

United States Court of Appeals
for the Fifth Circuit

United States Court of Appeals
Fifth Circuit

FILED

July 18, 2023

Lyle W. Cayce
Clerk

No. 22-50662

LEAGUE OF UNITED LATIN AMERICAN CITIZENS; SOUTHWEST
VOTER REGISTRATION EDUCATION PROJECT; MI FAMILIA
VOTA; AMERICAN GI FORUM OF TEXAS; LA UNION DEL PUEBLO
ENTERO; MEXICAN AMERICAN BAR ASSOCIATION OF TEXAS;
TEXAS HISPANICS ORGANIZED FOR POLITICAL EDUCATION;
WILLIAM C. VELASQUEZ INSTITUTE; FIEL HOUSTON,
INCORPORATED; TEXAS ASSOCIATION OF LATINO
ADMINISTRATORS AND SUPERINTENDENTS; EMELDA
MENENDEZ; GILBERTO MENENDEZ; JOSE OLIVARES; FLORINDA
CHAVEZ; JOEY CARDENAS; SANDRA PUENTE; JOSE R. REYES;
SHIRLEY ANNA FLEMING; LOUIE MINOR, JR.; NORMA
CAVAZOS; PROYECTO AZTECA; REFORM IMMIGRATION FOR
TEXAS ALLIANCE; WORKERS DEFENSE PROJECT; PAULITA
SANCHEZ; JO ANN ACEVEDO; DAVID LOPEZ; DIANA MARTINEZ
ALEXANDER; JEANDRA ORTIZ; LUZ MORENO; MARIA MONTES;
LYDIA ALCAHAN; MARTIN SAENZ,

Plaintiffs—Appellees,

SHELIA JACKSON LEE; ALEXANDER GREEN; JASMINE
CROCKETT; EDDIE BERNICE JOHNSON,

Intervenor Plaintiffs—Appellees,

versus

GREG ABBOTT, *in his official capacity as Governor of the State of Texas*; ET
AL.,

Defendants,

TEXAS LIEUTENANT GOVERNOR DAN PATRICK, *in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate*; TOM CRADDICK, *Texas Representative*; RYAN GUILLEN, *Texas Representative*; BROOKS LANDGRAF, *Texas Representative*; TODD HUNTER, *Texas Representative*; JACEY JETTON, *Texas Representative*; ANDREW MURR, *Texas Representative*; KEN KING, *Texas Representative*; GEANIE MORRISON, *Texas Representative*; SENATOR JOAN HUFFMAN; SEAN OPPERMAN, *Texas House Employee*; ADAM FOLTZ, *Texas House Employee*; KOY KUNKEL, *Texas House Employee*; ANNA MACKIN, *Texas House Employee*; PHILIP CORTEZ, *Texas Representative*,

Movants-Appellants,

DAMON JAMES WILSON, FOR HIMSELF and *on behalf of all others similarly situated*,

Plaintiff-Appellee,

versus

TEXAS LIEUTENANT GOVERNOR DAN PATRICK, *in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate*,

Defendant-Appellant,

TOM CRADDICK, *Texas Representative*; RYAN GUILLEN, *Texas Representative*; BROOKS LANDGRAF, *Texas Representative*; TODD HUNTER, *Texas Representative*; JACEY JETTON, *Texas Representative*; ANDREW MURR, *Texas Representative*; KEN KING, *Texas Representative*; GEANIE MORRISON, *Texas Representative*; SENATOR JOAN HUFFMAN; SEAN OPPERMAN, *Texas House Employee*; ADAM FOLTZ, *Texas House Employee*; KOY KUNKEL, *Texas House Employee*;

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ANNA MACKIN, *Texas House Employee*; PHILIP CORTEZ, *Texas Representative*,

