

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

CAMPAIGN LEGAL CENTER;
AMERICAN CIVIL LIBERTIES UNION
FOUNDATION OF TEXAS; MEXICAN
AMERICAN LEGAL DEFENSE AND
EDUCATIONAL FUND, INC.; LAWYERS'
COMMITTEE FOR CIVIL RIGHTS
UNDER LAW; and DEMOS A NETWORK
FOR IDEAS AND ACTION, LTD.,

Plaintiffs,

v.

JOHN B. SCOTT, in his official capacity as
Secretary of State of the State of Texas,

Defendant.

Civil Action No. 1:22-cv-92

**UNOPPOSED MOTION FOR AN ORDER HOLDING IN ABEYANCE PROCEEDINGS
REGARDING ATTORNEYS' FEES AND EXPENSES**

Pursuant to Federal Rule of Civil Procedure 54(d) and Western District of Texas Local Rule CV-54, Plaintiffs respectfully move for entry of an order holding in abeyance proceedings regarding the award of attorneys' fees and costs in this action until 14 days after the mandate issues after all appeals are resolved. To support this motion, Plaintiffs state:

1. On August 2, 2022, this Court issued its Mandatory Injunction and Final Judgment (hereinafter "August 2 Order") declaring that Defendant Scott's refusal to release the requested voter-registration records (hereinafter "Records") upon Plaintiffs' requests violates the National Voter Registration Act and ordering Defendant Scott to provide Plaintiffs with the Records within 14 days of the August 2 Order. This Court further ordered that Plaintiffs should recover their costs

of court from Defendant Scott.

2. Pursuant to Rule 54(d), a claim for attorneys' fees and related expenses must be filed no later than fourteen days after the entry of judgment "[u]nless . . . a court order provides otherwise." Accordingly, Plaintiffs' application for attorney's fees and related expenses pursuant to the Court's August 2 Order is due on August 16, 2022 and the time for Plaintiffs to file an application for attorney's fees has not yet expired.

3. On August 4, 2022 Defendant Scott filed a notice of appeal. Plaintiffs will incur additional attorneys' fees and expenses as they oppose the State's appeal. Plaintiffs believe that litigating attorney's fees and costs in one proceeding at the end of the case, instead of piecemeal in multiple proceedings, is more efficient and conserves this Court's time and resources. Plaintiffs conferred, through counsel, with Defendants, who do not oppose this motion.

4. Therefore, Plaintiffs respectfully request that this Court order that Plaintiffs' motion for attorneys' fees and costs be due 14 days after the mandate issues after all appeals are resolved.

5. No prior extensions have been sought or granted.

WHEREFORE, Plaintiffs requests that this Court order that Plaintiffs' motion for the award of attorneys' fees and costs be due 14 days after the mandate issues after all appeals are resolved.

Dated: August 15, 2022

Respectfully submitted,

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***Motion for pro hac vice forthcoming*

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***Motion for pro hac vice forthcoming*

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CERTIFICATE OF CONFERENCE

I hereby certify that I conferred with counsel for Defendant regarding this motion, and that they indicated they are unopposed to the relief sought.

By: /s/ Danielle Lang
Danielle Lang

CERTIFICATE OF SERVICE

I hereby certify that on this day, I served all parties a true and correct copy of **PLAINTIFFS' UNOPPOSED MOTION FOR AN ORDER HOLDING IN ABEYANCE PROCEEDINGS REGARDING ATTORNEYS' FEES AND EXPENSES**, by filing the same with the clerk of court using the CM/ECF system, which will automatically send email notification of such filing to all attorneys of record.

This 15th day of August, 2022.

By: /s/ Danielle Lang
Danielle Lang

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