

11-714 PERRY V. DAVIS

DECISION BELOW: Unreported order, opinion

LOWER COURT CASE NUMBER: 5:11-cv-788

QUESTION PRESENTED:

The Texas Legislature enacted new electoral maps for the Texas House, Texas Senate, and U.S. House of Representatives in light of population changes in the 2010 census. Texas is actively seeking judicial preclearance of those maps under Section 5 of the Voting Rights Act.

The question presented is whether, while preclearance remains pending, another district court may order the use of judicially drawn "interim" electoral maps that give no deference to the State's duly-enacted maps, are not premised on any actual or likely violation of law, and are based on nothing more than the court's own notion of sound public policy and "the collective public good."

APPLICATIONS FOR STAY GRANTED, TREATED AS JURISDICTIONAL STATEMENTS AND PROBABLE JURISDICTION NOTED. CONSOLIDATED WITH 11-713 AND 11-715 FOR ONE HOUR ORAL ARGUMENT. EXPEDITED BRIEFING SCHEDULE. ENLARGEMENT OF TIME FOR ORAL ARGUMENT GRANTED: 10 MINUTES FOR SOLICITOR GENERAL AS *AMICUS CURIAE*.

JURISDICTION NOTED 12/9/2011