

No. 22-0997

In the Supreme Court of Texas

In re State of Texas,
Relator.

On Petition for Writ of Mandamus
to the 334th Judicial District Court, Harris County

RESPONSE TO PETITION FOR WRIT OF MANDAMUS AND MOTION FOR TEMPORARY RELIEF

Hani Mirza
Texas Bar No. 24083512
Texas Civil Rights Project
Edgar Saldivar
Texas Bar No. 24038188
ACLU Foundation of Texas

Counsel for Respondent

Mandamus relief is only available where the trial court's error constitutes a clear abuse of discretion. Petitioners fail to cite to extensive statutory and case authority that contradicts the trial court's order, and thus, the trial court has not abused its discretion.

Texas courts, including in Harris County, can and have remedied violations of Texas Election Code Section 41.031 by ordering counties to keep polling locations open after 7 p.m. in order to offset late openings which burden voters. *See, e.g., Ex. T, Order, Texas Organizing Project v. Harris County*, No. 2018- 80292 (295th District Court Harris County, Nov. 6, 2018) (finding that voters have the legal right to have twelve hours of voting on Election Day, and requiring polling locations in Harris County to stay open beyond 7 p.m. to guarantee that right); *Ex. U, Order, La Unión Del Pueblo Entero v. Hidalgo County*, No. 3842-20-F (370th District Court Hidalgo County, Nov. 3, 2020) (requiring polling locations in Hidalgo County to stay open until 8 p.m. after late openings); *Ex. V, Order, In the Interest of Upshur County Voters*, No. 514-20 (115th District Court Upshur County, Nov. 3, 2020) (same). Indeed, just today, a court ordered Bell County to keep polling places open until 8 p.m. after late poll openings of 8 polling places. *Ex. W, No. 22-DCV-335320* (146th District Court Bell County, Nov. 8, 2022).¹

Texas Election Code Section 63.011(e) explicitly envisions courts ordering counties to have extended hours at Election Day polling locations, and requires any votes cast during court-ordered extended hours to be cast provisionally. (“A person who is permitted under a state or federal court order to cast a ballot in an election for a federal office after the time allowed by Subchapter B, Chapter 41, must cast the ballot as a provisional vote in the manner required by this section.”).

¹ *Bell County polling hours extended until 8 p.m.*, KCEN TV, Nov. 8, 2022, <https://www.kcentv.com/article/news/local/bell-county-polling-sites-experiencing-difficulties/500-6bbb8779-a6f6-4a34-be17-739041472bfb>.

Texas Election Code Section 43.007(p) also explicitly envisions courts ordering counties to extend Election Day hours and requires that “[i]f a court orders any countywide polling place to remain open after 7 p.m., all countywide polling places located in that county shall remain open for the length of time required in the court order.”

The Secretary of State prescribes provisional ballot forms, and the provisional ballot form itself has a box for the election judge to check off if a provisional ballot is voted because a court ordered a polling location to stay open past 7 PM. *See* Tex. Elec. Code § 63.011.

Additionally, federal law addresses voters who vote after the polls close and envisions courts ordering counties to extend Election Day hours. Specifically, federal law states that “[a]ny individual who votes in an election for Federal office as a result of a Federal or State court order or any other order extending the time established for closing the polls by a State law in effect 10 days before the date of that election may only vote in that election by casting a provisional ballot under subsection (a). Any such ballot cast under the preceding sentence shall be separated and held apart from other provisional ballots cast by those not affected by the order.” Help America Vote Act, 42 USC § 15482(c).

