

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

AMERICAN CIVIL RIGHTS UNION,	§	
in its individual and corporate capacities	§	
<i>Plaintiff,</i>	§	
	§	
v.	§	Civil Action No. 7:16-cv-00103
	§	
ELECTION ADMINISTRATOR	§	
JOHN RODRIGUEZ, in his official capacity;	§	
and TEXAS SECRETARY OF STATE	§	
ROLANDO PABLOS, in his official capacity,	§	
<i>Defendants.</i>	§	

JOINT MOTION TO DISMISS

TO THE HONORABLE UNITED STATES DISTRICT JUDGE:

Plaintiff and Defendants (the Parties) in the above styled cause file this Joint Motion to Dismiss the above cited cause and in support thereof respectfully show the Court as follows:

1. The Parties entered into a Settlement Agreement and Release on September 4, 2018 (Settlement Agreement), the terms of which are delineated in the Settlement Agreement.
2. The Parties negotiated in good faith, and hereby agree the Settlement Agreement is an appropriate resolution of the claims alleged in Plaintiff's complaint. As part of the Settlement Agreement, the Parties have agreed to seek dismissal of this case with prejudice against refiling of the same. Therefore, the Parties hereby jointly request that this case be dismissed with prejudice. Notwithstanding the foregoing, Plaintiff may bring an action to enforce the provisions of the Settlement Agreement.
3. Neither the Settlement Agreement nor this dismissal is an admission of liability by any Defendant, or by any current or former employee, agent, or representative of Defendant Rodriguez or Defendant Secretary of State.

4. The Parties agree to waive a hearing on this Motion, and stipulate that the provisions of the Settlement Agreement are appropriate in the settlement of this case.
5. The Parties will bear their own costs unless otherwise stated in the Settlement Agreement.

Respectfully submitted,

/s/ Philip B. Arnold (with permission)

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CERTIFICATE OF SERVICE

I hereby certify that on September 5, 2018, I caused the foregoing to be filed with the United States District Court for the Southern District of Texas via the Court's CM/ECF system, which will serve all registered users.

Dated: September 5, 2018

/s/ Kaylan L. Phillips
Kaylan L Phillips
Counsel for Plaintiff ACRU