

CAUSE NO. D-1-GN-11-003130

THE TEXAS TAXPAYER &  
STUDENT  
FAIRNESS COALITION, et al;  
CALHOUN COUNTY ISD, et al;  
EDGEWOOD ISD, et al;  
FORT BEND ISD, et al;  
TEXAS CHARTER SCHOOL  
ASSOCIATION, et al.

Plaintiffs

JOYCE COLEMAN, et al  
Intervenors

vs.

MICHAEL WILLIAMS,  
COMMISSIONER  
OF EDUCATION, IN HIS OFFICIAL  
CAPACITY; SUSAN COMBS,  
TEXAS COMPTROLLER OF PUBLIC  
ACCOUNTS, IN HER OFFICIAL  
CAPACITY; TEXAS STATE BOARD  
OF EDUCATION, the TEXAS  
EDUCATION AGENCY, and the  
STATE OF TEXAS

Defendants.

IN THE DISTRICT COURT

200th JUDICIAL DISTRICT

TRAVIS COUNTY, TEXAS

---

**DEFENDANTS' AMENDED PRELIMINARY DESIGNATION OF FACT WITNESSES  
FOR 2014 TRIAL**

---

Pursuant to the Proposed Scheduling Order submitted on July 17, 2013, Defendants Michael Williams Commissioner of Education and Susan Combs, Texas Comptroller of Public Accounts, in their Official Capacities, the State Board of Education, the Texas Education Agency

(“TEA”), and the State of Texas, designate the following persons who may be called to testify as fact witnesses, either live or by deposition, in the January 2014 trial of this matter:

1. Lisa Dawn-Fisher
2. Shirley Beaulieu
3. Monica Martinez
4. Gloria Zyskowski
5. Shannon Housson
6. Rob Coleman

In the event the scope of the trial extends beyond changes to the law made during the 83rd Texas Legislative Session, Defendants may call the following additional fact witnesses:

7. Susie Coultriss
8. Howard Morrison
9. Linda Roska
10. Sally Partridge
11. Justin Porter

Defendants expressly reserve the right to call as fact witnesses any party or party representative to this suit, and any person designated as a fact witness or called to testify by any other party in this action.

Defendants further reserve the right to designate or call additional witnesses for purposes of rebuttal as contemplated by the Texas Rules of Civil Procedure.

Respectfully submitted,

GREG ABBOTT  
Attorney General of Texas

DANIEL T. HODGE  
First Assistant Attorney General

DAVID C. MATTAX  
Deputy Attorney General for Defense Litigation

JAMES "BEAU" ECCLES  
Division Chief, General Litigation Division

**/s/ Shelley N. Dahlberg**

SHELLEY N. DAHLBERG

Assistant Attorney General  
Texas Bar No. 24012491  
General Litigation Division

NICHOLE BUNKER-HENDERSON

Assistant Attorney General  
Texas Bar No. 24045580  
Administrative Law Division

LINDA HALPERN

Assistant Attorney General  
Texas Bar No. 24030166  
General Litigation Division

Texas Attorney General's Office  
P. O. Box 12548, Capitol Station  
Austin, Texas 78711  
Phone: (512) 463-2121  
Fax: (512) 320-0667

**Attorneys for Defendants**

### **CERTIFICATE OF SERVICE**

I hereby certify that on the 17th day of September, 2013, I forwarded the foregoing document to all known counsel of record via email and/or by uploading to an FTP secure site:

Richard E. Gray, III  
Toni Hunter  
GRAY & BECKER  
900 West Ave.  
Austin, TX 78701

Multicultural, Education, Training and  
Advocacy, Inc.  
Roger L. Rice  
240A Elm St., Ste 22  
Somerville, MA 02144

Randall B. Wood  
Doug W. Ray  
RAY & WOOD  
2700 Bee Caves Rd., Suite 200  
Austin, TX 78746

J. David Thompson, III  
Philip Fraissinet  
THOMPSON & HORTON LLP  
Phoenix Tower, Suite 2000  
3200 Southwest Freeway  
Houston, TX 77027

Mark R. Trachtenberg  
HAYNES AND BOONE, LLP  
1 Houston Center  
1221 McKinney Street, Suite 2100  
Houston, Texas 77010

Holly G. McIntush  
400 West 15th Street, Suite 1430  
Austin, Texas 78701

John W. Turner  
HAYNES AND BOONE, LLP  
2323 Victory Avenue, Suite 700  
Dallas, Texas 75219

J. Christopher Diamond  
THE DIAMOND LAW FIRM, P.C.  
17484 Northwest Freeway, Suite 150  
Houston, Texas 77040

Mexican American Legal Defense and  
Education Fund, Inc.  
David G. Hinojosa  
Marisa Bono  
110 Broadway, Ste 300  
San Antonio, TX 78205

Craig T. Enoch  
ENOCH KEVER PLLC  
600 Congress, Suite 2800  
Austin, Texas 78701

Robert A. Schulman  
Joseph E. Hoffer  
SCHULMAN, LOPEZ & HOFFER, L.L.P.  
517 Soledad Street  
San Antonio, Texas 78205-1508

**/s/ Shelley N. Dahlberg**  
SHELLEY N. DAHLBERG  
Deputy Chief – General Litigation Division