

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

DAMON JAMES WILSON,

*Plaintiff,*

v.

THE STATE OF TEXAS, ET AL.,

*Defendants.*

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Case No. 1:21-cv-943-RP-JES-JVB

**UNOPPOSED MOTION TO SET RESPONSIVE PLEADING DEADLINE FOR ALL  
NAMED DEFENDANTS**

On October 18, 2021, the Plaintiff in this matter filed suit against five Defendants including; the State of Texas, Greg Abbott in his official capacity as Governor, Dade Phelan in his official capacity as Speaker of the House, Dan Patrick in his official capacity as Lieutenant Governor, Jose A. Esparza in his official capacity as Acting Texas Secretary of State.

A disagreement arose between the parties concerning service and the appropriate response date, which the parties have now resolved. Defendants conferred with Plaintiff and the Defendants have agreed to accept service on behalf of each of the Defendants named in Plaintiff's lawsuit. Defendants will also file a notice of appearance on behalf of each of those Defendants on November 15, 2021.

In return, the parties have also agreed to a single, uniform, responsive pleading deadline of November 29, 2021 for each of the five Defendants to file their responsive pleadings.

Accordingly, and in light of the agreed terms listed above, Defendants respectfully request that the Court establish a single, uniform deadline of November 29, 2021 for each of the

Defendants to file their responsive pleading.

Date: November 15, 2021

Respectfully submitted.

KEN PAXTON  
Attorney General of Texas

/s/Patrick K. Sweeten  
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**COUNSEL FOR DEFENDANTS**

**CERTIFICATE OF CONFERENCE**

I certify that on November 14, 2021, counsel for the Defendants conferred with counsel for Plaintiff about the foregoing motion. Plaintiff is unopposed to the relief sought.

/s/Patrick K. Sweeten  
PATRICK K. SWEETEN

**CERTIFICATE OF SERVICE**

I certify that a true and accurate copy of the foregoing document was filed electronically (via CM/ECF) on November 15, 2021, and that all counsel of record were served by CM/ECF.

/s/Patrick K. Sweeten  
PATRICK K. SWEETEN

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**ORDER**

Before the Court is Defendants’ Unopposed Motion to Set Responsive Pleading Deadline for All Named Defendants. The Court has considered the Motion and is of the opinion that it should be GRANTED.

IT IS THEREFORE ORDERED that Defendants’ Unopposed Motion to Set Responsive Pleading Deadline for All Named Defendants is hereby GRANTED. The Court hereby ORDERS that there shall be a single, uniform deadline of November 29, 2021, by which the Defendants must file their responsive pleading.

DATE: \_\_\_\_\_

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UNITED STATES DISTRICT JUDGE