CAUSE NO. 44437

KYLE DOUGLAS MORING, *Petitioner,*	§ §	IN THE DISTRICT COURT
v.	§	TITUS COUNTY, TEXAS
CITY OF MOUNT PLEASANT, TEXAS, *Respondent.*	§ §	76th JUDICIAL DISTRICT

PROPOSED ORDER ON LIMITED JURISDICTIONAL DISCOVERY AND PRESERVATION

The Court considered Petitioner's motion, the parties' positions and the record. The Court finds good cause for the limited discovery and preservation below to permit development of the disputed jurisdictional facts. It does not determine that any additional requested public record exists, that information was destroyed, or that any count should be dismissed. It is ORDERED:

1 Scope

The seven proposed requests in Attachment 1 to Petitioner's Motion for Limited Jurisdictional Discovery and Preservation and to Defer Ruling on Respondent's Plea to the Jurisdiction, together with that attachment's definitions and limitations, are authorized. This phase concerns Counts I, III, V, VI, VII and IX. All thirteen pleaded counts remain preserved; this order neither dismisses a count nor expands an underlying TPIA request. Requests 1–3 use the separate event periods for the September 15 Ramirez assignment, November 13 police-record request and later productions; Request 7 is limited to its identified native emails and original request scope.

2 Preservation

Upon receiving notice of this order, the City shall promptly take reasonable steps to preserve existing information within its possession, custody or control responsive to the seven requests, including retained audit data, saved queries and export records, the identified native emails with existing headers and attachments, responsive phone-source and collection records, and existing accessible backups containing that information. The duty extends only to the defined subjects and periods and continues until further order. The City shall reasonably prevent routine expiration or deletion of that information where feasible, including by retaining an ordinary export. This order requires no new audit history, reconstruction, forensic image or universal freeze of unrelated City operations. A specific preservation burden may be presented promptly for protective relief.

3 Service and deadlines

Petitioner shall separately sign and serve the authorized request set, together with this signed order, on all counsel of record. Day 0 is the date of that service. The City's written responses and specific objections are due five business days after Day 0. Non-objected-to responsive production is due seven business days after Day 0, with rolling production as reasonably available. Business days exclude Saturdays, Sundays and legal holidays. The Court may modify these deadlines upon good cause; an agreement modifying this order requires Court concurrence.

4 Form control and protection

Production shall follow Attachment 1's reasonably usable electronic forms, identification of prior production and proportionate redaction provisions. The City shall obtain responsive contractor or temporary-custodian records only to the extent within its possession, custody or control. Privilege and specific objections remain available under the rules. Direct device/account access, forensic examination and extraordinary retrieval are not authorized. Any Rule 196.4 retrieval or expense dispute requires further resolution before such extraordinary steps are required.

5 Completion and supplementation

The City shall state in its written response what it will produce and comply with Rule 196.3, including identification of any responsive material it cannot locate. Petitioner may supplement his response to the plea within five business days after the City completes the non-objected-to production required here and confirms that completion in writing. The City may respond within five business days after service of that supplement. Any unresolved objection or specific incompleteness dispute shall be raised promptly following reasonable conference; this paragraph does not grant automatic additional discovery.

6 Jurisdictional ruling and hearing

The Court will defer a factual jurisdictional ruling on the affected counts until the foregoing opportunity to receive and use the authorized discovery has been provided and material discovery objections have been addressed as necessary. This order does not cancel the September 18, 2026 setting or prevent Petitioner from offering supporting exhibits, subject to the City's objections. The Court will direct the sequence of consideration and any further hearing or submission.

SIGNED on _____, 2026.

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JUDGE PRESIDING