

No. 25-0172

In the Supreme Court of Texas

THE STATE OF TEXAS,
Petitioner,

v.

GOOGLE, LLC,
Respondent.

On Petition for Review
from the Thirteenth Court of Appeals, Corpus Christi–Edinburg

**PARTIES’ JOINT MOTION FOR 30-DAY ABATEMENT UNDER TEXAS
RULE OF APPELLATE PROCEDURE 42.1(a)(2)(C)**

Petitioner the State of Texas (the “State”) and Respondent Google LLC (“Google”) (collectively, “the parties”) file this Joint Motion for 30-Day Abatement Under Texas Rule of Appellate Procedure 42.1(a)(2)(C). In support, the parties respectfully show this Court the following:

1. On January 9, 2025, the Thirteenth Court of Appeals issued an opinion in No. 13-23-00114-CV, *Google LLC v. The State of Texas*. The court of appeals

reversed the trial court's order denying Google's special appearance and rendered judgment, dismissing all of the State's claims against Google.

2. On February 24, 2025, the State filed a petition for review in this Court seeking relief from the Thirteenth Court's ruling. Google filed a waiver of response letter on March 25, 2025.

3. The parties are engaged in productive settlement negotiations and require additional time to effectuate that resolution.

4. Texas Rule of Appellate Procedure 42.1(a)(2)(C) provides:

(2) By agreement. In accordance with an agreement signed by the parties or their attorneys and filed with the clerk, the court may:
...

(C) abate the appeal and permit proceedings in the trial court to effectuate the agreement.¹

5. The parties therefore respectfully request a 30-day abatement of these proceedings under Rule 42.1(a)(2)(C) to effectuate their agreement in the trial court. The parties will notify the Court by May 30, 2025, of the status of their efforts to effectuate an agreement.

¹ See also, e.g., *Hampton v. Thome*, 687 S.W.3d 496, 502 n.1 (Tex. 2024) (citing *Acadian Ambulance Serv., Inc. v. Maypole*, Case No. 22-0609 (applying Rule 42.1(a)(2) to dismiss the appeal in an original proceeding)).

CONCLUSION

For the reasons above, the parties respectfully request that this Court:
(1) grant the parties' Joint Motion for 30-Day Abatement Under Texas Rule of Appellate Procedure 42.1(a)(2)(C); and (2) abate Cause No. 25-0172, titled *The State of Texas v. Google, LLC*, for 30 days, until May 30, 2025.

Respectfully submitted,

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CERTIFICATE OF CONFERENCE

Counsel for the State of Texas has conferred with Counsel for Google LLC regarding the relief requested in this motion. Google LLC has agreed to jointly bring this motion to the Court.

/s/ Kristina Williams

KRISTINA WILLIAMS

CERTIFICATE OF COMPLIANCE

Microsoft Word reports that this motion contains 296 words, excluding exempted text.

/s/ Jacob C. Beach

JACOB C. BEACH

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R. App. P. 42.1(a)(2)(C)

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