

Item 7 – Update of Case No. 6:18-CV-114; David Stratta and Anthony Fazzino v. Jan A Roe, et al.

I thought it timely to update the Board on the upcoming trial and items happening around it.

- The trial is scheduled to be in person at United States Federal District Court - Western District of Texas - Waco, Texas beginning Monday, March 21, 2022.
- The trial is estimated to take three (3) days.
- The original trial date was November 1, 2021. A continuance was ordered due to the sale of the Skiles property to UW Brazos Valley Farms, LLC.
- The continuance allowed for further discovery on the transaction to occur and depositions to be taken. This is a currently ongoing process.
- Judge Manske has ruled that the District Rules are rationally based taking the Equal Protection claim out of the proceedings.
- The trial will focus solely on the Fazzino takings claim
- There will likely be some incidental expenses incurred by the General Manager and directors during the trial (hotel room, meals, etc.) for which the District will be responsible.