

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

STEVEN F. HOTZE et al.,)
)
 Plaintiffs,)
)
 v.)

Civil Action No. 4:20-cv-2104

GOVERNOR GREG ABBOTT,)
 in his individual capacity,)
 THE STATE OF TEXAS,)
 TEXAS HEALTH AND HUMAN SERVICES)
 COMMISSION)
 (Texas HHSC),)
 TEXAS DEPARTMENT OF STATE HEALTH)
 SERVICES)
 (Texas DSHS),)
 PHIL WILSON,)
 in his official capacity as Executive Director of)
 Texas DSHS, JOHN WILLIAM HELLERSTEDT,)
 MD, in his official capacity as Commissioner of the)
 Texas DSHS, MAYOR SYLVESTER TURNER,)
 in his official capacity as Mayor of the City of)
 Houston, Texas, and)
 HOUSTON FIRST CORPORATION,)

Defendants.)
)
)

**PLAINTIFFS’ EMERGENCY MOTION FOR RECONSIDERATION OF THE DENIAL
OF PLAINTIFFS’ EMERGENCY MOTION FOR TEMPORARY RESTRAINING
ORDER**

TO THE HONORABLE UNITED STATES DISTRICT COURT:

COME NOW PLAINTIFFS STEVEN F. HOTZE, HON. JOSH FLYNN, HON. CATHIE
ADAMS, AL HARTMAN, GREG BLUME ET AL. (“Plaintiffs”) in the above-referenced cases
and file this Emergency Motion for Reconsideration of the Denial of Plaintiffs’ Emergency Motion
for Temporary Restraining Order and against Defendants Mayor Sylvester Turner in his official
capacity (“Turner”) and Houston First Corporation (collectively, “Houston Defendants”).

On July 15, 2020, this Court held a hearing on Plaintiffs' Emergency Motion for Temporary Restraining Order. At that time, the Republican Party of Texas was not a party to this action. The first day of the Republican Party of Texas's attempt to have a virtual convention was a disaster because a virtual platform cannot support the work the Republican Party of Texas does at its convention. Plaintiff Republican Party of Texas was unable to conduct business and hold elections necessary for the Republican Party of Texas to organize for the upcoming elections. *See* Exhibit A, Declaration of James Dickey.

Plaintiffs are simultaneously filing for leave to add the Republican Party of Texas as a Plaintiff. In light of this new development, Plaintiffs request that the Court reconsider Plaintiffs' Emergency Motion for Temporary Restraining Order. Plaintiffs respectfully request that this Court immediately enjoin the Houston Defendants from violating Plaintiffs' constitutional rights by canceling the Texas Republican Convention set for July 16-18 in Houston, Texas.

As Plaintiffs argued in their Emergency Motion for Temporary Restraining Order, the Houston Defendants' actions in canceling the Texas Republican Convention have violated Plaintiffs' constitutional rights. Plaintiffs are likely to succeed on the merits of their claims and the balance of interests favors granting a temporary restraining order. Accordingly, the requested Temporary Restraining Order and Preliminary Injunction should be granted and the Houston Defendants should be enjoined from canceling the Texas Republican Convention. Further, Plaintiffs request that the George R. Brown Convention Center be made available to Plaintiffs on Saturday and Sunday, July 18-19, 2020, and, if necessary, the George R. Brown Convention Center be made available Saturday and Sunday, July 25-26, 2020 and the Houston Defendants be enjoined from preventing the same.

Respectfully submitted,

/s/ Jared R. Woodfill

Jared R. Woodfill

State Bar No. 00788715

WOODFILL LAW FIRM, P.C.

3 Riverway, Suite 750

Houston, Texas 77056

Tel: (713) 751-3080

Fax: (713) 751-3058

woodfillservice@gmail.com (service)

jwoodfill@woodfilllaw.com (non-service)

Counsel for Plaintiffs

CERTIFICATE OF CONFERENCE

On July 17, 2020, the undersigned attorney called Defendants' counsel attempted to contact Defendants' counsel to confer regarding the above motion.

/s/ Jared Woodfill _____

Jared Woodfill

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served via electronic mail on the following counsel for Defendants on this 17th day of July 2020:

/s/ Jared Woodfill _____

Jared Woodfill