Respectfully submitted,

By: /s/ Christina Beeler

Hani Mirza
Texas Bar No. 24083512
hani@texascivilrightsproject.org
Joaquin Gonzalez
Texas Bar No. 24109935
joaquin@texascivilrightsproject.org
Christina Beeler
Texas Bar No. 24096124
christinab@texascivilrightsproject.org
Zachary Dolling
Texas Bar. No. 24105809

zachary@texascivilrightsproject.org

Texas Civil Rights Project
1405 Montopolis Drive
Austin, Texas 78741
Telephone: (512) 474-5073
Fax: (512) 474-0726

Edgar Saldivar
esaldivar@aclutx.org
Texas Bar No. 24038188
Ashley Harris
aharris@aclutx.org
Texas Bar No. 24123238
Thomas Buser-Clancy
Texas Bar No. 24078344
tbuser-clancy@aclutx.org

ACLU Foundation of Texas, Inc.
5225 Katy Freeway, Suite 350
Houston, TX 77007
Telephone: (713) 942-8146
Fax: (915) 642-6752

ATTORNEYS FOR RESPONDENT

RETRIEVED FROM DEMOCRACYDOCKET.COM

Exhibit A

RETRIEVED FROM DEMOCRACYDOCKET.COM

NO.

TEXAS ORGANIZING PROJECT,

Plaintiff,

v.

HARRIS COUNTY, TEXAS, et al.

Defendants.

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IN THE DISTRICT COURT

OF HARRIS COUNTY, TEXAS

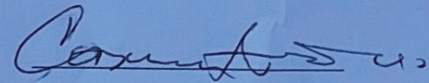
_____ JUDICIAL DISTRICT

DECLARATION PURSUANT TO TEXAS CIVIL PRACTICE AND REMEDIES CODE
132.001

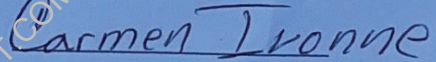
Pursuant to Texas Civil Practice and Remedies Code 132.001, I hereby declare as follows:

1. My name is Carmen Ivonne, and I am over the age of 18 and competent to make this declaration.
2. I am an Organizer with the Texas Organizing Project ("TOP"). My job duties include organizing people in the community and public education—this includes get out the vote efforts.
3. I have volunteered for TOP since 2009 and have been employed by them for the past three months.
4. I arrived at the BakerRipley Ripley House polling location at 6:50 am on Election Day, November 8, 2022. There was already a line of over 100 people to vote.
5. The polling location did not open at 7:00 a.m. It did not open and start allowing people to vote until sometime around or after 11:00 a.m.
6. About 8:00 a.m., an hour after the polling location was supposed to open, people who were in line started to leave.
7. I started to try to help people find other nearby voting locations where they could go vote since Ripley House was not open.
8. Until Ripley House finally opened, I had to spend all of my time helping people find a new place to go vote.

9. If Ripley House had opened on time, I would have been able to spend my time talking with voters about getting out the vote and encouraging people to bring other voters to the polls.
10. Because I had to spend all my time dealing with the polling place closure, I couldn't do that get out the vote work.
11. I declare under penalty of perjury that the foregoing is true and correct.



Signature



Printed Name

Executed on November 8, 2022 in Harris County, Texas.

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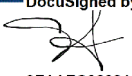
Exhibit B

RETRIEVED FROM DEMOCRACYDOCKET.COM

**DECLARATION OF STEPHANI BRODI PURSUANT TO TEXAS CIVIL PRACTICE
AND REMEDIES CODE 132.001**

Pursuant to Texas Civil Practice and Remedies Code 132.001, I hereby declare as follows:

1. I am a poll monitor. I arrived at the polling location at Sunnyside Multiservice Center, 9314 Cullen Blvd, Houston, TX 77033, around 7:15am on November 8, 2022.
2. The polling location did not open on time at 7 a.m. and was not open when I arrived. There were over 100 voters at the polling place waiting to vote in a line wrapped around the building. At the polling place, there was a piece of paper that said all machines were down, and they were waiting for a technician. There were seven other polling locations handwritten on the piece of paper. Election workers took a picture of that piece of paper and showed people waiting in line and driving into the parking lot that list of locations to go to for voting. No addresses were provided, just polling place names.
3. I witnessed over 200 vehicles pull up to the parking lot of the Sunnyside Multiservice Center and be redirected by poll workers to one of the seven locations between 7:15am and 8:30am.
4. Starting at 8:30am, I drove to three other locations from the handwritten list provided by poll workers. Two of those locations also were not open: Worthington High School (machines did not work until about 8:30am) and Sunnyside Park Community Center (machines did not work until about 9:15am, and also there are only four parking spots in front of the polling place for voters because community center staff are parked in other parking spots until 3pm). A third location, Reynolds Elementary School, did not appear to be a polling location at all.
5. My fellow poll monitor Clifford told me that the Sunnyside Multiservice Center polling place machines started working at 9:23am.
6. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

