

CAUSE NO. 2018-45639

DR. O. HOWARD "BUD" FRAZIER,
PLAINTIFF

v.

PROPUBLICA, INCORPORATED;
HEARST NEWSPAPERS, LLC d/b/a
THE HOUSTON CHRONICLE,
CHARLES ORNSTEIN, &
MICHAEL HIXENBAUGH,
DEFENDANTS

§ IN THE DISTRICT COURT OF
§
§ HARRIS COUNTY, TEXAS
§
§ 234TH JUDICIAL DISTRICT
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ORDER DENYING DEFENDANTS' MOTION TO DISMISS
PURSUANT TO THE TEXAS CITIZENS PARTICIPATION ACT

Having reviewed Defendants' Motion to Dismiss pursuant to the Texas Citizen Participation Act, Plaintiff's response, and related filings, it is hereby ORDERED that Defendants' Motion to Dismiss is **DENIED** and Defendants' Motion to Strike is **DENIED**.

It is further ORDERED that Defendants' request for attorneys' fees is **DENIED** ~~GRANTED~~ because Defendants' Motion to Dismiss is frivolous and solely intended to delay discovery in this matter. Accordingly, Defendants are ordered to pay Plaintiff attorney's fees and costs in the sum of \$.

SIGNED on this 18 day of December, 2018.



THE HON. JUDGE WESLEY WARD