

COPY

Filed in The District Court
of Travis County, Texas

JAN 05 2017 NNR

At 11:53a M.
Velva L. Price, District Clerk
IN THE DISTRICT COURT

CAUSE NO. D-1-GN-16-005374

WALLER COUNTY SUB-REGIONAL §
PLANNING COMMISSION, §
Plaintiff, §

v. §

JAMES M. BASS, in his official capacity as §
Executive Director of the TEXAS §
DEPARTMENT OF TRANSPORTATION, §
Defendant. §

TRAVIS COUNTY, TEXAS

201st JUDICIAL DISTRICT

**ORDER GRANTING PLAINTIFF'S MOTION
FOR PARTIAL SUMMARY JUDGMENT**

On January 5, 2017, came on to be heard Plaintiff Waller County Sub-Regional Planning Commission's Motion for ^{Partial (12)} Summary Judgment. The Court, having read and examined Plaintiff's Motion for Partial Summary Judgment, the responses, the evidence, the pleadings, and the arguments of counsel, is of the opinion that the Motion for Partial Summary Judgment should be GRANTED, and that a partial summary judgment should be entered in favor of Plaintiff. Therefore,


IT IS ORDERED that Plaintiff's Motion for Partial Summary Judgment be and is hereby GRANTED.

IT IS FURTHER ORDERED that Plaintiff is entitled to judgment declaring that the Texas Department of Transportation has a duty to coordinate planning with the Waller County Sub-Regional Planning Commission with respect to the implementation of the high-speed railway that is being planned to run between Dallas and Houston, Texas and that Defendant James M. Bass, in his official capacity as executive director of the Texas Department of Transportation, has acted outside his powers and authority by refusing to direct the Texas Department of Transportation to perform its statutory duty to coordinate planning with the Waller County Sub-Regional Planning

to the greatest extent feasible, (12)
to the greatest extent feasible, (12)

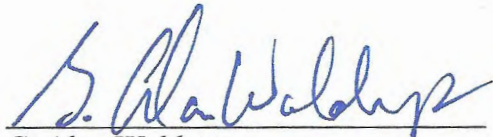
Commission, with respect to the implementation of the high-speed railway that is being planned to run between Dallas and Houston, Texas, ^(k) prior to the release of the Draft Environmental Impact Statement.

SIGNED this 5th day of January, 2017



TRAVIS COUNTY DISTRICT JUDGE

AGREED AS TO FORM:



G. Alan Waldrop
State Bar No. 20685700
Paul M. Terrill, III
TERRILL & WALDROP
810 W. 10th Street
Austin, Texas 78701

ATTORNEY FOR PLAINTIFF



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