Case 5:11-cv-00360-OLG-JES-XR Document 703 Filed 06/26/12 Page 1 of 3

FILED JUN 2 6 2012 RICT COURT CLERK, U.S. DISTRICT COURT WESTERN DISTRICT OF/TEXAS

BY___

CLERK

DEPUTY

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

Plaintiffs	§ § 8
VS.	§ § Civil Action No. 11-CV-360-OLG-JES-XR § [Lead Case]
STATE OF TEXAS, ET AL.,	\$ \$ \$ \$
MEXICAN AMERICAN LEGISLATIVE CAUCUS, (MALC) <i>Plaintiff</i> ,	\$ \$ \$ \$
VS.	S Civil Action No. 11-CV-361 OLG-JES-XR § [Consolidated Case]
STATE OF TEXAS, ET AL., Defendants.	\$ §
TEXAS LATINO REDISTRICTING TASK FORCE, ET AL., <i>Plaintiffs</i> ,	§ § § § Civil Action No. 11-CV-490-OLG-JES-XR
	S Civil Action No. 11-CV-490-OLG-JES-XR S [Consolidated Case]
RICK PERRY,	§ [Consondated Case] § §
Plaintiffs,	\$ \$ \$
VS.	§ Civil Action No. 11-CV-592-OLG-JES-XR § [Consolidated Case]
RICK PERRY, ET AL.,	§ [Consolidated Case]

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Defendants.

JOHN T. MORRIS, *Plaintiff*,

VS.

STATE OF TEXAS, ET AL.,

Defendants.

EDDIE RODRIQUEZ, ET. AL., Plaintiffs,

VS.

RICK PERRY, ET. AL. Defendants.

WENDY DAVIS, ET AL., Plaintiffs

VS.

RICK PERRY, ET AL., Defendants. Civil Action No. 11-CV-615-OLG-JES-XR [Consolidated Case]

Civil Action No. 11-CV-635-OLG-JES-XR [Consolidated Case]

Civil Action No. 11-CV-788-OLG-JES-XR [Consolidated Case]

<u>ORDER</u>

Due to this Court's previous order moving the General Primary Runoff Election to July 31, 2012, newly-elected county executive committee members will not take office until August 20, 2012. Texas Election Code, Section 145.036(e), requires that vacancies in

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nomination be filled after the beginning of the term of office for new county executive committee members elected in the year in which the vacancy occurs. The deadline for certifying a replacement nominee is 5 p.m. 71 days prior to the date of the General Election. Due to other requirements of the Election Code and party rules regarding county executive committee meetings, this Court finds that enforcement of the requirement in Section 145.036(e) would likely result in many vacancies in nomination not being filled due to the short window of time provided for filling these vacancies.

THEREFORE, it is ORDERED that Section 145.036(e), Texas Election Code is suspended for the purposes of elections held on the date of the 2012 General Election.

SIGNED this _ 24 day of VUNC . 2012.

ORLANDO GARCIA UNITED STATES DISTRICT JUDGE

And on behalf of:

JERRY E. SMITH UNITED STATES CIRCUIT JUDGE U.S. COURT OF APPEALS, FIFTH CIRCUIT

XAVIER RODRIGUEZ UNITED STATES DISTRICT JUDGE WESTERN DISTRICT OF TEXAS