVID C. GUADERRAMA
UNITED STATES DISTRICT JUDGE

And on behalf of:

Hon. Jerry E. Smith
United States Circuit Judge
U.S. Court of Appeals, Fifth Circuit

-and-

Hon. Jeffrey V. Brown
United States District Judge
Southern District of Texas