DocuSigned by:

9EAAEC8699A74BF...

Signature

Stephani Brodi

Printed Name

Executed on November 8, 2022 in Harris County, Texas.

Exhibit C

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NO. _____

_____ , et al.,	§	IN THE DISTRICT COURT
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<i>Plaintiffs</i>	§	
v.	§	OF _____ COUNTY, TEXAS
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_____ COUNTY, TEXAS, et al.	§	
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<i>Defendants</i>	§	
	§	
	§	_____ JUDICIAL COURT

DECLARATION OF _____ PURSUANT TO TEXAS CIVIL PRACTICE AND REMEDIES CODE 132.001

Pursuant to Texas Civil Practice and Remedies Code 132.001, I hereby declare as follows:

- I arrived at Baker Ripley polling location, located at 4410 Navigation Blvd at around 10:22 a.m. on 11/08, 2022 to vote.
- I faced the following issues at the polling location:
I came to vote and was unable to because the location was locked and closed. This is the closest location to my home and where I come to vote. I am now going to Eastwood Community Center.
- I witnessed the following issues at the polling location:
I saw a group of people who weren't able to get.
- _____
- I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on 11/08, 2022.

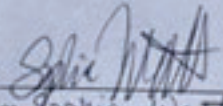
Signature: 
 Print Name: Sophia Watt

Exhibit D

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Exhibit E

RETRIEVED FROM DEMOCRACYDOCKET.COM

NO. _____

David Aguilar, et al.,

Plaintiffs

v.

Harris COUNTY, TEXAS, et al.

Defendants

IN THE DISTRICT COURT

OF Harris COUNTY, TEXAS

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_____ JUDICIAL COURT

DECLARATION OF _____ PURSUANT TO TEXAS CIVIL PRACTICE AND REMEDIES CODE 132.001

Pursuant to Texas Civil Practice and Remedies Code 132.001, I hereby declare as follows:

1. I arrived at Baker Ripley polling location, located at 4410 Navigation Blvd at around 6:00 a.m. on 11/08, 2022 to vote.

2. I faced the following issues at the polling location:

Ineptitude. Gross ineptitude. When I arrived at 6am CST the polling place was not near completion. Scantily began setting up. No one was around except election inspectors.

3. I witnessed the following issues at the polling location:

One people found out the electoral officials were giving the reason the key hadn't arrived and that was their reason for people outside to not get it.

4. _____

5. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on 11/08, 2022.

Signature: [Signature]
Print Name: David Aguilar
David Aguilar.

Exhibit F

RETRIEVED FROM DEMOCRACYDOCKET.COM

**DECLARATION OF CLIFFORD LEE PURSUANT TO TEXAS CIVIL PRACTICE AND
REMEDIES CODE 132.001**

Pursuant to Texas Civil Practice and Remedies Code 132.001, I hereby declare as follows:

1. I am a poll monitor. I arrived at the polling location at Sunnyside Multiservice Center, 9314 Cullen Blvd, Houston, TX 77033, around 8:55am on November 8, 2022.
2. The polling location was open when I arrived, but the machines were down. There were people outside complaining that the machines were down and had been down since 7:00am, and they said there had been a line of hundreds of cars that had left.
3. Some poll workers wrote down the names of seven other places people could go vote and were showing voters a picture of that list.
4. I encouraged people to go to other polling locations nearby. Between 8:55am and 9:20am, I saw at least five people leave the polling location. Several indicated that they were leaving to go to work, and not to other polling locations.
5. There were still some voters inside until the machines came online at 9:23am. I saw people start to vote after that.
6. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

DocuSigned by:
Clifford Lee
2CB930CC9710455...

