

12, 2021, the Fifth Circuit withdrew its July 31, 2020 decision, and substituted a decision that revised some of that court's reasoning but did not disturb the outcome reached on July 31, 2020. *See Texas v. Rettig*, 987 F.3d 518 (5th Cir. 2021). On April 9, 2021, the Fifth Circuit denied the petition for hearing *en banc*, with five judges dissenting. *See Texas v. Rettig*, No. 18-10545, 2021 WL 1324382 (5th Cir. Apr. 9, 2021).

5. This Court then directed the parties to file a joint status report by April 15, 2021. *See* ECF No. 166.

6. Plaintiffs Texas, Kansas, Louisiana, Indiana, and Nebraska are currently analyzing whether to file a petition for certiorari. Accordingly, the Parties respectfully request that the Court stay this case until 30 days after all appellate avenues, including a petition for certiorari, have been exhausted. The Parties further respectfully request that the Court direct the Parties to file, within 30 days after all appellate avenues, including a petition for certiorari, have been exhausted, a joint status report detailing any remaining issues before the Court and proposing a timeline for resolution of those issues.

WHEREFORE, the Parties respectfully request that the Court stay this case until 30 days after all appellate avenues have been exhausted.

Respectfully submitted this 15th day of April, 2021.

For Plaintiffs Texas, Kansas, Louisiana, Indiana, and Nebraska:

DEREK SCHMIDT
Attorney General of Kansas

KEN PAXTON
Attorney General of Texas

JEFF LANDRY
Attorney General of Louisiana

BRENT WEBSTER
First Assistant Attorney General

TODD ROKITA
Attorney General of Indiana

PATRICK K. SWEETEN
Deputy Attorney General for Special Litigation

DOUG PETERSON
Attorney General of Nebraska

/s/William T. Thompson
WILLIAM T. THOMPSON
Deputy Chief, Special Litigation Unit
Texas Bar No. 24088531
will.thompson@oag.texas.gov

OFFICE OF THE ATTORNEY GENERAL
P.O. Box 12548, Mail Code 009
Austin, Texas 78711-2548
Tel: 512-936-2567

*ATTORNEYS FOR PLAINTIFFS TEXAS,
KANSAS, LOUISIANA, INDIANA, AND
NEBRASKA*

For Plaintiff Wisconsin:

JOSHUA L. KAUL
Attorney General of Wisconsin

Electronically signed by:

s/ Steven C. Kilpatrick
STEVEN C. KILPATRICK
Assistant Attorney General
State Bar #1025452

Attorneys for State of Wisconsin

Wisconsin Department of Justice
Post Office Box 7857
Madison, Wisconsin 53707-7857
(608) 266-1792
(608) 294-2907 (Fax)
kilpatricksc@doj.state.wi.us

For the Defendants:

BRIAN M. BOYNTON
Acting Assistant Attorney General

PRERAK SHAH
Acting United States Attorney

JENNIFER D. RICKETTS
Director, Federal Programs Branch

MICHELLE R. BENNETT
Assistant Branch Director

/s/ Julie Straus Harris
JULIE STRAUS HARRIS
DC Bar No. 1021928
Senior Trial Counsel
U.S. Department of Justice
Civil Division, Federal Programs Branch
1100 L Street NW, Room 11514
Washington, DC 20530
Tel: (202) 353-7633
Fax: (202) 616-8470
E-mail: julie.strausharris@usdoj.gov

Counsel for Defendants

CERTIFICATE OF CONFERENCE

I hereby certify that Plaintiffs' counsel jointly prepared this status report with Defendants' counsel.

/s/ William T. Thompson
WILLIAM T. THOMPSON

CERTIFICATE OF SERVICE

I hereby certify that on April 15, 2021, I electronically filed the foregoing document through the Court's ECF system, which automatically serves notification of the filing on counsel for all parties.

/s/ William T. Thompson
WILLIAM T. THOMPSON