

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS**

STATE OF TEXAS,

Plaintiff,

v.

MERRICK GARLAND, in his official capacity as
Attorney General, *et al.*,

Defendants.

Case No. 5:23-cv-00034-H

**DEFENDANTS' MOTION TO STAY PRELIMINARY INJUNCTION DEADLINES
OR, IN THE ALTERNATIVE, TO EXTEND RESPONSE DEADLINE**

Defendants move to temporarily stay the deadlines pertaining to Plaintiff's Motion for Preliminary Injunction, ECF No. 37, pending resolution of Defendants' Motion to Transfer Venue, ECF No. 9. In the alternative, Defendants move that the deadline to respond to Plaintiff's Motion for a Preliminary Injunction be extended to May 4, 2023. In support of this motion, the Court is respectfully referred to Defendants' accompanying brief. A proposed order accompanies this motion.

CERTIFICATE OF CONFERENCE

I certify that on April 4, 2023, undersigned counsel conferred with counsel for Plaintiff regarding this motion. Plaintiff opposes Defendants' request to stay deadlines, but consents to Defendants' request to extend Defendants' response deadline to May 4, 2023.

Dated: April 6, 2023

Respectfully submitted,

BRIAN M. BOYNTON
Principal Deputy Assistant Attorney General

JOHN R. GRIFFITHS
Director, Federal Programs Branch

LESLEY FARBY
Assistant Branch Director

/s/ Michael J. Gaffney

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Counsel for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on April 6, 2023, I electronically filed the foregoing paper with the Clerk of Court using this Court's CM/ECF system, which will notify all counsel of record of such filing.

/s/Michael J. Gaffney _____

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**[PROPOSED] ORDER GRANTING DEFENDANTS' MOTION TO STAY
PRELIMINARY INJUNCTION DEADLINES**

Upon consideration of Defendants' Motion to Stay Preliminary Injunction Deadlines or, in the Alternative, to Extend Response Deadline, it is ORDERED that:

- Defendants' Motion is GRANTED;
- Deadlines pertaining to Plaintiff's Motion for Preliminary Injunction, ECF No. 37, are STAYED pending resolution of Defendants' Motion to Transfer Venue, ECF No. 9; and
- If the Court denies Defendants' pending Motion to Transfer Venue, Defendants' response to Plaintiff's Motion for Preliminary Injunction shall be due 30 days thereafter.

IT IS SO ORDERED.

Dated: _____

James Wesley Hendrix
UNITED STATES DISTRICT JUDGE