

November 21, 2024

Via E-File

Kresta McCall
Court Coordinator
472nd District Court
300 East 26th Street
Bryan, Texas 77803

Re: Cause No. 24-002626-CV-472; *Texas A&M University System v. Brazos Valley Groundwater Conservation District and Alan Day, General Manager of Brazos Valley Groundwater Conservation District*, In the 472nd District Court of Brazos County, Texas.

Dear Ms. McCall,

I represent the Texas A&M University System, Plaintiff in the above-styled proceeding. On November 14, the Court issued its Notice of Setting for a hearing on Intervenors' Traditional Motion for Summary Judgment to be held at 9:00 am on December 6, 2024.

Pursuant to Local Rule of Administration 3.13(b)(4), and also as set forth in Plaintiff's Motion for Continuance filed this afternoon, Texas A&M System objects to the setting for Intervenors' Traditional Motion for Summary Judgment. This afternoon Texas A&M System filed its Plea to the Jurisdiction directed at the claims that are the subject of Intervenors' Traditional Motion for Summary Judgment. Texas A&M System requests that its Plea to the Jurisdiction be heard in place of Intervenors' Traditional Motion for Summary Judgment on the December 6 setting so that the matter of the court's jurisdiction is properly settled, including through interlocutory appeal if necessary, before Intervenors' claims are taken up, if at all.

Sincerely,



Breck Harrison
Attorney for Texas A&M University System

Via E-File

cc: All Counsel of Record