

CAUSE NO. 21-1561-C395

**DANIELLE WESTON and  
MARY BONE,  
*Plaintiffs,***

**v.**

**ROUND ROCK INDEPENDENT  
SCHOOL DISTRICT BOARD OF  
TRUSTEES; AMY WEIR, AMBER  
FELLER, TIFFANIE HARRISON, DR.  
JUN XIAO, and CORY VESSA, EACH  
IN HIS OR HER OFFICIAL CAPACITY  
AS TRUSTEES OF THE ROUND ROCK  
INDEPENDENT SCHOOL DISTRICT  
BOARD OF TRUSTEES,  
*Defendants.***

§ **IN THE DISTRICT COURT OF**  
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§ **WILLIAMSON COUNTY, TEXAS**  
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§ Williamson County - 395th Judicial District Court  
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§ \_\_\_\_\_ **JUDICIAL DISTRICT**

**ORDER GRANTING TEMPORARY RESTRAINING ORDER**

Before the Court is the Application for Temporary Restraining Order (“TRO”) of Plaintiffs Danielle Weston and Mary Bone (“Plaintiffs”) wherein Plaintiffs seek to obtain immediate injunctive relief from the ongoing and irreparable injury caused by Defendants Round Rock Independent School District Board of Trustees (the “Board”), Amy Weir (“Weir”), Amber Feller (“Feller”), Tiffanie Harrison (“Harrison”), Dr. Jun Xiao (“Xiao”), and Cory Vessa (“Vessa”).

The Court has heard argument from counsel for the parties and reviewed the Verified Petition and Application for TRO and finds that in accordance with Tex. R. Civ. P. 683 and Texas law that Plaintiffs’ Application for TRO should be, and is **HEREBY, GRANTED.**

The Court finds that Plaintiffs have shown a substantial likelihood they will prevail on the merits of their claims. Specifically, Defendants do not have the authority or right to violate the Round Rock Independent School District Board of Trustees Operating Procedures by, among other things, censuring Plaintiffs without providing the due process rights afforded by the Board’s Operating Procedures. Additionally, the Board and Defendant Trustees are required to

provide the due process rights afforded to Plaintiffs by the U.S. and Texas Constitutions, the Texas Government Code, and state law. The Court finds a substantial threat of irreparable harm if the injunctive relief requested is not granted, in particular the reputational harm and inability of Plaintiffs to fulfill their obligations as Trustees, that granting this TRO is proper and necessary to preserve the status quo, that the foregoing injuries cannot be compensated fully and adequately by money damages because they would be extremely difficult to measure by a certain pecuniary standard, and that if the Court does not issue this temporary restraining order, Plaintiffs may be irreparably injured were Defendants to continue their unlawful conduct by publicly censuring Plaintiffs on September 22, 2021.

The Court finds that Plaintiffs lack an adequate remedy at law because legal remedies alone will not be able to fully, finally, and equally provide them total relief if this TRO is not granted pending a temporary injunction hearing. Specifically, the Court finds that should Defendants publicly censure Plaintiffs based upon allegations concerning Plaintiffs' actions related to a legislative measure, then Plaintiffs are likely to suffer irreparable reputational harm, which could not be adequately remedied by monetary damages. In addition, because the vote on the censure is set to occur today, it would be impossible for Plaintiffs to properly prepare for and defend against Defendants' actions and, without a TRO, a court will not have the time or ability to adjudicate this matter before the harm occurs.

The Court further finds that the relief granted here imposes no greater restraint than is necessary to protect the legitimate interests of Plaintiffs.

THEREFORE, it is hereby ORDERED that Defendants are temporarily restrained from:

1. Publicly or privately censuring Plaintiffs Danielle Weston and Mary Bone at the September 22, 2021 Board meeting;
2. Violating the Round Rock Independent School District Board of Trustees Operating Procedures by taking a vote on censure before completing steps K(1) and K(2) of the Operating Procedures;

3. Taking any actions that are contrary to the Round Rock Independent School District Board of Trustees Operating Procedures, the Texas Constitution, the U.S. Constitution, and the Texas Government Code § 572,059, including but not limited to censuring Plaintiffs Danielle Weston and Mary Bone at the September 22, 2021 Round Rock Independent School District Board of Trustees meeting.

It is FURTHER ORDERED that Defendants are restrained from destroying or spoliating any potentially relevant evidence, and to properly place a litigation hold including on all ESI.

It is FURTHER ORDERED that the Parties shall be entitled to conduct reasonable, limited, proportionate, and expedited discovery, including responding to up to 10 requests for production and 5 interrogatories within 5 business days of service of the same, and taking 2 depositions per side of no more than 3 hours each no later than 12 days of this Order.

This TRO shall be binding upon Defendants and all of those persons in active concert or participation with Defendants who receive actual notice of this Order.

It is FURTHER ORDERED that this TRO shall remain in full force and effect for 14 days unless extended for a longer time by consent or for good cause shown.

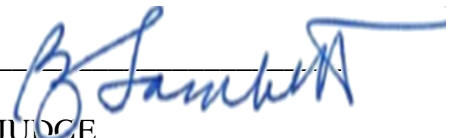
Bond is hereby set at \$100 because the Board is a governmental entity and there is no harm to the Board in not conducting a censure vote at its September 22, 2021 Board meeting.

A hearing to determine whether a temporary injunction should be entered in this matter that will be in full force and effect while this matter is pending before the Court for a trial on the merits is hereby set for ~~Oct 6, 2021~~, 2021 at 9:00 a.m. / ~~p.m.~~.

SIGNED on September 22, 2021 at \_\_\_\_ a.m. / p.m.

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\_\_\_\_\_  
PRESIDING JUDGE



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Associated Case Party: Danielle Weston

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