

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION**

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	)	
SID MILLER, on behalf of himself and others	)	
similarly situated,	)	
	)	
Plaintiff,	)	
	)	Civil Action No. 4:21-cv-595-O
v.	)	
	)	
TOM VILSACK, in his official capacity as	)	
SECRETARY OF AGRICULTURE,	)	
	)	
Defendant.	)	

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**DEFENDANT’S MOTION FOR SUMMARY JUDGMENT**

Defendant Thomas J. Vilsack, in his official capacity as Secretary of Agriculture, by counsel and pursuant to Fed. R. Civ. P. 56, for the reasons stated in the accompanying brief, moves for summary judgment on the grounds that no dispute of material fact exists and Defendant is entitled to judgment as a matter of law on all claims.

Dated: July 18, 2022

Respectfully submitted,

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Principal Deputy Assistant Attorney General

LESLEY FARBY  
Assistant Branch Director

/s/ Michael F. Knapp

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**Certificate of Service**

On July 18, 2022, I electronically submitted the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. I hereby certify that I have served all parties electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

/s/ Michael F. Knapp  
MICHAEL F. KNAPP  
United States Department of Justice

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION

_____	)	
	)	
SID MILLER, <i>et al.</i> ,	)	
	)	
<i>Plaintiffs,</i>	)	
	)	
<i>v.</i>	)	Civil Action No. 4:21-cv-595-O
	)	
TOM VILSACK, in his official capacity as	)	
SECRETARY OF AGRICULTURE,	)	
	)	
<i>Defendant.</i>	)	
	)	
_____	)	

**[PROPOSED] ORDER**

Before the Court is Defendant’s Motion for Summary Judgment. Having considered the Motion, the Court finds that it should be and is GRANTED.

**SO ORDERED** this \_\_\_\_\_ day of \_\_\_\_\_ 2022.

Dated: \_\_\_\_\_

\_\_\_\_\_  
 Reed O’Connor  
 UNITED STATES DISTRICT JUDGE