

***United States Court of Appeals***

FIFTH CIRCUIT  
OFFICE OF THE CLERK

LYLE W. CAYCE  
CLERK

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600 S. MAESTRI PLACE,  
Suite 115  
NEW ORLEANS, LA 70130

April 29, 2025


MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 24-40777 State of Texas v. LABR  
USDC No. 4:24-CV-499  
USDC No. 4:24-CV-468

Enclosed is an order entered in this case.

Sincerely,

LYLE W. CAYCE, Clerk



By: \_\_\_\_\_  
Dantrell L. Johnson, Deputy Clerk  
504-310-7689

Mr. Maurice Baskin  
Ms. Courtney Dixon  
Mr. Robert Francois Friedman  
Mr. Garrett M. Greene  
Mr. Michael S. Raab  
Mr. Cory A. Scanlon

**United States Court of Appeals  
for the Fifth Circuit**

United States Court of Appeals  
Fifth Circuit

**FILED**

April 29, 2025

Lyle W. Cayce  
Clerk

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No. 24-40777

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STATE OF TEXAS; PLANO CHAMBER OF COMMERCE; AMERICAN HOTEL AND LODGING ASSOCIATION; ASSOCIATED BUILDERS AND CONTRACTORS; INTERNATIONAL FRANCHISE ASSOCIATION; NATIONAL ASSOCIATION OF CONVENIENCE STORES; NATIONAL ASSOCIATION OF HOME BUILDERS; NATIONAL ASSOCIATION OF WHOLESALE-DISTRIBUTORS; NATIONAL FEDERATION OF INDEPENDENT BUSINESS, INCORPORATED; NATIONAL RETAIL FEDERATION; RESTAURANT LAW CENTER; TEXAS RESTAURANT ASSOCIATION; COOPER GENERAL CONTRACTORS; DASE BLINDS,

*Plaintiffs—Appellees,*

*versus*

UNITED STATES DEPARTMENT OF LABOR; LORI CHAVEZ-DE REMER, *Secretary, U.S. Department of Labor*; WAGE AND HOUR DIVISION OF THE DEPARTMENT OF LABOR; JESSICA LOOMAN, *In Her Official Capacity as Administrator of the Wage and Hour Division,*

*Defendants—Appellants.*

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Appeal from the United States District Court  
for the Eastern District of Texas  
USDC No. 4:24-CV-499  
USDC No. 4:24-CV-468

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ORDER:

IT IS ORDERED that Appellants' unopposed motion to stay further proceedings in this court pending the Agency's reconsideration of the rule challenged in this case is GRANTED in part: this case is in abeyance for 120 days.

IT IS FURTHER ORDERED that Appellants' unopposed motion for leave to file status reports every 60 days is GRANTED.

/s/ Catharina Haynes  
CATHARINA HAYNES  
*United States Circuit Judge*