

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

STATE OF TEXAS ET AL.

Plaintiffs,

v.

UNITED STATES OF AMERICA ET AL.

Defendants.

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Civil Action No. 1:14-cv-254

PLAINTIFFS’ NOTICE OF VOLUNTARY DISMISSAL

On June 15, 2017, the U.S. Department of Homeland Security released a memorandum entitled *Rescission of November 20, 2014 Memorandum Providing for Deferred Action for Parents of Americans and Lawful Permanent Residents (“DAPA”)*. On September 5, 2017, the Department released a memorandum entitled *Rescission of the June 15, 2012 Memorandum Entitled “Exercising Prosecutorial Discretion with Respect to Individuals Who Came to the United States as Children.”* Given these memoranda rescinding the DAPA program and phasing out the DACA and Expanded DACA programs, Plaintiffs file this notice voluntarily dismissing this action. See Fed. R. Civ. P. 41(a)(1)(A) (allowing plaintiffs to dismiss an action, without court order, by filing a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment).

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(B), this dismissal is without prejudice because Plaintiffs have not previously dismissed any federal- or state-court action based on or including the same claim.

Respectfully submitted.

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/s/ Angela V. Colmenero
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CERTIFICATE OF SERVICE

I hereby certify that on this 5th day of September, 2017, the foregoing was electronically filed with the Clerk of the Court using the CM/ECF system and served on all attorney(s) and/or parties of record, via the CM/ECF service.

/s/ Angela V. Colmenero
ANGELA V. COLMENERO
Assistant Attorney General