IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS VICTORIA DIVISION

STATE OF TEXAS,

Plaintiff,

v.

The UNITED STATES OF AMERICA, et al.

Defendants,

FIEL HOUSTON and REFUGEE AND IMMIGRANT CENTER FOR EDUCATION AND LEGAL SERVICES,

Intervenor-Defendants.

Civ. Action No. 6:21-cv-00003

STIPULATION OF ALL PARTIES TO VOLUNTARY DISMISSAL OF THIS ACTION

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff State of Texas, Defendants United States of America, *et al.*, and Intervenor-Defendants FIEL Houston and Refugee and Immigrant Center for Education and Legal Services (the "Parties"), through undersigned counsel, stipulate to the dismissal of this action and that each Party will bear its own costs.

The object of all of Plaintiff's claims, the 100-day pause on the removal of aliens already subject to a final order of removal, previously enjoined by the Court, has expired.

In light of the fact that the 100-day pause on removals has lapsed, Defendants further stipulate that they do not intend to extend or reinstate such a policy requiring a pause on the execution of final orders of removal for noncitizens. *See* DHS Statement on the Expiration of 100-day Removal Pause, available at https://www.dhs.gov/news/2021/05/06/dhs-statement-expiration-100-day-removal-pause.

Intervenor-Defendants stipulate that they do not intend, in order to extend or reinstate the challenged pause on the execution of final orders of removal for any noncitizens, to challenge any administrative action or inaction by Defendants.

Date: May 20, 2021

Stipulated and agreed by:

KEN PAXTON

Attorney General of Texas

Brent Webster

First Assistant Attorney General

JUDD E. STONE II Solicitor General

/s/ Patrick K. Sweeten_ Patrick K. Sweeten

Deputy Attorney General for Special Litigation

Attorney-in-Charge Texas Bar No. 00798537

Southern District of Texas Bar No. 1829509

WILLIAM T. THOMPSON

Deputy Chief, Special Litigation Unit

Texas Bar No. 24088531

Southern District of Texas Bar No. 3053077

RYAN D. WALTERS

Special Counsel, Special Litigation Unit

Texas Bar No. 24105085

Southern District of Texas Bar No. 3369185

OFFICE OF THE ATTORNEY GENERAL

SPECIAL LITIGATION UNIT

P.O. Box 12548 (MC-009)

Austin, Texas 78711-2548

Tel.: (512) 463-2100

Fax: (512) 936-0545

patrick.sweeten@oag.texas.gov

will.thompson@oag.texas.gov

win.monipson@oag.tcxas.gov

ryan.walters@oag.texas.gov

Counsel for Plaintiff State of Texas

BRIAN M. BOYNTON Acting Assistant Attorney General

AUGUST FLENTJE Special Counsel

BRIGHAM J. BOWEN Assistant Branch Director

/s/ Adam D. Kirschner

ADAM D. KIRSCHNER

Attorney-in-charge

IL Bar. No. 6286601

Senior Trial Counsel

BRIAN C. ROSEN-SHAUD

ME Bar No. 006018

MICHAEL F. KNAPP

CA Bar No. 314104

Trial Attorneys

United States Department of Justice

Civil Division, Federal Programs Branch

Tel: (202) 353-9265

Fax: (202) 616-8460

Email: Adam.Kirschner@usdoj.gov Brian.C.Rosen-Shaud@usdoj.gov Michael.F.Knapp@usdoj.gov

Mailing Address:

Post Office Box 883

Washington, D.C. 20044

Courier Address

1100 L Street NW, Room 11020

Washington, D.C. 20005

DANIEL DAVID HU

Assistant United States Attorney

Chief, Civil Division

Southern District of Texas

State Bar No. 10131415

S.D. I.D. 7959

1000 Louisiana, Suite 2300 Houston, TX 77002

Tel: (713) 567-9000 Fax: (713) 718-3300

Daniel.Hu@usdoj.gov

Counsel for Defendants

Andre Segura
(Tex. 24107112; S.D. Tex. 3123385)
Kathryn Huddleston*
AMERICAN CIVIL LIBERTIES UNION
FOUNDATION OF TEXAS, INC.
5225 Katy Fwy., Suite 350
Houston, Texas 77007
(713) 942-8146
asegura@aclutx.org
khuddleston@aclutx.org

/s/ Cody Wofsy
Cody Wofsy*
Spencer E. Amdur*
AMERICAN CIVIL LIBERTIES UNION
39 Drumm Street
San Francisco, CA 94111
Telephone: (415) 343-1198
cwofsy@aclu.org
samdur@aclu.org

Omar C. Jadwat* Michael K.T. Tan* Anand Balakrishnan* Noor Zafar* David Chen* AMERICAN CIVIL LIBERTIES UNION FOUNDATION, IMMIGRANTS' **RIGHTS PROJECT** 125 Broad Street, 18th Floor New York, NY 10004 (212) 549-2600 ojadwat@aclu.org mtan@aclu.org abalakrishnan@aclu.org nzafar@aclu.org dchen@aclu.org

Counsel for Intervenor-Defendants FIEL Houston and Refugee and Immigrant Center for Education and Legal Services

CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing document was filed electronically (via CM/ECF) on May 20, 2021, which automatically serves all counsel of record who are registered to receive notices in this case.

/s/Patrick K. Sweeten Patrick K. Sweeten

^{*}Admitted pro hac vice