

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

UNITED STATES OF AMERICA,
Plaintiff,

V.

THE STATE OF TEXAS; GREG ABBOTT, in
his official capacity as Governor of Texas,
Defendants.

Case No. 3:21-cv-173-KC (Consolidated)

ANNUNCIATION HOUSE; ANGRY TIAS &
ABUELAS OF THE RIO GRANDE VALLEY;
JENNIFER HARBURY; FIEL HOUSTON,
Consolidated Plaintiffs,

V.

GREG ABBOTT, IN HIS OFFICIAL CAPACITY
AS GOVERNOR OF TEXAS; STEVEN
MCCRAW, IN HIS OFFICIAL CAPACITY AS
DIRECTOR OF THE STATE OF TEXAS
DEPARTMENT OF PUBLIC SAFETY,
Consolidated Defendants.

Case No. 3:21-cv-00178-KC

DEFENDANT MCCRAW'S UNOPPOSED MOTION FOR EXTENSION OF TIME

Defendant Steven McCraw (hereinafter, “McCraw” or “Director McCraw”), in his official capacity as Director of the State of Texas Department of Public Safety files this Unopposed Motion for Extension of Time to respond to Annunciation House, Angry Tias and Abuelas of the Rio Grande Valley, Jennifer Harbury, and FIEL Houston’s (hereinafter, the “Private Plaintiffs”) Motion for Reconsideration. ECF No. 95. In support thereof, Director McCraw respectfully offers the following.

On February 17, 2022, this Court issued an Order which, in relevant part to this motion, dismissed the Supremacy Clause claim brought by the Private Plaintiffs. *See generally*, ECF No. 83.

On January 18, 2024, the Private Plaintiffs filed a Motion for Reconsideration of the denial of their Supremacy Clause claim. ECF No. 95. Director McCraw's response is currently due on February 1, 2024. For good cause and the reasons which follow, Director McCraw seeks an extension of time until February 15, 2024, to respond.

Director McCraw and the Private Plaintiffs have begun discussions concerning potential resolution of this matter which could conceivably alleviate the need for this litigation to continue. Director McCraw and the Private Plaintiffs intend to engage in ongoing discussions regarding a potential resolution in the coming weeks and therefore request a brief, fourteen (14) day extension to allow these ongoing discussions to occur.

On January 30, 2024, the undersigned counsel for Director McCraw conferred with counsel for the Private Plaintiffs and was advised that the Private Plaintiffs do not oppose the requested extension. Accordingly, Director McCraw respectfully requests that his request for an extension of time be granted.

Dated January 31, 2024

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Respectfully submitted,

/s/ Amy Pletscher

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COUNSEL FOR THE STATE OF TEXAS

CERTIFICATE OF CONFERENCE

I certify that on January 30, 2024, I conferred with Spencer Amdur, counsel for the Private Plaintiffs, and they indicated the Private Plaintiffs are unopposed to this motion.

/s/ Amy Pletscher

AMY PLETSCHER
Assistant Attorney General

CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing document will be filed electronically (via CM/ECF) on January 31, 2024 and that all counsel of record were serviced by CM/ECF.

/s/ Amy Pletscher

AMY PLETSCHER

Assistant Attorney General