

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

WENDY DAVIS, *et al.*,
Plaintiffs,

vs.

RICK PERRY, *et al.*,
Defendants.

§
§
§
§
§
§
§
§
§

Civil Action No.
SA-11-CA-788-OLG-JES-XR
[Lead Case]

LEAGUE OF UNITED LATIN
AMERICAN CITIZENS (LULAC), *et al.*,
Plaintiffs,

vs.

RICK PERRY, *et al.*,
Defendants.

§
§
§
§
§
§
§
§
§

Civil Action No.
SA-11-CA-855-OLG-JES-XR
[Consolidated Case]

STIPULATION OF DISMISSAL OF PLAINTIFF-INTERVENOR ESTES

TO THE HONORABLE UNITED STATES DISTRICT COURT:

Plaintiff-Intervenor Senator Craig L. Estes (“Senator Estes”), Plaintiffs Senator Wendy Davis (“Senator Davis”), Representative Marc Veasy, Pat Pangburn, Frances DeLeon, Dorothy DeBose, Sarah Joyner, Vicky Bargas, Roy Brooks, Boyd Richie, and the Texas Democratic Party, and Defendants Governor Ricky Perry, Secretary of State Hope Andrade, Steve Munisteri, and the State of Texas file this stipulation of dismissal under Federal Rule of Civil Procedure 41(a)(1)(ii).

1. Senator Estes intervened in this suit on February 7, 2012, for the limited purpose of proposing an interim map that could be used to grant temporary relief to Senator Davis pending

the final resolution of this case without unnecessarily altering the map enacted by the Texas Legislature.

2. Senator Estes and the Plaintiffs succeeded in drawing Plan S172, a mutually acceptable interim map to which Defendants did not object, which this Court adopted as the interim plan for the 2012 elections by its order signed on February 28, 2012, and explained by a second order signed on March 19, 2012.

3. Because the limited purpose for which Senator Estes intervened has been achieved, he now moves to dismiss his intervention. This dismissal has no effect on the other claims made by the various parties to this suit.

4. All other parties to this suit have agreed to the dismissal of Senator Estes's intervention.

5. This case is not a class action.

6. A receiver has not been appointed in this action.

7. Senator Estes's intervention is not governed by any federal statute that requires an order of the court for dismissal.

8. Senator Estes has not dismissed an action based on or including the same claims as those presented in this suit.

9. This dismissal is with prejudice to re-filing.

Respectfully submitted,

WALKER KEELING LLP
120 S. Main St., Suite 500
P.O. Box 108
Victoria, TX 77902-0108
(361) 576-6800
(361) 576-6196 (FAX)

By: 

JOHN H. H. BENNETT

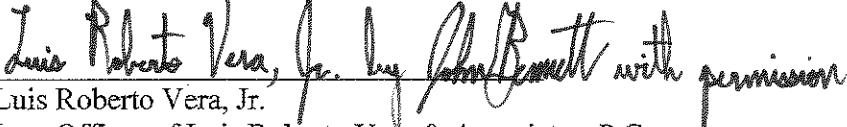
Texas State Bar No. 24069369


Attorneys for the Honorable Craig L. Estes.

David S. Richards
Richards, Rodriguez & Skeith, LLP
816 Congress, Suite 1200
Austin, TX 78701
(512) 476-0005

J. Gerald Hebert
191 Somerville St., #405
Alexandria, VA 22304
(703) 628-4673

Attorneys for Senator Wendy Davis, Representative Marc Veasy, Pat Pangburn, Frances DeLeon, Dorothy DeBose, Sarah Joyner, Vicky Bargas, and Roy Brooks


Luis Roberto Vera, Jr.
Law Offices of Luis Roberto Vera & Associates, P.C.
112 Soledad
Suite 1325
San Antonio, TX 78205-2260
(210) 225-3300
Attorney for LULAC and Domingo Garcia


David Mattax
Bruce D. Cohen
Ana M. Jordan
Angela V. Colmenero
David J. Schenck
Matthew Hamilton Frederick
Office of the Attorney General
P.O. Box 12548, Capitol Station
Austin, TX 78711
(512) 463-2100

Attorneys for Governor Rick Perry and Secretary of State Hope Andrade

Chad W. Dunn by John Bennett with permission

Chad W. Dunn
Brazil & Dunn
4201 FM 1960 West
Suite 530
Houston, TX 77068
(281) 580-6362

Attorney for Texas Democratic Party Chair Boyd Richie and the Texas Democratic Party

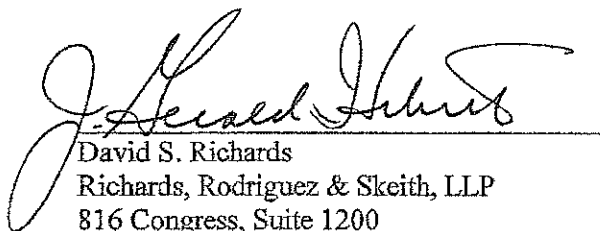
Donna Garcia Davidson
P.O. Box 12131
Austin, TX 78711
Attorney for Republican Party of Texas Chair Steve Munisteri

By: 

JOHN H. H. BENNETT

Texas State Bar No. 24069369

Attorneys for the Honorable Craig L. Estes.