Appellants,

VOTO LATINO; ROSALINDA RAMOS ABUABARA; AKILAH BACY; ORLANDO FLORES; MARILENA GARZA; CECILIA GONZALES; AGUSTIN LOREDO; CINIA MONTOYA; ANA RAMON; JANA LYNNE SANCHEZ; JERRY SHAFER; DEBBIE LYNN SOLIS; ANGEL ULLOA; MARY URIBE,

Plaintiffs-Appellees,

versus

JOHN SCOTT, *in his Official Capacity as Texas Secretary of State*; ET AL.,

Defendants,

TEXAS LIEUTENANT GOVERNOR DAN PATRICK, *in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate*; TOM CRADDICK, *Texas Representative*; RYAN GUILLEN, *Texas Representative*; BROOKS LANDGRAF, *Texas Representative*; TODD HUNTER, *Texas Representative*; JACEY JETTON, *Texas Representative*; ANDREW MURR, *Texas Representative*; KEN KING, *Texas Representative*; GEANIE MORRISON, *Texas Representative*; SENATOR JOAN HUFFMAN; SEAN OPPERMAN, *Texas House Employee*; ADAM FOLTZ, *Texas House Employee*; KOY KUNKEL, *Texas House Employee*; ANNA MACKIN, *Texas House Employee*; PHILIP CORTEZ, *Texas Representative*,

Appellants,

MEXICAN AMERICAN LEGISLATIVE CAUCUS, TEXAS HOUSE OF REPRESENTATIVES,

Plaintiffs-Appellees,

versus

STATE OF TEXAS; ET AL.,

Defendants,

TEXAS LIEUTENANT GOVERNOR DAN PATRICK, *in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate*; TOM CRADDICK, *Texas Representative*; RYAN GUILLEN, *Texas Representative*; BROOKS LANDGRAF, *Texas Representative*; TODD HUNTER, *Texas Representative*; JACEY JETTON, *Texas Representative*; ANDREW MURR, *Texas Representative*; KEN KING, *Texas Representative*; GEANIE MORRISON, *Texas Representative*; SENATOR JOAN HUFFMAN; SEAN OPPERMAN, *Texas House Employee*; ADAM FOLTZ, *Texas House Employee*; KOY KUNKEL, *Texas House Employee*; ANNA MACKIN, *Texas House Employee*; PHILIP CORTEZ, *Texas Representative,*

Appellants,

ROY CHARLES BROOKS; FELIPE GUTIERREZ; PHYLLIS GOINES; EVA BONILLA; CLARA FAULKNER; DEBORAH SPELL; BEVERLY POWELL,

Plaintiffs-Appellees,

versus

GREG ABBOTT, *in his official capacity as Governor of Texas*; ET AL.,

Defendants,

TEXAS LIEUTENANT GOVERNOR DAN PATRICK, *in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate*; TOM CRADDICK, *Texas Representative*; RYAN GUILLEN, *Texas Representative*; BROOKS LANDGRAF, *Texas Representative*; TODD HUNTER, *Texas Representative*; JACEY JETTON, *Texas Representative*; ANDREW MURR, *Texas Representative*; KEN KING, *Texas Representative*; GEANIE MORRISON, *Texas Representative*; SENATOR JOAN HUFFMAN; SEAN OPPERMAN, *Texas House Employee*; ADAM FOLTZ, *Texas House Employee*; KOY KUNKEL, *Texas House Employee*; ANNA MACKIN, *Texas House Employee*; PHILIP CORTEZ, *Texas Representative,*

Appellants,

TEXAS STATE CONFERENCE OF THE NAACP,

Plaintiff-Appellee,

versus

GREG ABBOTT, *in his official capacity as the Governor of Texas*; ET AL.,

Defendants,

TEXAS LIEUTENANT GOVERNOR DAN PATRICK, *in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate*; TOM CRADDICK, *Texas Representative*; RYAN GUILLEN, *Texas Representative*; BROOKS LANDGRAF, *Texas Representative*; TODD HUNTER, *Texas Representative*; JACEY JETTON, *Texas Representative*; ANDREW MURR, *Texas Representative*; KEN KING, *Texas*

