

United States Court of Appeals
FIFTH CIRCUIT
OFFICE OF THE CLERK

LYLE W. CAYCE
CLERK

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September 12, 2022

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Mr. Patrick K. Sweeten
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Special Counsel Unit
P.O. Box 12548
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Austin, TX 78711-2548

No. 22-50662	LULAC v. Patrick
	USDC No. 3:21-CV-259
	USDC No. 1:21-CV-943
	USDC No. 1:21-CV-965
	USDC No. 1:21-CV-988
	USDC No. 1:21-CV-991
	USDC No. 1:21-CV-1006
	USDC No. 1:21-CV-1038
	USDC No. 3:21-CV-299
	USDC No. 3:21-CV-306
	USDC No. 3:22-CV-22
	USDC No. 3:22-MC-219
	USDC No. 3:22-MC-230

Dear Mr. Baasch, Mr. Chang, Ms. Meehan, Mr. Sweeten,

We have docketed the appeal as shown above, and ask you to use the case number for future inquiries. You can obtain a copy of our briefing checklist on the Fifth Circuit's website "<http://www.ca5.uscourts.gov/docs/default-source/forms-and-documents---clerks-office/rules/brchecklist>".

Briefing Notice: The record is complete for purposes of the appeal, see **FED. R. APP. P.** 12. Appellant's brief and record excerpts are due within 40 days of the date shown above, see **FED. R. APP. P. & 5TH CIR. R.** 28, 30, and 31. See also **5TH CIR. R.** 30.1.2 and **5TH CIR. R.** 31.1 to determine if you have to file electronic copies of the brief and record excerpts. [If required, electronic copies MUST be in Portable Document Format (PDF).]

Record Excerpts: **5TH CIR. R.** 30.1.7(c) provides that the electronic PDF version of the record excerpts should contain pages representing the "tabs" identified in the index of the document. However, we remind attorneys that the actual paper copies of record excerpts filed with the court must contain actual physical tabs that extend beyond the edge of the document, to facilitate easy identification and review of tabbed documents.

Brief Covers: THE CASE CAPTION(S) ON BRIEF COVERS MUST BE EXACTLY THE SAME AS THE CASE CAPTION(S) ON THE ENCLOSED TITLE CAPTION SHEET(S). YOU WILL HAVE TO CORRECT ANY MODIFICATIONS YOU MAKE TO THE CAPTION(S) BEFORE WE SUBMIT YOUR BRIEF TO THE COURT.

Policy on Extensions: The court grants extensions sparingly and under the criteria of **5TH CIR. R.** 31.4. If you request an extension, you must contact opposing counsel and tell us if the extension is opposed or not. **5TH CIR. R.** 31.4 and the Internal Operating Procedures following rules 27 and 31 state that except in the most extraordinary circumstances, the maximum extension for filing briefs is 30 days in criminal cases and 40 days in civil cases.

Reply Brief: We do not send cases to the court until all briefs are filed, except in criminal appeals. Reply briefs must be filed within the 21 day period of **FED. R. APP. P.** 31(a)(1). See **5TH CIR. R.** 31.1 to determine if you have to file electronic copies of the brief, and the format.

Dismissal of Appeals: The clerk may dismiss appeals without notice if you do not file a brief on time, or otherwise fail to comply with the rules.

Appearance Form: If you have not electronically filed a "Form for Appearance of Counsel," you must do so within 14 days of this date. You must name each party you represent, See **FED. R. APP. P.** and **5TH CIR. R.** 12. The form is available from the Fifth Circuit's website, www.ca5.uscourts.gov.

Brief Template: The clerk's office offers brief templates and the ability to check the brief for potential deficiencies prior to docketing to assist in the preparation of the brief. To access

these options, log in to CM/ECF and from the Utilities menu, select 'Brief Template' (Counsel Only) or 'PDF Check Document'.

ATTENTION ATTORNEYS: Direct access to the electronic record on appeal (EROA) for pending appeals will be enabled by the U S District Court on a per case basis. Counsel can expect to receive notice once access to the EROA is available. Counsel must be approved for electronic filing and must be listed in the case as attorney of record before access will be authorized. Instructions for accessing and downloading the EROA can be found on our website at <http://www.ca5.uscourts.gov/docs/default-source/forms/instructions-for-electronic-record-download-feature-of-cm>. Additionally, a link to the instructions will be included in the notice you receive from the district court.

Sealed documents, except for the presentence investigation report in criminal appeals, will not be included in the EROA. Access to sealed documents will continue to be provided by the district court only upon the filing and granting of a motion to view same in this court.

