

Majority Opinion >

UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT

LINDA JANN LEWIS; MADISON LEE; ELLEN SWEETS; BENNY ALEXANDER; GEORGE MORGAN; VOTO LATINO; TEXAS STATE CONFERENCE OF THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE; TEXAS ALLIANCE FOR RETIRED AMERICANS, Plaintiffs—Appellees, versus RUTH HUGHS, TEXAS SECRETARY OF STATE, Defendant—Appellant.

No. 20-50654

October 2, 2020, Filed

Appeal from the United States District Court for the Western District of Texas. USDC No. 5:20-CV-577.

For Linda Jann Lewis, Madison Lee, Ellen Sweets, Benny Alexander, George Morgan, Voto Latino, Texas State Conference of the National Association for the Advancement of Colored People, Texas Alliance for Retired Americans, Plaintiffs - Appellees: Kevin J. Hamilton, Perkins Coie, L.L.P., Seattle, WA; Aria Branch, Stephanie Command, Marc Erik Elias, Attorney, Perkins Coie, L.L.P., Washington, DC; Skyler Howton, Perkins Coie, L.L.P., Dallas, TX; Sarah Schirack, Perkins Coie, L.L.P., Anchorage, AK.

For Ruth Hughs, Texas Secretary of State, Defendant - Appellant: Matthew Hamilton Frederick, Deputy Solicitor General, Office of the Attorney General, Office of the Solicitor General, Austin, TX; Patrick K. Sweeten, Office of the Attorney General of Texas, Austin, TX.

Before DENNIS, SOUTHWICK, and ENGELHARDT, Circuit Judges.

Per Curiam:*

On September 4, 2020, we granted Appellees' opposed motion for summary affirmance, and denied Appellees' opposed motion to dismiss appeal as frivolous.

Upon further review and consideration, IT IS ORDERED that the September 4, 2020 Order is hereby WITHDRAWN.

IT IS FURTHER ORDERED that Appellees' opposed motion to dismiss appeal as frivolous is DENIED.

IT IS FURTHER ORDERED that Appellees' opposed motion for summary affirmance is DENIED.




Finally, the Clerk of Court is directed to place this matter for assignment to a panel in the regular allotment of docketed cases.

fn *

Judge Dennis respectfully dissents and would adhere to the panel's September 4, 2020 order granting summary affirmance.

Lewis v. Hughs, No. 20-50654, 2020 BL 403116 (5th Cir. Oct. 02, 2020), Court Opinion



Direct History

- 1  **Lewis v. Hughs, No. 20-50654, 2020 BL 403116 (5th Cir. Oct. 02, 2020)**
(Per Curiam) denying the motion to dismiss and vacating the order in
 Lewis v. Hughs, No. 20-50654, 2020 BL 342899, 2020 WL 5511881 (5th Cir. Sept. 04, 2020)
- 2  **Lewis v. Hughs, No. 20-50654, 2020 BL 342899, 2020 WL 5511881 (5th Cir. Sept. 04, 2020)**
motion to dismiss denied (per curiam)






Case Analysis

No Treatments Found

Direct History Summary

 Caution	0
 Negative	0
Total	0

Case Analysis Summary

 Positive	0
 Distinguished	0
 Caution	0
 Superseded	0
 Negative	0
Total	0