

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

ROLAND GUTIERREZ; SARAH
ECKHARDT; and the TEJANO
DEMOCRATS,

Plaintiffs,

v.

GREG ABBOTT, Governor of the State of
Texas sued in his official capacity; and, JOSE
A. ESPARZA, Deputy Secretary of State of
Texas and acting Secretary of State of Texas
sued in his official capacity.

Defendants.

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CIVIL ACTION NO.
1:21-CV- 00769- RP-JES-JVB

PLAINTIFFS' MOTION FOR NONSUIT

Pursuant to Rule 41 of the Federal Rules of Civil Procedure, plaintiffs seek a nonsuit of their claims against the defendants. There are no pending counter-claims or claims of affirmative relief against the plaintiffs. The defendants will not be prejudiced in any way by allowing the plaintiffs to nonsuit their claims. This nonsuit is sought in good faith and in the interest of justice. Plaintiffs seek no tactical advantage by nonsuiting at this time. This motion is unopposed by any party in the litigation.

Plaintiffs pray this Court will grant their motion to nonsuit.

DATED: September 30, 2022

Respectfully,

By: */s/ Martin Golando*

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CERTIFICATE OF SERVICE

I certify that on this, the 30th day of September, 2022 in accordance with the Federal Rules of Civil Procedure, a true and correct copy of the foregoing document was served, via ECF, to the counsel of record in this cause of action.

/s/ Martin Golando
Martin Golando

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