David S. Richards
Richards, Rodriguez & Skeith, LLP
816 Congress, Suite 1200
Austin, TX 78701
(512) 476-0005

J. Gerald Hebert
191 Somerville St., #405
Alexandria, VA 22304
(703) 628-4673

Attorneys for Senator Wendy Davis, Representative Marc Veasy, Pat Pangburn, Frances DeLeon, Dorothy DeBose, Sarah Joyner, Vicky Bargas, and Roy Brooks

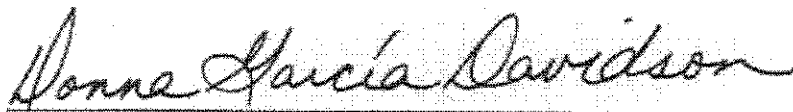
Luis Roberto Vera, Jr.
Law Offices of Luis Roberto Vera & Associates, P.C.
112 Soledad
Suite 1325
San Antonio, TX 78205-2260
(210) 225-3300
Attorney for LULAC and Domingo Garcia

David Mattax
Bruce D. Cohen
Ana M. Jordan
Angela V. Colmenero
David J. Schenck
Matthew Hamilton Frederick
Office of the Attorney General
P.O. Box 12548, Capitol Station
Austin, TX 78711
(512) 463-2100

Attorneys for Governor Rick Perry and Secretary of State Hope Andrade

Chad W. Dunn
Brazil & Dunn
4201 FM 1960 West
Suite 530
Houston, TX 77068
(281) 580-6362

Attorney for Texas Democratic Party Chair Boyd Richie and the Texas Democratic Party



Donna Garcia Davidson
P.O. Box 12131
Austin, TX 78711

Attorney for Republican Party of Texas Chair Steve Munisteri

CERTIFICATE OF SERVICE

This is to certify that the foregoing was filed electronically with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:



John H. H. Bennett

David S. Richards
Richards, Rodriguez & Skeith, LLP
816 Congress, Suite 1200
Austin, TX 78701
(512) 476-0005
Attorney for Senator Wendy Davis, Representative Marc Veasy, Pat Pangburn, Frances DeLeon, Dorothy DeBose, Sarah Joyner, Vicky Bargas, and Roy Brooks

J. Gerald Hebert
191 Somerville St., #405
Alexandria, VA 22304
(703) 628-4673
Attorney for Senator Wendy Davis, Representative Marc Veasy, Pat Pangburn, Frances DeLeon, Dorothy DeBose, Sarah Joyner, Vicky Bargas, and Roy Brooks

Luis Roberto Vera, Jr.
Law Offices of Luis Roberto Vera & Associates, P.C.
112 Soledad
Suite 1325
San Antonio, TX 78205-2260
(210) 225-3300
Attorney for LULAC and Domingo Garcia

Ana M. Jordan
Assistant Texas Attorney General
P.O. Box 12548
Capitol Station
Austin, TX 78711-2548
(512) 495-9139
Attorney for Governor Rick Perry, Secretary of State Hope Andrade, and the State of Texas

Angela V. Colmenero
Office of the Attorney General
P.O. Box 12548, Capitol Station
Austin, TX 78711
(512) 463-2120

Attorney for Governor Rick Perry and Secretary of State Hope Andrade

Bruce D. Cohen
Office of the Attorney General
P.O. Box 12548, Capitol Station
Austin, TX 78711
(512) 463-0879
Attorney for Governor Rick Perry and Secretary of State Hope Andrade

David Mattax
Assistant Attorney General
P.O. Box 12548
Austin, TX 78711-2548
(512) 463-0159
Attorney for Governor Rick Perry, Secretary of State Hope Andrade, and the State of Texas

David J. Schenck
Office of the Attorney General
P.O. Box 12548
Austin, TX 78701
(512) 936-0545
Attorney for Governor Rick Perry, Secretary of State Hope Andrade, and the State of Texas

Matthew Hamilton Frederick
Office of the Attorney General
209 West 14th St., 8th Floor
Austin, TX 78701
(512) 475-4330
Attorney for Governor Rick Perry and Secretary of State Hope Andrade

Chad W. Dunn
Brazil & Dunn
4201 FM 1960 West
Suite 530
Houston, TX 77068
(281) 580-6362
Attorney for Texas Democratic Party Chair Boyd Richie and the Texas Democratic Party

Donna Garcia Davidson
P.O. Box 12131
Austin, TX 78711
Attorney for Republican Party of Texas Chair Steve Munisteri