

THE SENATE OF THE STATE OF TEXAS
COURT OF IMPEACHMENT



JUL 07 2023

CLERK OF THE COURT

IN THE MATTER OF WARREN
KENNETH PAXTON, JR.

**ATTORNEY GENERAL PAXTON'S MOTION FOR
PRETRIAL SCHEDULING ORDER OR PRETRIAL CONFERENCE**

Attorney General Paxton respectfully requests that the Court enter the following scheduling order to set pretrial deadlines that will govern these proceedings. Scheduling orders are entered to govern pretrial proceedings for most cases in every Texas state or federal court. Because of the House's ongoing intransigence regarding providing even minimal disclosures to Attorney General Paxton, and in light of the Senate's unintentional oversight in not providing for a pretrial discovery schedule, a scheduling order is necessary to ensure a full and fair trial consistent with Attorney General Paxton's rights under the United States Constitution and Texas Constitution to due process and due course of law. U.S. Const. amend. XIV; Tex. Const. art. I, sec. 19. Alternatively, Attorney General Paxton requests that the Court schedule a pretrial conference on or before July 14, 2023, to discuss and determine a schedule for this proceeding leading up to trial.

Respectfully submitted.

/s/ Christopher D. Hilton

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Counsel for the Attorney General

CERTIFICATE OF SERVICE

This motion was served via email on the House Board of Managers' counsel, to wit: Rusty Hardin, rhardin@rustyhardin.com, and Dick DeGuerin, ddeguerin@aol.com, on July 7, 2023.

/s/ Christopher D. Hilton

Christopher D. Hilton

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PROPOSED DEADLINES

The House must disclose all materials listed in Texas Code of Criminal Procedure 39.14 by this date.	July 11, 2023
All motions to amend or supplement the House's pleadings must be filed by this date.	July 14, 2023
Any motion to quash the Articles of Impeachment or for a bill of particulars shall be filed by this date.	July 18, 2023
Any subpoena requests must be submitted on or before this date. The Court will endeavor to issue or decline to issue all requested subpoenas within three (3) business days.	July 31, 2023
The House must file a document evidencing compliance with the Texas Code of Criminal Procedure article 39.14(j) on or before this date.	August 5, 2023
Respondent must file an answer to the Articles of Impeachment by this date.	August 5, 2023
Pretrial motions must be filed on or before this date.	August 5, 2023
Pretrial motions may be filed at any time before the pretrial motion deadline. A response to any motion must be filed and served on all other parties not later than ten (10) days after service of the motion. Any reply is due no later than five (5) days after the service of the response.	
All responses to pretrial motions must be filed on or before this date.	August 15, 2023
All replies in support of pretrial motions must be filed on or before this date.	August 20, 2023

Exhibit lists, with copies of each exhibit attached, and witness lists must be provided by this date. Any party intending to use a demonstrative exhibit should provide the same to opposing counsel at least 3 days prior to the Final Pretrial conference so that if any objections or issues are raised about the demonstrative exhibit, they can be addressed at the Final Pretrial conference.	August 22, 2023
Proposed jury charges, to include jury instructions, must be filed on or before this date.	August 25, 2023
Objections to exhibit lists, witness lists, or proposed jury charges must be filed on or before this date.	August 28, 2023
Final Pretrial Conference: the Court will resolve all pending motions on or before the pretrial conference date.	August 31, 2023