

FILED

CAUSE NO. C-4049-22-A

AT 11:00 O'CLOCK A M

CITY OF PEÑITAS and
RAMIRO LOYA, in both his
official capacity as Mayor of the City
of Peñitas and individual capacity
Plaintiffs

vs.

COUNTY OF HIDALGO,
HIDALGO COUNTY ELECTIONS
DEPARTMENT, HILDA A.
SALINAS, INTERIM ELECTIONS
ADMINISTRATOR AND
EVERARDO VILLARREAL,
in both his official capacity as
HIDALGO COUNTY PRECINCT
3 COUNTY COMMISSIONER
and individual capacity

Defendants

IN THE DISTRICT COURT

OCT 21 2022

LAURA HINOJOSA, CLERK
District Courts, Hidalgo County

By [Signature] Deputy#1

92nd JUDICIAL DISTRICT

HIDALGO COUNTY, TEXAS

ORDER GRANTING TEMPORARY RESTRAINING ORDER

On October 20, 2022, Plaintiffs City of Penitas and Ramiro Loya, in both his official capacity as Mayor of the City of Penitas and individual capacity Application for a Temporary Restraining Order against Hidalgo County, Hidalgo County Elections Department, Hilda A. Salinas, Interim Elections Administrator and Everardo Villarreal, in both his official capacity as Hidalgo County Precinct 3 County Commissioner and individual capacity, was heard before the Court. The Court considered evidence. Based upon the pleadings, records, documents filed by counsel, and the arguments of counsel at the hearing, IT CLEARLY APPEARS:

- That unless Defendants Hidalgo County, Hidalgo County Elections Department, Hilda A. Salinas, Interim Elections Administrator and Everardo Villarreal, in both his official capacity as Hidalgo County Precinct 3 County Commissioner and individual capacity, are

immediately restrained from proceeding with the October 24, 2022 early voting election and general election without opening the polling place located at the Penitas Public Library. Defendants will commit the disenfranchisement of voters before notice and a hearing on Plaintiffs' Application for Temporary Injunction.

- o Plaintiffs will suffer irreparable harm if Defendants are not restrained immediately because Plaintiffs will have no adequate remedy at law to grant Plaintiffs complete, final and equal relief.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Hidalgo County, Hidalgo County Elections Department, Hilda A. Salinas, Interim Elections Administrator and Everardo Villarreal, in both his official capacity as Hidalgo County Precinct 3 County Commissioner and individual capacity herein, and all of Defendants officers, agents, servants, employees, agents, servants, successors and assigns, and attorneys are ORDERED to immediately cease and desist from proceeding with the early voting elections starting on October 24, 2022, and the November 8, 2022 general election without opening the Penitas Public Library polling location, from the date of entry of this order until fourteen (14) days thereafter, or until further order of this Court.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Hidalgo County, Hidalgo County Elections Department, Hilda A. Salinas, Interim Elections Administrator and Everardo Villarreal, in both his official capacity as Hidalgo County Precinct 3 County Commissioner and individual capacity herein, and all of Defendants officers, agents, servants, employees, agents, servants, successors and assigns, and attorneys are ORDERED to immediately post a Notice of the Election that includes a list of Election Day and Early voting polling locations to the Hidalgo County Election Department's

website no later than Friday, October 21, 2022 at 7:00 a.m. and that list of polling locations shall include the City of Penitas Public Library polling location, from the date of entry of this order until fourteen (14) days thereafter, or until further order of this Court.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Hidalgo County, Hidalgo County Elections Department, Hilda A. Salinas, Interim Elections Administrator and Everardo Villarreal, in both his official capacity as Hidalgo County Precinct 3 County Commissioner and individual capacity herein, and all of Defendants officers, agents, servants, employees, agents, servants, successors and assigns, and attorneys are ORDERED to open the the City of Penitas Public Library polling location for the entire early voting period and General Election day as Ordered by La Joya ISD and Agua SUD, from the date of entry of this order until fourteen (14) days thereafter, or until further order of this Court.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Hidalgo County, Hidalgo County Elections Department, Hilda A. Salinas, Interim Elections Administrator and Everardo Villarreal, in both his official capacity as Hidalgo County Precinct 3 County Commissioner and individual capacity herein, and all of Defendants officers, agents, servants, employees, agents, servants, successors and assigns, and attorneys are ORDERED to immediately cease and desist from proceeding with the early voting election starting on October 24, 2022 and the November 8, 2022, general election without opening the Penitas Public Library polling location, from the date of entry of this order until fourteen (14) days thereafter, or until further order of this Court.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Plaintiff's Application for Temporary Injunction be heard on, Nov. 3, 2022, at 1:30 PM in the 92nd Court, Edinburg, Texas. Defendants Hidalgo County, Hidalgo County Elections Department, Hilda A. Salinas, Interim Elections Administrator and Everardo Villarreal, in both his official capacity as Hidalgo County Precinct 3 County Commissioner and individual capacity are commanded to appear at that time and show cause, if any exist, why a temporary injunction and or the relief requested by Plaintiff should not be issued against said Defendants.

The clerk of the above-entitled court shall issue a temporary restraining order in conformity with the law and the terms of this order upon the filing by Plaintiffs of the bond hereinafter set.

This order shall not be effective until Plaintiffs deposits with the Clerk, a bond in the amount of \$ 500.00 ~~20~~ in conformity with the law. Said bond to be deposited with the Clerk.

SIGNED and ENTERED on October, 2022 at 4:30 P.M.


HONORABLE JUDGE PRESIDING

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