

REBECCA BIRCH, RICHARD
FRANKLIN, III, *and* ESTHER GOVEA,

Plaintiffs

v.

TRAVIS COUNTY HEALTHCARE
DISTRICT d/b/a CENTRAL HEALTH *and*
DR. PATRICK LEE, *in his official capacity*
only,

Defendants

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IN THE DISTRICT COURT OF

TRAVIS COUNTY, TEXAS

345TH JUDICIAL DISTRICT

**[PROPOSED] ORDER GRANTING DEFENDANTS’ MOTION TO DISMISS
FOR LACK OF SUBJECT MATTER JURISDICTION AND
AMENDED PLEA TO THE JURISDICTION**

On May 9, 2024, the Court heard Defendants Travis County Healthcare District d/b/a Central Health and Dr. Patrick Lee’s Motion to Dismiss for Lack of Subject Matter Jurisdiction and Amended Plea to the Jurisdiction (“Motion to Dismiss”) and Plaintiffs Rebecca Birch, Richard Franklin, III, and Esther Govea’s Motion for Final Summary Judgment (“Motion for Summary Judgment”), both of which were fully briefed. After considering the Motion to Dismiss, Motion for Summary Judgment, Defendants’ and Plaintiffs’ Responses to the respective motions, Defendants’ Reply in support of its Motion to Dismiss, the evidence submitted by both parties in connection with the Motion to Dismiss and Motion for Summary Judgment, the pleadings on file, and the arguments of counsel, the Court finds that the Motion to Dismiss should be and hereby is in all things GRANTED. Therefore:

IT IS HEREBY ORDERED that Defendants’ Motion to Dismiss is GRANTED, and Plaintiffs’ claims are DISMISSED in their entirety with prejudice.

IT IS FURTHER ORDERED that Plaintiffs' Motion for Summary Judgment is DENIED as moot.

This Order disposes of all parties and all issues and claims and is a final, appealable judgment.

SIGNED this _____ day of _____, 2024.

HONORABLE JUDGE AMY CLARK MEACHUM