Signature

Clifford Lee

Printed Name

Executed on November 8, 2022 in Harris County, Texas.

Exhibit G

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Exhibit H

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Exhibit I

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NO. _____

Mia Gutierrez, et al.,

Plaintiffs

V.

Harris COUNTY, TEXAS, et al.

Defendants

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IN THE DISTRICT COURT

OF Harris COUNTY, TEXAS

_____ JUDICIAL COURT

DECLARATION OF _____ PURSUANT TO TEXAS CIVIL PRACTICE AND REMEDIES CODE 132.001

Pursuant to Texas Civil Practice and Remedies Code 132.001, I hereby declare as follows:

I arrived at the polling location at around 9:20 a.m. on 11/08 2022, to vote at the polling location for my precinct, Precinct _____, whose polling location is at Ripley House, in Harris County, Texas.

The polling location did not open on time.

I have to go to work. It feels like voter suppression.

I witnessed at least 1 people leave the line without voting due to the delay.

I was not able to vote as of 9:35 AM. I plan to wait

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on 11/08, 2022.

Signature: 

Print Name: Mia Gutierrez

mia Gutierrez

Exhibit J

RETRIEVED FROM DEMOCRACYDOCKET.COM

NO. _____

Ally Smither, et al.,

Plaintiffs

v.

Harris COUNTY, TEXAS, et al.

Defendants

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IN THE DISTRICT COURT

OF Harris COUNTY, TEXAS

_____ JUDICIAL COURT

DECLARATION OF _____ PURSUANT TO TEXAS CIVIL PRACTICE AND REMEDIES CODE 132.001

Pursuant to Texas Civil Practice and Remedies Code 132.001, I hereby declare as follows:

- 1. I arrived at Ripley House polling location, located at 4410 Navigation Blvd at around 8:53 a.m. on 11/08, 2022 to vote.
- 2. I faced the following issues at the polling location:

- 3. I witnessed the following issues at the polling location:

When I arrived not only was the poll not open, no one from Harris County was here to assist. There was a missing box.

4. _____

- 5. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on 11/08, 2022.

Signature: _____

Print Name: _____

Ally Smither
Ally Smither

Exhibit K

RETRIEVED FROM DEMOCRACYDOCKET.COM

NO. _____

Aaron Torres, et al.,

Plaintiffs

v.

Harris COUNTY, TEXAS, et al.

Defendants

IN THE DISTRICT COURT
OF Harris COUNTY, TEXAS

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_____ JUDICIAL COURT

DECLARATION OF _____ PURSUANT TO TEXAS CIVIL PRACTICE AND REMEDIES CODE 132.001

Pursuant to Texas Civil Practice and Remedies Code 132.001, I hereby declare as follows:

1. I arrived at 8:17 am polling location, located at 4401 Navigation vulebar at around : a.m. on Nov 8, 2022 to vote.

2. I faced the following issues at the polling location:

- waiting for 45 minutes
- I cannot cannot vote
- The voting machines aren't working

3. I witnessed the following issues at the polling location:

- taking long to open the polling machines
- Dozens of people left and they were unhappy for taking so long.
Unhappy.

4. _____

5. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on Nov 8, 2022.


