

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 22-50662

UNITED STATES OF AMERICA,

Plaintiff-Appellee

v.

STATE OF TEXAS, *et al.*,

Defendants

JOAN HUFFMAN, TEXAS SENATE MEMBER, *et al.*,

Movants-Appellants

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ON APPEAL FROM THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS

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JOINT STATUS REPORT

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The parties submit the following joint status report stating their respective positions regarding whether the briefing schedule in this case should continue to be held in abeyance.

1. This appeal concerns legal issues materially similar to those at issue in *LULAC Texas v. Hughes*, No. 22-50435.

2. Plaintiffs-appellees in *Hughes*, without opposition from the third-party appellants, moved to expedite briefing in that case and requested a resolution of the case no later than October 3, 2022, in order to avoid interference with the district court's trial schedule in that case.

3. A panel of this Court heard oral argument in *Hughes* on August 2, 2022, but it has not yet issued an opinion in that case.

4. In light of the above, the parties do not object at this time to this Court continuing to hold in abeyance the briefing schedule in this case. The parties will file another joint status report stating their respective positions regarding whether the briefing schedule in this case should continue to be held in abeyance either (1) within seven days of the issuance of a decision in *LULAC Texas v. Hughes*, No. 22-50435, or (2) by January 4, 2023, whichever occurs sooner.

Respectfully submitted,

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### **CERTIFICATE OF SERVICE**

I certify that on December 5, 2022, I electronically filed the foregoing JOINT STATUS REPORT with the Clerk of the Court for the United States Court of Appeals for the Fifth Circuit by using the appellate CM/ECF system.

I certify that all participants in this case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

s/ Jonathan L. Backer  
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