2/14/2022 2:25:30 PM Marilyn Burgess - District Clerk Harris County

Envelope No: 61723182 By: COMBS, CASSIE L Filed: 2/14/2022 2:25:30 PM

MASTER CAUSE NO. 2021-41903

IN RE:

\$ IN THE DISTRICT COURT OF

\$
WINTER STORM URI

\$ HARRIS COUNTY, TEXAS

\$
LITIGATION

\$ 281ST JUDICIAL DISTRICT

CASE MANAGEMENT ORDER NO. 3

(Service of Process)

This Order applies to all cases now pending in this MDL Court, as well as all cases that are later transferred to this MDL Court.

Plaintiffs' counsel may request a waiver of service of citation pursuant to Tex. R. Civ. P. 119 by emailing a copy of the Petition for a specific case along with a Memorandum of Waiver of Service ("Rule 119 Memorandum"), in the form attached as Exhibit "A", to each applicable Defendant in that Petition whose counsel of record has indicated to Liaison Counsel for the Defendants that he/she is authorized to accept a Rule 119 Memorandum on behalf of his/her respective client(s). Liaison Counsel for the Defendants shall maintain a list of all such counsel of record ("Rule 119 List"). However, inclusion of a Defendant on the Rule 119 List shall not require a Defendant to waive service of citation in any case. The Rule 119 List shall be updated at least monthly and forwarded to Liaison Counsel for the Plaintiffs no later than the 5th day of each month, and which shall contain the following information: (1) name of Defendant; (2) name of counsel authorized to receive Rule 119 Memorandum and name of counsel's law firm; and (3) email address for such authorized counsel. The initial Rule 119 List is attached as Exhibit "B". Liaison Counsel for Plaintiffs shall distribute any monthly updates to the Rule 119 List to all known counsel of record for Plaintiffs no later than the 10th day of each month.

The request for a waiver of service shall be deemed delivered on the day the Petition and

Rule 119 Memorandum for a specific case is sent by email to the applicable Defendant as set forth

above. For any Defendant who has agreed to accept a Rule 119 Memorandum, authorized counsel

of record for such Defendant shall upon receipt of a Rule 119 Memorandum and Petition sign and

return via email to the original sender the signed Rule 119 Memorandum acknowledging service

of the Petition no later than seven business (7) days after receipt of the Petition and Rule 119

Memorandum, unless the Defendants elects not to waive service. Any signed Rule 119

Memorandum shall be effective on the date of signature by the Defendant's authorized counsel,

and shall have the same force and effect as if the citation had been issued and served as provided

by law. Plaintiffs' counsel shall be responsible for filing any signed Rule 119 Memorandum(s).

This Order does not prevent any Plaintiff from effectuating service of citation pursuant to

any method authorized under the Texas Rules of Civil Procedure nor does it require any Defendant

to agree to waive service of citation. Waiver of service of a citation does not waive any objection

to personal jurisdiction or to venue.

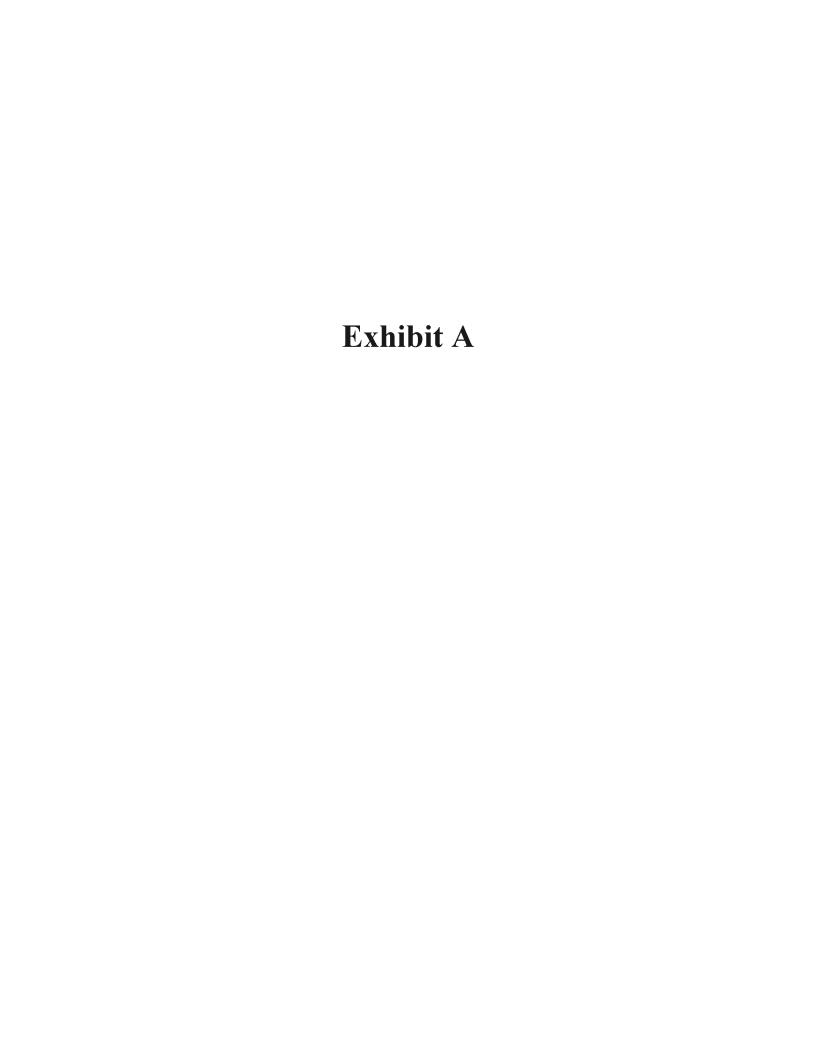
SIGNED this _____ day of February 2022.

