

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

WILLIE RAY, JAMILLAH JOHNSON,)
GLORIA MEEKS, REBECCA)
MINNEWEATHER, REUBEN)
ROBINSON, EDDIE JACKSON,)
and THE TEXAS DEMOCRATIC PARTY,)

Plaintiffs,)

v.)

Civil Action Number 2:06-CV-385(TJW)

STATE OF TEXAS, a State of)
the United States; GREG ABBOTT,)
Attorney General of the State of Texas;)
and PHIL WILSON, Secretary of)
State for the State of Texas,)

Defendants.)

ORDER

On May 28, 2008, the parties to this action announced in open court that they had reached a settlement agreement resolving nearly all of the claims in the above-captioned case. Pursuant to that agreement, the Court hereby ORDERS as follows:

Plaintiffs' claims in Cause No. 2:06-CV-385 are hereby DISMISSED WITH PREJUDICE, except for Plaintiffs' challenges to Texas Election Code Section 84.004, as set forth in Plaintiffs' First Amended Complaint (filed Feb. 7, 2008). Plaintiffs' challenges to Tex. Elec. Code 84.004 as set forth in the Amended Complaint will be submitted to the Court on cross motions for summary judgment on or before June 12, 2008. Responses to these cross-motions shall be due within 5 business days thereafter.

The settlement agreement of the parties also contained provisions regarding attorneys' fees and costs. Pursuant to the settlement agreement, the parties have agreed to bear their own fees and costs with regard to the claims that have been dismissed, as set forth above. With regard to Plaintiffs' challenges to Texas Election Code Section 84.004 in Cause No. 2:06-CV-385, issues concerning attorneys' fees and costs remain for determination by the Court.