VIDEO/AUDIO EXHIBITS: If this record contains exhibits (e.g. Dash cam or Body cam videos) that must be submitted to the court's attention, you must provide them to the District Court in MP4 format for submission to our court.

Guidance Regarding Citations in Pleadings.

5TH CIR. R. 28.2.2 grants the Clerk the authority to create a standard format for citation to the electronic record on appeal. You must use the proper citation format when citing to the electronic record on appeal.

- A. In single record cases, use the short citation form, "ROA" followed by a period, followed by the page number. For example, "ROA.123."
- B. For multiple record cases, cite "ROA" followed by a period, followed by the Fifth Circuit appellate case number of the record referenced, followed by a period, followed by the page of the record. For example, "ROA.13-12345.123."
- C. Please note each individual citation must end using a termination of a period (.) or semicolon (;).

Pro se litigants may request the record from the district court to prepare their brief. Those proceeding in forma pauperis may receive the record without payment of shipping costs. If you wish to receive exhibits, you must specifically request them.

Once you obtain the record, you should check it within 14 days of receipt for any missing or incomplete items. If you need to request a supplemental record or order transcripts, do so promptly. The court will not grant extensions of time to file your brief because you did not timely check the record.

Reminder as to Sealing Documents on Appeal: Our court has a strong presumption of public access to our court's records, and the court scrutinizes any request by a party to seal pleadings, record

excerpts, or other documents on our court docket. Counsel moving to seal matters must explain in particularity the necessity for sealing in our court. Counsel do not satisfy this burden by simply stating that the originating court sealed the matter, as the circumstances that justified sealing in the originating court may have changed or may not apply in an appellate proceeding. It is the obligation of counsel to justify a request to file under seal, just as it is their obligation to notify the court whenever sealing is no longer necessary. An unopposed motion to seal does not obviate a counsel's obligation to justify the motion to seal.

Sincerely,

LYLE W. CAYCE, Clerk

By: /s/Mary Frances Yeager
Mary Frances Yeager, Deputy Clerk
504-310-7686

Enclosure(s)

cc w/encl:

Mr. Jonathan Backer
Mr. Gary Lynn Bledsoe
Ms. Molly Danahy
Mr. David A. Donatti
Mr. David Robert Fox
Mr. Daniel Joshua Freeman
Mr. Mark P. Gaber
Mr. Richard Scott Gladden
Mr. Martin Golando
Mr. Kevin J. Hamilton
Ms. Abha Khanna
Ms. Katherine Elmlinger Lamm
Mr. Robert Stephen Notzon
Ms. Nina Perales
Mr. George A. Quesada
Ms. Allison Jean Riggs
Ms. Bonnie Ilene Robin-Vergeer

Case No. 22-50662

League of United Latin American Citizens; Southwest Voter Registration Education Project; Mi Familia Vota; American GI Forum of Texas; La Union del Pueblo Entero; Mexican American Bar Association of Texas; Texas Hispanics Organized for Political Education; William C. Velasquez Institute; Fiel Houston, Incorporated; Texas Association of Latino Administrators and Superintendents; Emelda Menendez; Gilberto Menendez; Jose Olivares; Florinda Chavez; Joey Cardenas; Sandra Puente; Jose R. Reyes; Shirley Anna Fleming; Louie Minor, Jr.; Norma Cavazos; Proyecto Azteca; Reform Immigration for Texas Alliance; Workers Defense Project; Paulita Sanchez; Jo Ann Acevedo; David Lopez; Diana Martinez Alexander; Jeandra Ortiz; Luz Moreno; Maria Montes; Lydia Alcahan; Martin Saenz,

Plaintiffs - Appellees

Shelia Jackson Lee; Alexander Green; Jasmine Crockett; Eddie Bernice Johnson,

Intervenor Plaintiffs - Appellees

v.

Greg Abbott, in his official capacity as Governor of the State of Texas; Et al,

Defendants

Texas Lieutenant Governor Dan Patrick, in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate; Tom Craddick, Texas Representative; Ryan Guillen, Texas Representative; Brooks Landgraf, Texas Representative; Todd Hunter, Texas Representative; Jacey Jetton, Texas Representative; Andrew Murr, Texas Representative; Ken King, Texas Representative; Geanie Morrison, Texas Representative; Senator Joan Huffman; Sean Opperman, Texas House Employee; Adam Foltz, Texas House Employee; Koy Kunkel, Texas House Employee; Anna Mackin, Texas House Employee; Philip Cortez, Texas Representative,

Movants-Appellants

Damon James Wilson, for himself and on behalf of all others similarly situated,

Plaintiff-Appellee

v.

