

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

**LEAGUE OF UNITED LATIN
AMERICAN CITIZENS, *et al.*,**

Plaintiffs,

EDDIE BERNICE JOHNSON, *et al.*,

Plaintiff-Intervenors,

V.

GREG ABBOTT, in his official capacity as
Governor of the State of Texas, *et al.*,

Defendants.

[illegible]

EP-21-CV-00259-DCG-JES-JVB
[Lead Case]

&

All Consolidated Cases

ORDER DENYING PRIOR VERSION OF MOTION AS MOOT

On February 14, 2025, Defendants filed a “Motion for Partial Judgment on the Pleadings and to Dismiss for Lack of Subject Matter Jurisdiction.”¹ That Motion is currently designated as a pending motion on the Court’s CM/ECF system.

The following day, Defendants filed a “*First Amended Motion for Partial Judgment on the Pleadings and to Dismiss for Lack of Subject Matter Jurisdiction.*”² As far as the Court can tell, the only difference between the two motions is that the latter contains two exhibits that the former lacks.³ The Court therefore presumes that Defendants intended the latter motion to supersede the former.

¹ See Mot., ECF No. 846, at 1.

² See 1st Am. Mot., ECF No. 848, at 1 (emphasis added).

³ See 1st Am. Mot. Ex. A, ECF No. 848-1; 1st Am. Mot. Ex. B, ECF No. 848-2.

Accordingly, the Court **DENIES** Defendants’ “Motion for Partial Judgment on the Pleadings and to Dismiss for Lack of Subject Matter Jurisdiction” (ECF No. 846) as **MOOT**.

Defendants’ “*First Amended* Motion for Partial Judgment on the Pleadings and to Dismiss for Lack of Subject Matter Jurisdiction” (ECF No. 848) **SHALL REMAIN PENDING**. The Court will rule on that motion in due course.

So ORDERED and SIGNED this 19th day of February 2025.

A handwritten signature in black ink, appearing to read "David C. Guaderrama", written over a horizontal line.

DAVID C. GUADERRAMA
SENIOR U.S. DISTRICT JUDGE

And on behalf of:

Jerry E. Smith
United States Circuit Judge
U.S. Court of Appeals, Fifth Circuit

-and-

Jeffrey V. Brown
United States District Judge
Southern District of Texas