

INSTITUTE FOR CREATION
RESEARCH GRADUATE SCHOOL
An unincorporated educational ministry
Unit for the Institute for Creation
Research, Inc., a California not-for-profit
Corporation,
Plaintiff

v.

TEXAS HIGHER EDUCATION
COORDINATING BOARD, a State
Agency;
COMMISSIONER RAYMUND
PAREDES, in his official and individual
Capacities;
LYN BRACEWELL PHILLIPS,
In her official and individual capacities;
JOE B. HINTON, in his official and
Individual capacities;
ELAINE MENDOZA,
In her official and individual capacities;
LAURIE BRICKER, in her official and
Individual capacities;
A.W. "WHIT" RITER, III, in his official
and individual capacities;
BRENDA PEJOVICH, in her official
And individual capacities; and
ROBERT SHEPARD, in his
official and individual capacities,
Defendants

§ IN THE DISTRICT COURT

§ OF TRAVIS COUNTY, TEXAS

§ 126th JUDICIAL DISTRICT

DEFENDANTS' NOTICE OF FILING OF NOTICE OF REMOVAL

TO THE HONORABLE JUDGE OF SAID COURT:

Pursuant to 28 U.S.C. § 1446(d), you are hereby given notice that on May 11, 2009 Defendants, Texas Higher Education Coordinating Board, Commissioner Raymund Paredes, Lyn Bracewell Phillips, Joe B. Hinton, Elaine Mendoza, Laurie Bricker, A.W. "Whit" Riter, III, Brenda Pejovich and Robert Shepard, filed their Notice of Removal in

the United States District Court for the Western District of Texas, Austin Division, thereby removing this cause to the United States District Court. A copy of that Notice is attached hereto and incorporated herein for all purposes. This Court is respectfully requested to proceed no further in this action, unless and until such time as the action may be remanded by order of the United States District Court.

Respectfully submitted,

GREG ABBOTT
Attorney General of Texas

C. ANDREW WEBER
First Assistant Attorney General

DAVID S. MORALES
Deputy Attorney General for Civil
Litigation

ROBERT O'KEEFE
Chief, General Litigation
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/s/ Shelley Dahlberg
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Certificate of Service

I certify a true and correct copy of the foregoing document has been sent via certified mail, return receipt requested on May 13, 2009 to:

James J.S. Johnson
The Institute for Creation Research
1806 Royal Lane
Dallas, TX 75229

John A. Eidsmoe,
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/s/ Shelley N. Dahlberg
Shelley N. Dahlberg
Assistant Attorney General