Signature: 
Print Name: Aaron Torres

Exhibit L

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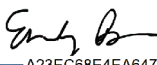
Exhibit M

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**DECLARATION OF EMILY BARRIERE PURSUANT TO TEXAS CIVIL PRACTICE
AND REMEDIES CODE 132.001**

Pursuant to Texas Civil Practice and Remedies Code 132.001, I hereby declare as follows:

1. My name is Emily Barriere, and I am over the age of 18 and competent to make this declaration.
2. I arrived at the Kashmere Multiservice Center, 4802 Lockwood Drive Houston, TX 77026.
3. All of the machines were down when the polls were supposed to open at 7 a.m., and no voters were being allowed to vote.
4. No voting machines were working until around 9:30 a.m.
5. I witnessed approximately over a hundred voters come to vote, wait, and have to leave because the polling locations were not open.
6. I spoke with several voters who had to go to work and would not be able to make it back in time to vote before 7 p.m.
7. As of at least 10:30 a.m., the curbside voting machines at the polling location were not working. Voters with disabilities who were not able to go inside the location to vote had to leave because they could not wait any longer.
8. I have had to stay stationed at this polling place in order to explain the delays to voters at this location and help them find alternative polling places if possible. If it were not for these problems at the polling place, I could be engaging in other get out the vote efforts.
9. I declare under penalty of perjury that the foregoing is true and correct.

DocuSigned by:

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Signature

Emily Barriere

Printed Name

Executed on November 8, 2022 in Harris County, Texas.

Exhibit N

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Exhibit O

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Exhibit P

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NO. _____

TEXAS ORGANIZING PROJECT,
Plaintiff,

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IN THE DISTRICT COURT

v.

OF HARRIS COUNTY, TEXAS

HARRIS COUNTY, TEXAS, et al.
Defendants.

_____ JUDICIAL DISTRICT

DECLARATION OF RUTH NASRULLAH PURSUANT TO TEXAS CIVIL PRACTICE AND REMEDIES CODE 132.001

Pursuant to Texas Civil Practice and Remedies Code 132.001, I hereby declare as follows:

1. I am a poll monitor. I arrived at the Harris County polling location at BakerRipley Cleveland Campus, 720 Fairmont Parkway, Pasadena, TX 77504 at approximately 8:15 a.m., and left at approximately 9:30 a.m.
2. Shortly after I arrived at the polling place I spoke with two voters who told me the machines were down and that they couldn't vote and were therefore leaving.
3. I also spoke with a campaign worker who had been at the polling place since 7 a.m.. The campaign worker informed me that the voting machines had not been up at 7 a.m., when the polling place was supposed to be open. The campaign worker stated that this was because the voting machines had not been transferred from the early voting system to the election day voting system. A voter in line additionally confirmed that the voting machines had not been up at 7 a.m.
4. At approximately 9 a.m., I spoke with an election worker at the front of the polling place who informed me that only one row of voting machines was currently working. I observed that one row consisted of approximately 8 machines, out of a total of approximately 30 machines.

5. During my time observing the polling place I saw voters forming two lines at each of two entrances to the polling place, one of which was incorrect due to inadequate signage and direction from election staff. Eventually, a person who I believe was BakerRipley employee was able to re-direct voters to form one line starting at the correct entrance.
6. At approximately 9:20 a.m. I spoke to a campaign worker who had been at the polling place since 7 a.m. and they stated that they had seen approximately 20 voters waiting in line leave the polling place since 7 a.m.
7. At the time I left the polling place, at approximately 9:30 a.m., there were about 12 people waiting in line to vote.
8. I declare under penalty of perjury that the foregoing is true and correct and that I am over the age of 18.



Signature

RUTH NASRULLAH

Printed Name

Executed on November 8, 2022 in
Harris County, Texas.

Exhibit Q

RETRIEVED FROM DEMOCRACYDOCKET.COM

Exhibit R

RETRIEVED FROM DEMOCRACYDOCKET.COM


Exhibit S

RETRIEVED FROM DEMOCRACYDOCKET.COM

**DECLARATION OF LAILA KHALILI PURSUANT TO TEXAS CIVIL PRACTICE
AND REMEDIES CODE 132.001**

Pursuant to Texas Civil Practice and Remedies Code 132.001, I hereby declare as follows:

1. I am a poll monitor. I arrived at the polling location at Wainwright Elementary School, 5330 Milwee Street, Houston, TX 77092, around 8:30am on November 8, 2022.
2. The polling location did not open on time at 7 a.m. and was not open when I arrived. There were three voters at the polling place waiting to vote. I did not see any election workers there. The polling place opened at 9:28am.
3. I witnessed approximately nine to ten people arrive to vote during the time period from around 8:30am until 9:28am, who then left because the polling place was not open.
4. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

DocuSigned by:

A2450E57300942C...