Texas Lieutenant Governor Dan Patrick, in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate,

Defendant-Appellant

Tom Craddick, Texas Representative; Ryan Guillen, Texas Representative; Brooks Landgraf, Texas Representative; Todd Hunter, Texas Representative; Jacey Jetton, Texas Representative; Andrew Murr, Texas Representative; Ken King, Texas Representative; Geanie Morrison, Texas Representative; Senator Joan Huffman; Sean Opperman, Texas House Employee; Adam Foltz, Texas House Employee; Koy Kunkel, Texas House Employee; Anna Mackin, Texas House Employee; Philip Cortez, Texas Representative,

Appellants

Voto Latino; Rosalinda Ramos Abuabara; Akilah Bacy; Orlando Flores; Marilena Garza; Cecilia Gonzales; Agustin Loreda; Cinia Montoya; Ana Ramon; Jana Lynne Sanchez; Jerry Shafer; Debbie Lynn Solis; Angel Ulloa; Mary Uribe,

Plaintiffs-Appellees

v.

John Scott, in his Official Capacity as Texas Secretary of State; Et al,

Defendants

Texas Lieutenant Governor Dan Patrick, in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate; Tom Craddick, Texas Representative; Ryan Guillen, Texas Representative; Brooks Landgraf, Texas Representative; Todd Hunter, Texas Representative; Jacey Jetton, Texas Representative; Andrew Murr, Texas Representative; Ken King, Texas Representative; Geanie Morrison, Texas Representative; Senator Joan Huffman; Sean Opperman, Texas House Employee; Adam Foltz, Texas House Employee; Koy Kunkel, Texas House Employee; Anna Mackin, Texas House Employee; Philip Cortez, Texas Representative,

Appellants

Mexican American Legislative Caucus, Texas House of Representatives,

Plaintiffs-Appellees

v.

State of Texas; Et al,

Defendants

Texas Lieutenant Governor Dan Patrick, in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate; Tom Craddick, Texas Representative; Ryan Guillen, Texas Representative; Brooks Landgraf, Texas Representative; Todd Hunter, Texas Representative; Jacey Jetton, Texas Representative; Andrew Murr, Texas Representative; Ken King, Texas Representative; Geanie Morrison, Texas Representative; Senator Joan Huffman; Sean Opperman, Texas House Employee; Adam Foltz, Texas House Employee; Koy Kunkel, Texas House Employee; Anna Mackin, Texas House Employee; Philip Cortez, Texas Representative,

Appellants

Roy Charles Brooks; Felipe Gutierrez; Phyllis Goines; Eva Bonilla; Clara Faulkner; Deborah Spell; Beverly Powell,

Plaintiffs-Appellees

v.

Greg Abbott, in his official capacity as Governor of Texas; Et al,

Defendants

Texas Lieutenant Governor Dan Patrick, in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate; Tom Craddick, Texas Representative; Ryan Guillen, Texas Representative; Brooks Landgraf, Texas Representative; Todd Hunter, Texas Representative; Jacey Jetton, Texas Representative; Andrew Murr, Texas Representative; Ken King, Texas Representative; Geanie Morrison, Texas Representative; Senator Joan Huffman; Sean Opperman, Texas House Employee; Adam Foltz, Texas House Employee; Koy Kunkel, Texas House Employee; Anna Mackin, Texas House Employee; Philip Cortez, Texas Representative,

Appellants

Texas State Conference of the NAACP,

Plaintiff-Appellee

v.

Greg Abbott, in his official capacity as the Governor of Texas; Et al,

Defendants

Texas Lieutenant Governor Dan Patrick, in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate; Tom Craddick, Texas Representative; Ryan Guillen, Texas Representative; Brooks Landgraf, Texas Representative; Todd Hunter, Texas Representative; Jacey Jetton, Texas Representative; Andrew Murr, Texas Representative; Ken King,

Texas Representative; Geanie Morrison, Texas Representative; Senator Joan Huffman; Sean Opperman, Texas House Employee; Adam Foltz, Texas House Employee; Koy Kunkel, Texas House Employee; Anna Mackin, Texas House Employee; Philip Cortez, Texas Representative,

Appellants

Fair Maps Texas Action Committee; OCA-Greater Houston; North Texas Chapter of the Asian Pacific Islander Americans Public Affairs Association; Emgage; Khanay Turner; Angela Rainey; Austin Ruiz; Aya Eneli; Sofia Sheikh; Jennifer Cazares; Niloufar Hafizi; Lakshmi Ramakrishnan; Amatulla Contractor; Deborah Chen; Arthur Resa; Sumita Ghosh; Anand Krishnaswamy,

Plaintiffs-Appellees

v.

