

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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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