Signature

Laila Khalili

Printed Name

Executed on November 8, 2022 in Harris County, Texas.

Exhibit T

RETRIEVED FROM DEMOCRACYDROCKET.COM

2018-80292 / Court: 295

NO. _____

TEXAS CIVIL RIGHTS PROJECT and
TEXAS ORGANIZING PROJECT

Plaintiffs

v.

HARRIS COUNTY, TEXAS; THE HARRIS
COUNTY COMMISSIONERS COURT;
JUDGE ED EMMETT, in his official
capacity as the Harris County Judge; and
STAN STANART, in his official capacity as
the Harris County Elections Administrator,

Defendants

§ IN THE DISTRICT COURT

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OF HARRIS COUNTY, TEXAS

_____ JUDICIAL DISTRICT

TEMPORARY RESTRAINING ORDER

The Court considers the Emergency Application for a Temporary Restraining Order, filed on November 6, 2018 by Plaintiffs Texas Civil Rights Project, Texas Organizing Project, and Maria Bernal ("Plaintiffs"), against Defendants Harris County, Texas, a political subdivision of the State of Texas; the Harris County Commissioners Court: Rodney Ellis, Harris County Commissioner for Precinct 1, Jack Morman, Harris County Commissioner for Precinct 2, Steve Radack, Harris County Commissioner for Precinct 3, R. Jack Cagle, Harris County Commissioner for Precinct 4, Judge Ed Emmett, in his official capacity as the Harris County Judge; and Stan Stanart, in his official capacity as the Harris County Elections Administrator ("Defendants").

Defendants present by counsel.

The Court, having reviewed the application, declarations, exhibits, and other pleadings, and having heard the arguments of counsel, if any, enters the following findings and order:

Plaintiffs have a substantial likelihood of succeeding on the merits of their claims. If the relief requested by Plaintiffs is not granted, Plaintiffs will suffer imminent and irreparable harm to

C-3842-20-F

their First and Fourteenth Amendment rights and statutory rights under Sections 41.031 and 273.081 of the Texas Election Code. Immediate and irreparable injury, loss, and damage will result to Plaintiffs before notice can be served to Defendants and a hearing had thereon. The threatened injury if the injunction is denied outweighs any harm that will result if the injunction is granted. The grant of an injunction will not disserve the public interest.

Therefore, the Court makes the following **ORDERS**:

Defendants, together with their agents, servants, employees, attorneys and those persons in active concert or participation with them, shall be required to:

1. Leave open following polling locations until 8 p.m. on November 6, 2018, including leaving this polling location open for all voters who are present in the polling location or in line at the door at 8 p.m.:

- Iglesia Trinidad (0597) located at 11602 Bobcat Road, Houston, 77064-3100 in Harris County, Texas.
- Metcalf Elementary (Precinct 0882) is located at 6100 Queenston, Houston, TX 77084.
- Evelyn Thompson Elementary (Precinct 0061) is located at 220 Casa Grande Dr.
- Hampton Inn Katy Fwy (0055) is located at 5820 Katy Freeway at Washington Ave, Houston, TX 77007-2102.
- Fiesta Mart, Inc. (0541) is located at 8130 Kirby Drive, Houston, Texas 77054.
- John Marshall Middle School (0046) is located at 1115 Noble Street, Houston, Texas 77009.
- HOAPV Community Building (0030) is located at 1810 Bluebonnet Place Circle, Houston, TX 77019-2999.
- Lone Star College Cypress Center (305 and 951) is located at 19710 Clay Road, Katy, 77449.
- Houston Community College Alief Center (0428) is located at is located at 13803 Bissonnet, Houston, Texas 77083.

