



THE SUPREME COURT OF TEXAS
Post Office Box 12248
Austin, Texas 78711

(512) 463-1312

Friday, May 30, 2025

Mr. Cory Scanlon
 Office of the Attorney General of Texas
 PO Box 12548
 Austin, TX 78711-2548
 * DELIVERED VIA E-MAIL *

Mr. Ari Cuenin
 PO Box 150112
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Ms. Amanda G. Taylor
 Butler Snow LLP
 1400 Lavaca St., Suite 1000
 Austin, TX 78701
 * DELIVERED VIA E-MAIL *

RE: Case Number: 23-0887
 Court of Appeals Number: 03-21-00571-CV
 Trial Court Number: D-1-GN-21-006174

Style: TEXAS DEPARTMENT OF STATE HEALTH SERVICES, AND DR. JENNIFER A. SHUFORD, IN HER OFFICIAL CAPACITY AS COMMISSIONER OF THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES
 v.
 SKY MARKETING CORP., D/B/A HOMETOWN HERO; CREATE A CIG TEMPLE, LLC; DARRELL SURIF; AND DAVID WALDEN

Dear Counsel:

Today the Supreme Court of Texas set the cause for oral submission on **Wednesday, September 10, 2025**. (Justice Sullivan not participating) If the Court of Appeals has not already released its opinion for publication, it is directed to do so as soon as practicable.

Each side has been allotted **twenty (20) minutes** for oral argument. TEX. R. APP. P. No. 59. Oral argument will be held at our location in the SUPREME COURT BUILDING at 201 W. 14th Street (corner of 14th & Colorado). The Courtroom is located on the First Floor. The Clerk's Office is also located on the First Floor, Room No. 104.

Oral arguments begin at 9:00 a.m. Cases will be called in the order they are listed on the submission schedules, which are posted on the Court's website on Friday the week before the arguments. Each argument usually lasts about forty minutes, with a ten-minute break between

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each argument. You should be present in the courtroom at least ten minutes prior to your oral argument. Prior to your argument, the State Law Library will have space available for you to wait in if you do not wish to wait in the courtroom. A video monitor is available in the foyer outside the courtroom to allow you to monitor the progress of oral arguments.

PLEASE NOTE it is the responsibility of the attorneys to determine who will present argument and how the allotted time will be shared. Please remember that each side, not each party, has been allotted twenty minutes for argument. Except with prior permission from the Court, only two attorneys may present argument for each side. TEX. R. APP. P. 59.5. If cross-petitions were filed, the first to file will be considered the petitioner for purposes of oral argument.

All attorneys must file the Oral Argument Submission Form through the eFileTexas.gov electronic filing system. The Oral Argument Submission Form is located at <http://www.txcourts.gov/media/1436031/oral-argument-submission-form-copy.pdf>.

Please indicate on the Oral Argument Submission Form **only the attorney/s who will present oral argument**, and e-file the form no later than ten business days prior to your oral argument.

Petitioner(s) is assessed a \$75.00 fee for the submission and oral argument of the petition that will be collected when the form is e-filed.

Oral argument exhibits must be e-filed no later than 3:00 p.m. the day before the oral argument. There is a \$25.00 fee for oral argument exhibits, which must be paid through the e-filing system. You must deliver eleven printed copies of the file-stamped oral argument exhibit to the Clerk's Office no later than 8:30 a.m. on the day of the oral argument.

Sincerely,

A handwritten signature in black ink that reads "Blake A. Hawthorne".

Blake A. Hawthorne, Clerk

by Claudia Jenks, Chief Deputy Clerk

cc: Mr. Craig T. Enoch (DELIVERED VIA E-MAIL)



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Mr. Brendan Fugere (DELIVERED VIA E-MAIL)

Mr. Jeffrey D. Kyle (DELIVERED VIA E-MAIL)

Mr. Ron Beal (DELIVERED VIA E-MAIL)

Ms. Elana S. Einhorn (DELIVERED VIA E-MAIL)

Mr. David T. Poling (DELIVERED VIA E-MAIL)