

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

UNITED STATES OF AMERICA,	§	
	§	
	§	
Plaintiff,	§	
v.	§	Civil No. 1:21-cv-796-RP
	§	
THE STATE OF TEXAS,	§	
	§	
Defendant.	§	

UNITED STATES' RESPONSE TO MOTION FOR IN-PERSON HEARING

The United States hereby responds to Texas's Motion for In-Person Hearing, filed September 27, 2021 (Dkt. 37). The United States continues to take no position on Texas's request to hold this Friday's preliminary injunction in person—a position it conveyed to the State via email at 10:15 a.m. CDT on Friday, September 24, 2021, in response to a 1:34 a.m. CDT email the State sent that morning. But in light of the arrangements the United States would need to make in the event the Court chooses to hold the hearing in person, the United States respectfully requests that the Court issue a decision on Texas's motion by this evening, September 28, 2021.

Dated: September 28, 2021

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that a copy of this filing was served on Texas and its counsel of record through electronic filing in the Court's ECF system.

/s/ James Powers
James R. Powers