Greg Abbott; Et al,

Defendants

Texas Lieutenant Governor Dan Patrick, in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate; Tom Craddick, Texas Representative; Ryan Guillen, Texas Representative; Brooks Landgraf, Texas Representative; Todd Hunter, Texas Representative; Jacey Jetton, Texas Representative; Andrew Murr, Texas Representative; Ken King, Texas Representative; Geanie Morrison, Texas Representative; Senator Joan Huffman; Sean Opperman, Texas House Employee; Adam Foltz, Texas House Employee; Koy Kunkel, Texas House Employee; Anna Mackin, Texas House Employee; Philip Cortez, Texas Representative,

Appellants

United States of America,

Plaintiff-Appellee

v.

State of Texas; Et al,

Defendants

Texas Lieutenant Governor Dan Patrick, in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate; Tom Craddick, Texas Representative; Ryan Guillen, Texas Representative; Brooks Landgraf, Texas Representative; Todd Hunter, Texas Representative; Jacey Jetton, Texas Representative; Andrew Murr, Texas Representative; Ken King, Texas Representative; Geanie Morrison, Texas Representative; Senator Joan Huffman; Sean Opperman, Texas House Employee; Adam

Foltz, Texas House Employee; Koy Kunkel, Texas House Employee;
Anna Mackin, Texas House Employee; Philip Cortez, Texas
Representative,

Appellants

Trey Martinez Fischer,

Plaintiff-Appellee

v.

John Scott, in his official capacity as Secretary of State of
Texas,

Defendant

Texas Lieutenant Governor Dan Patrick, in his Official Capacity
as Lieutenant Governor and Presiding Officer of the Texas
Senate; Tom Craddick, Texas Representative; Ryan Guillen, Texas
Representative; Brooks Landgraf, Texas Representative; Todd
Hunter, Texas Representative; Jacey Jetton, Texas
Representative; Andrew Murr, Texas Representative; Ken King,
Texas Representative; Geanie Morrison, Texas Representative;
Senator Joan Huffman; Sean Opperman, Texas House Employee; Adam
Foltz, Texas House Employee; Koy Kunkel, Texas House Employee;
Anna Mackin, Texas House Employee; Philip Cortez, Texas
Representative,

Appellants

Veronica Escobar, U.S. Representative of the 16th Congressional
District of Texas,

Plaintiff-Appellee

v.

Greg Abbott, in his official capacity as Governor of the State
of Texas; Et al,

Defendants

Texas Lieutenant Governor Dan Patrick, in his Official Capacity
as Lieutenant Governor and Presiding Officer of the Texas
Senate; Tom Craddick, Texas Representative; Ryan Guillen, Texas
Representative; Brooks Landgraf, Texas Representative; Todd
Hunter, Texas Representative; Jacey Jetton, Texas
Representative; Andrew Murr, Texas Representative; Ken King,
Texas Representative; Geanie Morrison, Texas Representative;
Senator Joan Huffman; Sean Opperman, Texas House Employee; Adam
Foltz, Texas House Employee; Koy Kunkel, Texas House Employee;
Anna Mackin, Texas House Employee; Philip Cortez, Texas
Representative,

Appellants

United States of America,

Plaintiff-Appellee

v.

Eric Wienckowski,

Defendant

Texas Lieutenant Governor Dan Patrick, in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate; Tom Craddick, Texas Representative; Ryan Guillen, Texas Representative; Brooks Landgraf, Texas Representative; Todd Hunter, Texas Representative; Jacey Jetton, Texas Representative; Andrew Murr, Texas Representative; Ken King, Texas Representative; Geanie Morrison, Texas Representative; Senator Joan Huffman; Sean Opperman, Texas House Employee; Adam Foltz, Texas House Employee; Koy Kunkel, Texas House Employee; Anna Mackin, Texas House Employee; Philip Cortez, Texas Representative,

Appellants

United States of America

Plaintiff-Appellee

v.

Thomas Bryan,

Defendant

Texas Lieutenant Governor Dan Patrick, in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate; Tom Craddick, Texas Representative; Ryan Guillen, Texas Representative; Brooks Landgraf, Texas Representative; Todd Hunter, Texas Representative; Jacey Jetton, Texas Representative; Andrew Murr, Texas Representative; Ken King, Texas Representative; Geanie Morrison, Texas Representative; Senator Joan Huffman; Sean Opperman, Texas House Employee; Adam Foltz, Texas House Employee; Koy Kunkel, Texas House Employee; Anna Mackin, Texas House Employee; Philip Cortez, Texas Representative,

Appellants