



201ST DISTRICT COURT
TRAVIS COUNTY COURTHOUSE
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SUZANNE COVINGTON
Judge
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April 8, 2009

VIA TELECOPY - (512) 236-2002)
Matt Dow
JACKSON WALKER LLP
100 Congress Avenue, Suite 1100
Austin, Texas 78701

RE: Cause No. D-1-GN-08-001133; *Gene McArthur, III v. Greg Abbott, in his official capacity as Attorney General for the State of Texas, et al.*; In the 53rd Judicial District Court of Travis County.

Dear Counsel:

Enclosed please find the signed Order in the above-referenced cause. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Suzanne Covington".

Suzanne Covington
Judge, 201st District Court
Travis County, Texas

CAUSE NO. D-1-GN-08-001133

GENE McARTHUR, III

V.

GREG ABBOTT, in his official capacity as
ATTORNEY GENERAL FOR THE STATE
OF TEXAS, TODD STAPLES, in his official
capacity as Commissioner of the TEXAS
DEPARTMENT OF AGRICULTURE,
LINDY PATTON in his official capacity as
EXECUTIVE DIRECTOR of the TEXAS
BOLL WEEVIL ERADICATION
FOUNDATION, INC.

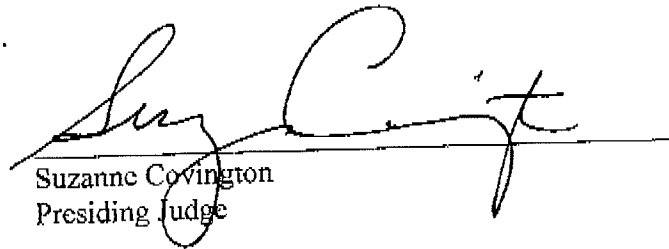
§ IN THE DISTRICT COURT OF
§
§ TRAVIS COUNTY, TEXAS
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§ IN 53RD JUDICIAL DISTRICT

ORDER

On this 31st day of March 2009, came on to be heard Defendant, Lindy Patton's Motion for Partial Summary Judgment. The Court has considered the motion, the response, the summary judgment evidence, the pleadings and arguments of counsel.

Lindy Patton's Motion for Partial Summary Judgment is DENIED.

SIGNED this 8th day of April 2009.


Suzanne Covington
Presiding Judge