

No. 14-41127

In the United States Court of Appeals for the Fifth Circuit

Marc Veasey; Jane Hamilton; Sergio DeLeon; Floyd J. Carrier; Anna Burns; Michael Montez; Penny Pope; Oscar Ortiz; Koby Ozias; John Mellor-Crumley; League of United Latin American Citizens (LULAC),
Plaintiffs-Appellees,

v.

Rick Perry, Governor of Texas; John Steen, Texas Secretary of State,
Defendants-Appellants.

United States of America,
Plaintiffs-Appellees,

v.

State of Texas; John Steen, in his official capacity as Texas Secretary of State; Steve McCraw, in his official capacity as Director of the Texas Department of Public Safety,
Defendants-Appellants.

Texas State Conference of NAACP Branches; Mexican American Legislative Caucus of the Texas House of Representatives,
Plaintiffs-Appellees,

v.

John Steen, in his official capacity as Texas Secretary of State; Steve McCraw, in his official capacity as Director of the Texas Department of Public Safety,
Defendants-Appellants.

Lenard Taylor; Eulalio Mendez, Jr.; Lionel Estrada; Estela Garcia Espinoza; Margarito Martinez Lara; Maximina Martinez Lara; *La Union Del Pueblo Entero* ,
Plaintiffs-Appellees,

v.

State of Texas; John Steen, in his official capacity as Texas Secretary of State; Steve McCraw, in his official capacity as Director of the Texas Department of Public Safety,
Defendants-Appellants.

On Appeal from the United States District Court
for the Southern District of Texas, Corpus Christi Division
Cases No. 2:13-cv-193 (lead case), 2:13-cv-263 and 2:13-cv-291 (consolidated)

**MOTION TO MAINTAIN UNDER SEAL
THE STATE’S EMERGENCY PETITION FOR WRIT OF MANDAMUS**

The State respectfully asks the Court to maintain under seal the State's emergency petition for writ of mandamus. The State filed the emergency petition for writ of mandamus under seal in this Court because it quotes documents and testimony that were filed under seal in the district court. Minute Order, *Veasey v. Perry*, No. 2:13-cv-193 (S.D. Tex. Sept. 11, 2014); *see also* Sealed Event, *Veasey v. Perry*, No. 2:13-cv-193 (S.D. Tex. Sept. 5, 2014) (ECF 567, 568). The documents include confidential deposition transcripts and confidential email communications between Democratic members of the Texas Legislature and outside political organizations. This motion is not opposed by the Department of Justice, the Veasey-LULAC plaintiffs, the MALC-Texas NAACP plaintiffs, and the Texas League of Young Voters. The State has not been able to determine whether the motion is opposed by the Ortiz plaintiffs or the Texas Association of Hispanic and County Judges plaintiffs.

Respectfully submitted.

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/s/ Arthur C. D'Andrea
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CERTIFICATE OF CONFERENCE

I have conferred with counsel for the respondents. This motion is not opposed by the Department of Justice, the Veasey-LULAC plaintiffs, the MALC-Texas NAACP plaintiffs, and the Texas League of Young Voters. The State has not been able to determine whether the motion is opposed by the Ortiz plaintiffs or the Texas Association of Hispanic and County Judges plaintiffs.

/s/ Arthur C. D'Andrea
Arthur C. D'Andrea

CERTIFICATE OF SERVICE

I certify that this document has been filed with the clerk of the court and served by ECF or e-mail on October 12, 2014, upon counsel of record in this case.

/s/ Arthur C. D'Andrea