Signed: 2/16/2022

HON. SYLVIA A. MATTHEWS

Judge Presiding

Sitting by Assignment



TRANSFERRED TO

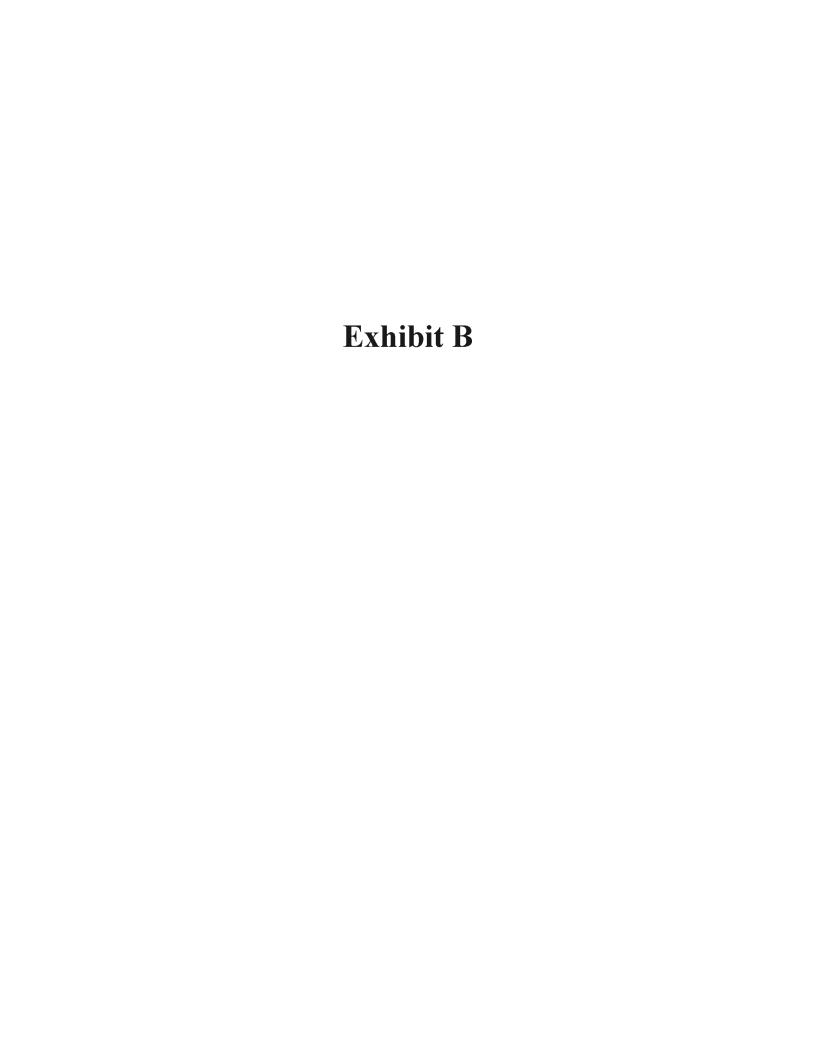
MASTER CAUSE NO. 2021-41903

IN RE:	§ §	IN THE DISTRICT COURT OF
	\$ §	
WINTER STORM URI	\$ §	HARRIS COUNTY, TEXAS
	§	
	§	
LITIGATION	§	281 ST JUDICIAL DISTRICT
	RANSFERRED FRO	OM -
	ę	IN THE DISTRICT COURT OF
, Plaintiffs,	8 8	IN THE DISTRICT COURT OF
1	\$ §	
V.	§	
Defendants	§	
Defendants.	***	
	\$ §	
	§	COUNTY, TEXAS
	§	
	9 8	
	\$ §	
	§	JUDICIAL DISTRICT
MEMORANDUM OF W	'AIVER OF SERVI	CE [MDL Case No.]
To:		_
(Name of Plaintiff's Attorney or u	inrepresented Plaintif	f
I have received your request to the Petition.	waive service of cita	tion in this action along with a copy of
The entity I represent agrees to	o save the expense of	issuing citation and serving a citation
and Petition in this case, and I hereby	-	t and service of the Petition in
this matter.		

I understand that the entity I represent will keep all defenses or objections to the lawsuit, the Court's jurisdiction, and the venue of the action, but that I waive on behalf of the entity I represent any objections to the absence of a citation or of service.

The Court's current stay pursuant to Case Management Order No. 1 includes a stay on the filing of answers or motions (except as set forth in Case Management Order No. 1) and no answer will be due. The failure to file an answer or motion will not be grounds for a default judgment. The filing of answers and motions in this matter will be governed by Case Management Order No. 1 and future Orders of the Court, with the understanding that the entity I represent will have an additional 30 days to file any answer, motion, or other responsive pleading that may be required by virtue of waiving service pursuant to this memorandum.

Date:	Signature of the attorney of party waiving service of the citation
Printed name of party waiving service of the citation.	Printed name
	Address



Master Cause No. 2021-41903: Rule 119 List as of February ____, 2022

Name of Defendant	Name of Authorized Counsel and Law Firm	Email Address for Authorized Counsel
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