

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

KEITH HARRIS, §
 §
 Plaintiff, §
 §
 v. §
 §
 ELISEO "AL" CANTU, JR., in his §
 official capacity as chairman §
 of the Texas Veterans §
 Commission; JAMES SCOTT in his §
 official capacity as vice chair §
 of the Texas Veterans §
 Commission; RICHARD MCLEON, IV, §
 in his official capacity as §
 secretary of the Texas Veterans §
 Commission; JAKE ELLZEY and §
 DANIEL MORAN in their official §
 capacities as members of §
 the Texas Veterans Commission; §
 HAROLD HAHN in his official §
 capacity as chairman of the §
 Texas Higher Education §
 Coordinating Board; ROBERT §
 JENKINS, JR. in his official §
 capacity as vice chair of the §
 Texas Higher Education §
 Coordinating Board; SADA CUMBER, §
 CHRISTOPHER HUCKABEE, JACOB §
 MONTY, JANELLE SHEPARD, JOHN §
 STEEN, JR., DAVID TEUSCHER, §
 and RAYMOND PAREDES, in their §
 official capacities as members §
 of the Texas Higher Education §
 Coordinating Board; §
 RENU KHATOR in her official §
 capacity as president of the §
 University of Houston; JARVIS §
 HOLLINGSWORTH in his official §
 capacity as the chairman of the §
 University of Houston Board of §
 Regents; TILMAN FERTITTA in his §
 official capacity as vice §
 chairman of the University of §
 Houston Board of Regents; §
 WELCOME WILSON, JR., in his §
 official capacity as secretary §

CIVIL ACTION NO. H-14-1312

of the University of Houston §
Board of Regents; BETH MADISON, §
SPENCER ARMOUR, III, ROGER §
WELDER, DURGA AGRAWAL, PAULA §
MENDOZA, and PETER TAFFE, in §
their official capacities as §
members of the University of §
Houston Board of Regents; RICK §
PERRY in his official capacity §
as Governor of the State of §
Texas; and GREG ABBOTT in his §
official capacity as Attorney §
General of the State of Texas; §
§
Defendants. §

FINAL JUDGMENT AND ORDER OF PERMANENT INJUNCTION

For the reasons stated in the Memorandum and Order signed and entered November 24, 2014, it is

ORDERED and ADJUDGED that Plaintiff's claims against Defendants former Governor Rick Perry and his successor in office both in their official capacities as Governor of the State of Texas, former Attorney General Greg Abbott and his successor in office both in their official capacities as the Attorney General of the State of Texas, and Renu Khator in her official capacity as president of the University of Houston, are DISMISSED for lack of subject matter jurisdiction; and for the reasons set forth in the separate Memorandum and Order signed this day, it is

ORDERED and ADJUDGED that Defendant members of the Texas Veterans Commission, namely,

Eliseo "Al" Cantu, Jr, in his official capacity as chairman;

James Scott, in his official capacity as vice chair;

Richard McLeon, IV, in his official capacity as secretary;

Jake Ellzey and Daniel Moran, in their official capacities as members, and

Defendant members of the Texas Higher Education Coordinating Board,
namely,

Harold Hahn, in his official capacity as chairman;

Robert Jenkins, Jr., in his official capacity as vice chair;

Sada Cumber, Christopher Huckabee, Jacob Monty, Janelle Shepard, John Steen, Jr., David Teuscher, and Raymond Paredes, in their official capacities as members, and

Defendant members of the University of Houston Board of Regents,
namely,

Jarvis Hollingsworth, in his official capacity as chairman;

Tilman Fertitta, in his official capacity as vice chairman;

Welcome Wilson, Jr., in his official capacity as secretary;


and Beth Madison, Spencer Armour, III, Roger Welder, Durga Agrawal, Paula Mendoza, and Peter Taaffe, in their official capacities as members,

together with their successors in office in their official capacities as members and/or officers of the Texas Veterans Commission, the Texas Higher Education Coordinating Board, and the University of Houston Board of Regents, respectively, and all persons acting in concert with them or at their direction or subject to their control who receive actual notice of this injunction, are PERMANENTLY ENJOINED from excluding Plaintiff Keith Harris from receiving the benefits of the Hazlewood Act, TEX. EDUC. CODE § 54.3411, solely by reason of the fact that he enlisted in the United States Army at a point in time that he was a resident of a State other than Texas, which exclusion violates the Equal Protection Clause of the Fourteenth Amendment to the United States Constitution.

This is a **FINAL JUDGMENT**.

The Clerk will enter this Order, providing a correct copy to all parties of record.

SIGNED at Houston, Texas, on this 26TH day of January, 2015.


EWING WERLEIN, JR.
UNITED STATES DISTRICT JUDGE