

CAUSE NO. D-1-GN-16-004307

JUL 18 2019
2:44 p.m.
At Velva L. Price, District Clerk
am

MARK PULLIAM; AND JAY WILEY,

Plaintiffs,

AND

TEXAS,

Intervenor-Plaintiff,

v.

CITY OF AUSTIN, TEXAS; MARC A. OTT, IN HIS OFFICIAL CAPACITY AS CITY MANAGER OF THE CITY OF AUSTIN;

Defendants,

AND

AUSTIN FIREFIGHTERS
ASSOCIATION,
LOCAL 975,

Intervenor-Defendant.

§ IN THE DISTRICT COURT

§ OF TRAVIS COUNTY, TEXAS

§ 419th JUDICIAL DISTRICT

**ORDER GRANTING IN PART
DEFENDANTS' AND INTERVENOR-DEFENDANT'S
JOINT CROSS MOTION FOR SUMMARY JUDGMENT**

On May 1, 2019, came on to be heard Defendants' and Intervenor-Defendant's Joint Cross-Motion for Summary Judgment. Having read and considered the record herein, including the cross motions, responses, replies, letter briefs, the pleadings, and evidence, and having heard arguments of counsel, the Court finds that Defendants' and Intervenor Defendants' Joint Cross-Motion for Summary Judgment should be GRANTED IN PART and DENIED IN PART.

IT IS, THEREFORE, ORDERED AND ADJUDGED AND DECREED that the Court hereby GRANTS Defendant's and Intervenor-Defendant's Joint Cross-Motion for Summary

Judgment as to any claims related to the collective bargaining agreement itself and the terms therein, that are challenged in the Amended Original Petition and Application for Injunctive Relief and the First Amended Plea in Intervention of Texas. Defendants and Intervenor-Defendant's Joint Cross-Motion for Summary Judgment is DENIED with regard to the implementation of such contract by the City of Austin.

SIGNED on May 18, 2019.



Honorable Amy Clark Meachum
Judge, 201st District Court
Travis County, Texas

AGREED AS TO FORM:

/s/ Sameer Birring
Sameer Birring
Hannah Vahl
Attorneys for Defendant City of Austin and Marc A. Ott

/s/ Jonathan Riches
Jonathan Riches
Robert Henneke
Attorneys for Plaintiffs

/s/ David J. Hacker
David J. Hacker
Attorney for Intervenor-Plaintiff State of Texas

/s/ Diana J. Nobile

Diana J. Nobile

John W. Stewart

Attorneys for Intervenor-Defendant Austin Firefighters Assoc., Local 975