

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

Whole Woman's Health, et al.,

Plaintiffs,

v.

Austin Reeve Jackson, et al.,

Defendants.

Case No. 1:21-cv-00616-RP

DEFENDANTS' NOTICE TO THE COURT

The notice of appeal that the defendants filed last night has automatically divested this Court of jurisdiction under the binding precedent of the Fifth Circuit. *See Williams v. Brooks*, 996 F.2d 728, 730 (5th Cir. 1993); *Weingarten Realty Investors v. Miller*, 661 F.3d 904, 908 (5th Cir. 2011); Dkt. 84. If this Court does not cancel the preliminary-injunction hearing set for August 30, 2021, and vacate all deadlines by close of business today, the defendants will seek emergency relief from the court of appeals.

Dated: August 26, 2021

Respectfully submitted.

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CERTIFICATE OF SERVICE

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