Representative; GEANIE MORRISON, Texas Representative; SENATOR JOAN HUFFMAN; SEAN OPPERMAN, Texas House Employee; ADAM FOLTZ, Texas House Employee; KOY KUNKEL, Texas House Employee; ANNA MACKIN, Texas House Employee; PHILIP CORTEZ, Texas Representative,

Appellants,

FAIR MAPS TEXAS ACTION COMMITTEE; OCA-GREATER HOUSTON; NORTH TEXAS CHAPTER OF THE ASIAN PACIFIC ISLANDER AMERICANS PUBLIC AFFAIRS ASSOCIATION; EMGAGE; KHANAY TURNER; ANGELA RAINEY; AUSTIN RUIZ; AYA ENELI; SOFIA SHEIKH; JENNIFER CAZARES; NILOUFAR HAFIZI; LAKSHMI RAMAKRISHNAN; AMATULLA CONTRACTOR; DEBORAH CHEN; ARTHUR RESA; SUMITA GHOSH; ANAND KRISHNASWAMY,

Plaintiffs-Appellees,

versus

GREG ABBOTT; ET AL.,

Defendants,

TEXAS LIEUTENANT GOVERNOR DAN PATRICK, *in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate;* TOM CRADDICK, *Texas Representative;* RYAN GUILLEN, *Texas Representative;* BROOKS LANDGRAF, *Texas Representative;* TODD HUNTER, *Texas Representative;* JACEY JETTON, *Texas Representative;* ANDREW MURR, *Texas Representative;* KEN KING, *Texas Representative;* GEANIE MORRISON, *Texas Representative;* SENATOR JOAN HUFFMAN; SEAN OPPERMAN, *Texas House Employee;* ADAM

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FOLTZ, *Texas House Employee*; KOY KUNKEL, *Texas House Employee*;
ANNA MACKIN, *Texas House Employee*; PHILIP CORTEZ, *Texas*
Representative,

Appellants,

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

STATE OF TEXAS; ET AL.,

Defendants,

TEXAS LIEUTENANT GOVERNOR DAN PATRICK, *in his Official*
Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate;
TOM CRADDICK, *Texas Representative*; RYAN GUILLEN, *Texas*
Representative; BROOKS LANDGRAF, *Texas Representative*; TODD
HUNTER, *Texas Representative*; JACEY JETTON, *Texas Representative*;
ANDREW MURR, *Texas Representative*; KEN KING, *Texas*
Representative; GEANIE MORRISON, *Texas Representative*; SENATOR
JOAN HUFFMAN; SEAN OPPERMAN, *Texas House Employee*; ADAM
FOLTZ, *Texas House Employee*; KOY KUNKEL, *Texas House Employee*;
ANNA MACKIN, *Texas House Employee*; PHILIP CORTEZ, *Texas*
Representative,

Appellants,

TREY MARTINEZ FISCHER,

Plaintiff-Appellee,

No. 22-50662

versus

JOHN SCOTT, *in his official capacity as Secretary of State of Texas,*

Defendant,

TEXAS LIEUTENANT GOVERNOR DAN PATRICK, *in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate;* TOM CRADDICK, *Texas Representative;* RYAN GUILLEN, *Texas Representative;* BROOKS LANDGRAF, *Texas Representative;* TODD HUNTER, *Texas Representative;* JACEY JETTON, *Texas Representative;* ANDREW MURR, *Texas Representative;* KEN KING, *Texas Representative;* GEANIE MORRISON, *Texas Representative;* SENATOR JOAN HUFFMAN; SEAN OPPERMAN, *Texas House Employee;* ADAM FOLTZ, *Texas House Employee;* KOY KUNKEL, *Texas House Employee;* ANNA MACKIN, *Texas House Employee;* PHILIP CORTEZ, *Texas Representative,*

