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June 14, 2021

Via Electronic Mail

Special Master Michael J. Melloy
United States Courthouse
111 Seventh Avenue, S.E.
P.O. Box 22
Cedar Rapids, IA 52401
Email: TXvNM141@ca8.uscourts.gov

Re: *State of Texas v. State of New Mexico and State of Colorado*,
United States Supreme Court, Original Jurisdiction No. 141

Dear Special Master Melloy:

The State of Texas (Texas) responds herein to Your Honor's request number 4 in the June 4, 2021 Order regarding whether any pending motions, filed prior to entry of the order on summary judgment, need resolution. Please allow this letter to confirm that Texas does not have any pending motions in need of resolution.

Additionally, and consistent with Your Honor's May 21, 2021 summary judgment order, particularly at footnote 1, Texas's objections to evidence, and requests to strike certain paragraphs of expert declarations filed in conjunction with the summary judgment briefing, need no further disposition at this time. Accordingly, Texas currently withdraws its objections for purposes of the summary judgment motion, reserving its right to challenge evidence through motions in limine, or at the trial itself, if necessary.

Very truly yours,

s/Stuart L. Somach

Stuart L. Somach
Counsel of Record
State of Texas

TCB:cer

cc: All counsel for parties and amici
(see attached service list)

Texas v. New Mexico & Colorado docket:

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