IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

CITY OF SAN ANTONIO, TEXAS, *Plaintiff,* v. MARKWAYNE MULLIN, in his official capacity as Secretary of Homeland Security, *et al.*, *Defendants.*	Civil Action No.: 5:26-cv-06542-JKP-HJB

UNOPPOSED MOTION TO VACATE DEADLINE FOR FILING EMERGENCY RELIEF MOTION AND NOTICE OF POTENTIAL STIPULATION TO STAY

Pursuant to Civil L.R. 7, Plaintiff City of San Antonio ("City") respectfully requests that this Court vacate its order of October 16, 2026 directing the City to file a motion for temporary or preliminary relief by October 26, 2026 at 12:00pm CT to allow the City and Defendants to negotiate a Stipulation that would moot the need for emergency relief at this time. The City has conferred with counsel for Defendants, who do not oppose this Motion. In support of this Motion, the City states as follows:

1. On October 13, 2026, the City of San Antonio ("City") initiated this litigation to halt Defendants from taking further action to convert a warehouse in San Antonio into an immigrant detention center. *See generally*, Compl., ECF No. 1. In its Complaint, the City signaled it would soon request emergency relief to prevent further conversion activities during the pendency of this litigation. *Id.* at 24.

2. On October 16, 2026, the Court ordered the City to file its motion for emergency relief by 12:00pm CT on October 26, 2026. Order, ECF No. 12. The Order was signed October 16, 2026, with ECF notification to the City issued on October 19, 2026. *See id.*

3. The City has since conferred with counsel for Defendants in this case.

4. The parties are now negotiating a stipulation that would obviate the need for immediate emergency relief. The parties expect that stipulation to be memorialized in a stipulated order to this Court that would also set forth a proposal to govern the remaining proceedings before this Court.

5. Given this potential stipulation, a request for emergency relief from this Court may no longer be required or, at minimum, may not be required for some time. Vacating the City's deadline to file a request for emergency relief by next Monday, October 26, 2026 would conserve the parties' and the Court's resources.

6. Accordingly, the City respectfully requests that this Court vacate its previous order requiring the City to file an emergency relief motion by 12:00pm CT on Monday, October 26, 2026, ECF No. 12. The City has conferred with Defendants, who do not oppose this motion.

Dated: October 22, 2026

Respectfully submitted,

/s/ W. Eric Pilsk

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CERTIFICATE OF CONFERRAL

Pursuant to W.D. Tex. Civ. L.R. 7(g) and this Court's standing order, Plaintiff City of San Antonio ("City") certifies that the parties met and conferred in good-faith about the foregoing Motion over email and in videoconference calls. Defendants do not oppose the Motion.

/s *W. Eric Pilsk*
W. Eric Pilsk

Attorney for Plaintiff
City of San Antonio

CERTIFICATE OF SERVICE

I hereby certify that I have served a true and correct copy of this motion upon each attorney of record and the original upon the Clerk of Court through the Court's ECF system on this the 22d day of October, 2026.

/s W. Eric Pilsk
W. Eric Pilsk

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

CITY OF SAN ANTONIO, TEXAS,

Plaintiff,

v.

MARKWAYNE MULLIN, in his official capacity as Secretary of Homeland Security, *et al.*,

Defendants.

Civil Action No.: 5:26-cv-06542-JKP-HJB

[PROPOSED] ORDER GRANTING UNOPPOSED MOTION TO VACATE DEADLINE FOR FILING EMERGENCY RELIEF MOTION

Before this Court is Plaintiff City of San Antonio's ("City") **UNOPPOSED MOTION TO VACATE DEADLINE FOR FILING EMERGENCY RELIEF MOTION** (ECF No. 14) ("Motion"). Having considered the Motion and for good cause shown, the Court **GRANTS** the Motion.

IT IS THEREFORE ORDERED that the deadline set forth in this Court's Order, ECF No. 12, establishing that the City must file a motion for emergency relief by October 26, 2026 at 12:00pm CT is **VACATED**.

SIGNED this ___ day of _____, 2026

_____
JASON K. PULLIAM
United States District Judge