

THE STATE OF TEXAS           §  
   §  
 COUNTY OF FORT BEND       §

**ORDER AUTHORIZING EXPENSES OF LITIGATION**

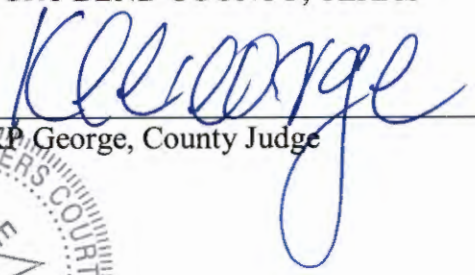
WHEREAS on August 10, 2021 this Court authorized the transfer of funds in the amount of \$50,000 from Non-Departmental Fees (100409100 – 63000) to County Attorney Fees (100475100 – 63000) to be used for the County's share of attorneys' fees and expenses incurred by Special Counsel in support of the County's position in Case Number 4:18-CV-1739 FORT BEND COUNTY, FORT BEND COUNTY DRAINAGE DISTRICT, and CINCO MUNICIPAL UTILITY DISTRICT NO. 1 v. THE UNITED STATES ARMY CORPS OF ENGINEERS *et al.* in the United States District Court for the Southern District of Texas, Houston Division ("Corps Lawsuit"). These phase 3 funds were to be utilized in connection with an amicus brief in Cause No. 17-90011L In Re Upstream Addicks and Barker (Texas ) Flood Control Reservoirs vs, The United States Army Corps of Engineers, *et al* ( ' the upstream litigation") in the United States Court of Federal Claims;

WHEREAS additional funds are necessary to complete the pending appeal in the 5th Circuit Court of Appeals in the "Corps Lawsuit";

On this the 23<sup>RD</sup> day of November, 2021, the Commissioners Court of Fort Bend County, Texas, being convened at a regular meeting of the Court, sitting as the governing body of Fort Bend County, Texas, upon motion of Commissioner Meyers, seconded by Commissioner De Merchant, duly put and carried, IT IS HEREBY ORDERED that:

Commissioners Court hereby authorizes the utilization of funds previously authorized in connection with an amicus brief in the "upstream litigation" to complete the pending appeal in the "Corps Lawsuit".

FORT BEND COUNTY, TEXAS

  
 KP George, County Judge

ATTEST:

  
 Laura Richard, County Clerk