Appellants,

VERONICA ESCOBAR, *U.S. Representative of the 16th Congressional District of Texas,*

Plaintiff-Appellee,

versus

GREG ABBOTT, *in his official capacity as Governor of the State of Texas;* ET AL.,

Defendants,

TEXAS LIEUTENANT GOVERNOR DAN PATRICK, *in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate;*

No. 22-50662

TOM CRADDICK, *Texas Representative*; RYAN GUILLEN, *Texas Representative*; BROOKS LANDGRAF, *Texas Representative*; TODD HUNTER, *Texas Representative*; JACEY JETTON, *Texas Representative*; ANDREW MURR, *Texas Representative*; KEN KING, *Texas Representative*; GEANIE MORRISON, *Texas Representative*; SENATOR JOAN HUFFMAN; SEAN OPPERMAN, *Texas House Employee*; ADAM FOLTZ, *Texas House Employee*; KOY KUNKEL, *Texas House Employee*; ANNA MACKIN, *Texas House Employee*; PHILIP CORTEZ, *Texas Representative*,

Appellants,

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

ERIC WIENCKOWSKI,

Defendant,

TEXAS LIEUTENANT GOVERNOR DAN PATRICK, *in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate*; TOM CRADDICK, *Texas Representative*; RYAN GUILLEN, *Texas Representative*; BROOKS LANDGRAF, *Texas Representative*; TODD HUNTER, *Texas Representative*; JACEY JETTON, *Texas Representative*; ANDREW MURR, *Texas Representative*; KEN KING, *Texas Representative*; GEANIE MORRISON, *Texas Representative*; SENATOR JOAN HUFFMAN; SEAN OPPERMAN, *Texas House Employee*; ADAM FOLTZ, *Texas House Employee*; KOY KUNKEL, *Texas House Employee*; ANNA MACKIN, *Texas House Employee*; PHILIP CORTEZ, *Texas Representative*,

Appellants,

UNITED STATES OF AMERICA

Plaintiff-Appellee,

versus

THOMAS BRYAN,

Defendant,

TEXAS LIEUTENANT GOVERNOR DAN PATRICK, *in his Official Capacity as Lieutenant Governor and Presiding Officer of the Texas Senate;* TOM CRADDICK, *Texas Representative;* RYAN GUILLEN, *Texas Representative;* BROOKS LANDGRAF, *Texas Representative;* TODD HUNTER, *Texas Representative;* JACEY JETTON, *Texas Representative;* ANDREW MURR, *Texas Representative;* KEN KING, *Texas Representative;* GEANIE MORRISON, *Texas Representative;* SENATOR JOAN HUFFMAN; SEAN OPPERMAN, *Texas House Employee;* ADAM FOLTZ, *Texas House Employee;* KOY KUNKEL, *Texas House Employee;* ANNA MACKIN, *Texas House Employee;* PHILIP CORTEZ, *Texas Representative,*

Appellants.

Appeal from the United States District Court
for the Western District of Texas

USDC No. 3:21-CV-259

USDC No. 1:21-CV-943

USDC No. 1:21-CV-965

USDC No. 1:21-CV-988

USDC No. 1:21-CV-991

USDC No. 1:21-CV-1006

USDC No. 1:21-CV-1038

No. 22-50662

USDC No. 3:21-CV-299
USDC No. 3:21-CV-306
USDC No. 3:22-CV-22
USDC No. 3:22-MC-219
USDC No. 3:22-MC-230

UNPUBLISHED ORDER

Before RICHMAN, *Chief Judge*, WIENER, and WILLETT, *Circuit Judges*
PER CURIAM:

IT IS ORDERED that the District Court's order of July 25, 2022 is VACATED in light of this Court's order in No. 22-50435, *LULAC Texas v. Hughes*. The case is REMANDED to the District Court.

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