United States District Court Southern District of Texas

ENTERED

March 25, 2021 Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

FREEDOM FROM RELIGION	§	
FOUNDATION, INC.	§	
and	§	
JOHN ROE,	§	
	§	
Plaintiffs,	§	
VS.	§	CIVIL ACTION NO. 4:19-CV-01934
	§	
WAYNE MACK in his personal	§	
capacity and in his official judicial capacity	§	
on behalf of the State of Texas,	§	
	§	
Defendant.	§	

ORDER GRANTING PLAINTIFF'S MOTION FOR ENTRY OF DEFAULT AND DEFAULT JUDGMENT

Considering the plaintiffs' motion for entry of default and default judgment as to defendant Judge Wayne Mack in his official judicial capacity, the briefing, and the authorities and arguments of counsel, this Court finds that there is good cause to grant the motion (Dkt. No. 62).

It is, therefore, **ORDERED** that the plaintiffs' Motion for Entry of Default and Default Judgment is **GRANTED**.

It is FURTHER **ORDERED** that the Clerk of the Court shall enter a default as to defendant Judge Wayne Mack in his official judicial capacity.

It is FURTHER **ORDERED** that default judgment be entered as to defendant Judge Wayne Mack in his official judicial capacity, granting declaratory relief as follows:

The Court declares that Judge Mack's courtroom prayer practice violates the Establishment Clause of the First Amendment to the United States Constitution.

It is so ORDERED.

SIGNED on this 25th day of March, 2021.

Kenneth M. Hoyt

United States District Judge