2. Inform voters of the above actions within one hour after the signing of this Order through a press release sent to all of Defendants' press contacts and through a notice published on the Official Website for the Harris County Elections Department and on all of Defendants' official social media accounts.

C-3842-20-F

The Clerk of this Court shall forthwith, upon filing by Plaintiffs of a bond, issue a Temporary Restraining Order in conformity with the law and according to the terms herein ordered. This Temporary Restraining Order will expire on November 8, 2018.

This Order shall not be effective unless and until Plaintiffs execute and file with the Clerk of this Court a bond in the amount of \$ 100,000

This order will expire on _____, 2018.

SIGNED and ISSUED on November 6, 2018 at _____ a.m./p.m.


PRESING JUDGE

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Exhibit U

RETRIEVED FROM DEMOCRACYDOCKET.COM

Therefore, the Court makes the following **ORDERS**:

Defendants, together with their agents, servants, employees, attorneys and those persons in active concert or participation with them, shall be required to:

1. Operate the following polling locations until 8 p.m. on November 3, 2018, including leaving these locations open and operational for all voters who are present in the polling location or in line at the door at 8 p.m.:
 - a. Liberty Middle School, 1212 S. Fir, Pharr, TX 78577
 - b. Edinburg North High School, 3101 N. Closner Blvd., Edinburg, TX 78541
 - c. Monte Cristo Elementary School, 4010 N. Doolittle Rd., Edinburg, TX 78541
 - d. Sorensen Elementary, 701 E. Sam Houston, San Juan, TX 78589
 - e. Mary Hoge Middle School, 2302 N. International Blvd., Weslaco, TX 78596
 - f. Stephen F. Austin School, 599 W. 4th St., Weslaco, TX 78596
2. Ensure that any voters who arrive at these polling locations after 7:00 p.m. are permitted to cast a provisional ballot.
3. Ensure that any eligible voters who arrive at the polling location at or before 7:00 p.m. are permitted to cast a regular ballot.
4. Inform the public of this ORDER and the extended hours ordered herein at 6:30 p.m. through a press release sent to all of Defendants' press contacts and through a notice published on the Official Website for the Hidalgo County Elections Department and on all of Defendants' official social media accounts. The message will remind voters that to vote a regular ballot they must be in line by 7 p.m., and that they will only be allowed to vote a provisional ballot if they get in line after 7 p.m.

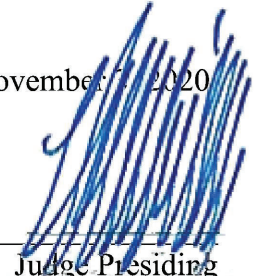
It is further ORDERED that the Clerk of this Court issue a Temporary Restraining Order,

operative until the 17th day of November, 2020, and pending the hearing ordered below, restraining Defendant or any of her officers, agents, servants, employees, attorneys, representatives, or any persons in active concert or participation with them who receive actual notice of this Order from acting contrary to the Order.

It is further ORDERED that for this Temporary Restraining Order to be effective under the law, cash bond in the amount of \$No Bond shall be required of Plaintiff and filed with the District Clerk of Hidalgo County, Texas. The Clerk of Court shall forthwith issue a writ of Temporary Injunction in conformity with the law and terms of this Order.

It is further ORDERED that Plaintiff's Petition for a Temporary Injunction, as contained in its verified Original Petition, will be heard on the 17th day of November, 2020, at 8:00 a.m./p.m. at the 370th District Court.

