

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

**GOVERNOR GREG ABBOTT, in his official  
capacity as Governor of the State of  
Texas,**

**and**

**GOVERNOR MIKE DUNLEAVY, in his official  
capacity as Governor of the State of  
Alaska,**  
*Plaintiffs,*

**v.**

**JOSEPH R. BIDEN, in his official capacity as  
President of the United States, *et al.*,**  
*Defendants.*

**No. 6:22-cv-3-JCB**

**JOINT MOTION FOR BRIEFING SCHEDULE**

The parties have conferred regarding this matter and Governor Abbott's Motion for Preliminary Injunction [ECF No. 24] and respectfully request that the Court enter an order establishing the following briefing schedule and staying all other deadlines in this matter pending the Court's decision on the request for preliminary injunction:

|  |   |
|--|---|
| February 23, 2022  | Deadline for Governor Dunleavy to move or otherwise join the request for preliminary injunction |
| March 9, 2022  | Defendants' consolidated preliminary injunction response due                                    |
| March 21, 2022   | Plaintiffs' consolidated reply due  |
| April 1, 2022  | Defendants' consolidated sur-reply due  |
| Court's earliest convenience   | Preliminary injunction hearing  |
| 21 days following the Court's decision on the request for preliminary injunction | Defendants' responsive pleading and proposed scheduling order due                               |

The parties submit that this schedule will allow for adequate time to provide the Court with thorough briefing and analysis of the complex legal issues before the Court while also accommodating Plaintiffs' need for urgent resolution of the pending Motion. Additionally, by staying all other deadlines and focusing efforts on the issue of the preliminary injunction, judicial economy will be promoted and both the Court's and the parties' resources will be conserved by avoiding potentially duplicative or needless litigation. The parties reserve the right to seek a stay of district court proceedings pending appeal should any party appeal the Court's decision on Plaintiffs' pending Motion.

Respectfully submitted.

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**CERTIFICATE OF SERVICE**

I certify that on February 22, 2022, this document was filed through the Court's CM/ECF system, which automatically serves all counsel of record, and that this document was additionally served upon counsel for Defendants, James Gillingham and Zachary A. Avallone, by email at james.gillingham@usdoj.gov and zachary.a.avallone@usdoj.gov.

/s/ Christopher D. Hilton

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**ORDER**

Before the Court is the parties' Joint Motion for Briefing Schedule. Upon consideration of the Motion, the Court finds that the proposed Briefing Schedule adequately addresses the needs of both the parties and the Court.

It is therefore ORDERED that the Joint Motion for Briefing Schedule is GRANTED, and that all parties shall comply with the Briefing Schedule as set forth below.

IT IS SO ORDERED.

|  |   |
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