

CAUSE NO. 14-08933-431

TEXAS OIL AND GAS ASSOCIATION, §

Plaintiff, §

vs. §

CITY OF DENTON, §

Defendant. §

IN THE DISTRICT COURT

DENTON COUNTY, TEXAS

16TH JUDICIAL DISTRICT

FILED  
DENTON COUNTY, TEXAS  
2015 SEP -4 PM 4:13  
JENNIFER DELSFER  
DISTRICT CLERK  
DEPUTY  
BY C. G. [Signature]

**AGREED ORDER OF DISMISSAL**

Having considered the Parties' Agreed Motion to Dismiss, the Court finds as follows:

This matter involves two ordinances passed by the City of Denton (the "City of Denton Ordinances"): Ordinance No. 2014-137, passed on May 6, 2014, which imposed a moratorium on gas well permitting within the City of Denton (the "Drilling Moratorium") and Initiative Ordinance No. 2014-01, passed on November 18, 2014, which prohibited hydraulic fracturing within the City of Denton (the "Hydraulic Frac Ban").

House Bill 40 was signed into law on May 18, 2015 and took effect immediately.

On June 17, 2015, Defendant passed Ordinance No. 2015-192, which expressly repealed the Hydraulic Frac Ban in light of the passage of H.B. 40. Moreover, the Drilling Moratorium expired on its own terms on August 18, 2015. No further extensions of the Drilling Moratorium have been passed or proposed by the City. As such, all claims in this matter are moot.

Therefore, the Court, having considered the Agreed Motion to Dismiss is of the opinion that it should be GRANTED. It is therefore

ORDERED, ADJUDGED AND DECREED that all Plaintiff's claims against the City of Denton Ordinances are dismissed on grounds of mootness.

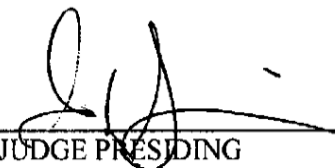
IT IS FURTHER ORDERED, ADJUDGED and DECREED, that all remaining claims in the above-captioned matter are hereby dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that nothing contained in this Order shall serve as a bar to prevent TXOGA from challenging any ordinance, law, or other action of the City of Denton other than the City of Denton Ordinances defined herein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the parties shall bear their own costs and attorneys' fees.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this order fully and finally disposes of all claims in this case.

SIGNED this 4<sup>th</sup> day of September, 2015.

  
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JUDGE PRESIDING