TO BE HEARD VIA ZOOM. MEETING ID: 976-0169-3240 PW: 194138

SIGNED November 3, 2020


Judge Presiding
Judge Noe Gonzalez

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DATE NOVEMBER 3, 2020
A true copy I certify
LAURA HINOJOSA
District Clerk, Hidalgo County, Texas
By Valerie Garza



Exhibit V

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Cause No. 514-20

IN THE INTEREST OF

IN THE 115TH DISTRICT COURT

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IN AND FOR

UPSHUR COUNTY VOTERS

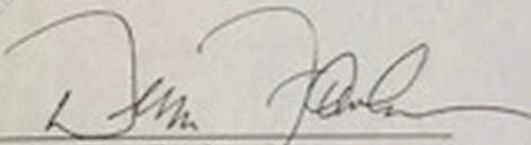
UPSHUR COUNTY, TEXAS

ORDER EXTENDING ELECTION DAY VOTING

It having been brought to the attention of the Court that the opening of election day voting, on November 3, 2020 was delayed approximately ninety minutes due to polling equipment technical issues. And it being further brought to the attention of the Court that these technical issues were in no way created by the Upshur County Elections Administrator, her staff, any election judge, election worker or any other Upshur County official.

THE COURT THEREFORE SUA SPONTE ORDERS, that election day voting in Upshur County, on November 3, 2020, is hereby extended until 8:00 p.m. at all polling locations in Upshur County.

SIGNED this 3rd day of November, 2020.



Judge Dean Fowler

CERTIFIED TRUE AND CORRECT COPY CERTIFICATE
THE STATE OF TEXAS
COUNTY OF UPSHUR

The above and foregoing is a full, true and correct photographic copy of the original on file and on record in my office.



Containing _____ pages.
Attest November 3, 2020
Karen Bunn, District Clerk
Upshur County, Texas

By: Laura Gibson Deputy

FILED
KAREN BUNN
DISTRICT CLERK
2020 NOV - 3 AM 10: 06
UPSHUR COUNTY, TEXAS
BY [Signature]
DEPUTY

Exhibit W

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Cause No. 22DCV335320

James E. Nichols	§	146 th District Court
County Attorney	§	of
Petitioner	§	Bell County, Texas

ORDER EXTENDING VOTING HOURS

It is ORDERED that the November 8, 2022, United States Midterm Election, shall proceed as required under state and federal law except that polling locations shall remain open until 8:00 p.m.

It is further ORDERED that this order shall be posted on Bell County's website and the County Clerk's website shall be updated to reflect the terms of this order.

It is further ORDERED that any vote cast after 7:00 p.m. by a voter who was not inside the polling place or waiting to enter the polling place by 7:00 p.m. shall be cast as a provisional ballot pursuant to Texas election laws.

SIGNED on November 8, 2022



Honorable Jack Jones


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FILED
 2022 NOV -8 PM 1:35
 JOANNA STATON
 DISTRICT CLERK
 BELL COUNTY, TX
 DEPUTY

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE & CORRECT COPY
OF THE ORIGINAL ON FILE

NOV 08 2022



JOANNA STATON
DISTRICT CLERK, BELL CO., TX
BY  DEPUTY

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below:

Chris Rainbolt on behalf of Hani Mirza
Bar No. 24083512
chris@texascivilrightsproject.org
Envelope ID: 70003264
Status as of 11/8/2022 8:15 PM CST

Associated Case Party: State of Texas

Name	BarNumber	Email	TimestampSubmitted	Status
Ari Cuenin		ari.cuenin@oag.texas.gov	11/8/2022 8:12:19 PM	SENT
Judd E.Stone		judd.stone@oag.texas.gov	11/8/2022 8:12:19 PM	SENT
Michael Abrams		michael.abrams@oag.texas.gov	11/8/2022 8:12:19 PM	SENT
William FCole		William.Cole@oag.texas.gov	11/8/2022 8:12:19 PM	SENT
Mayuly Brito		mayuly.brito@oag.texas.gov	11/8/2022 8:12:19 PM	SENT

Associated Case Party: Hani Mirza

Name	BarNumber	Email	TimestampSubmitted	Status
Hani Mirza	24083512	hmirza@wustl.edu	11/8/2022 8:12:19 PM	SENT

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