

Article I: Disregard of Official Duty - Protection of Charitable Organization

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Violated the duties of his office by failing to act as public protector of charitable organizations as required by Chapter 123, Property Code
4. Paxton caused employees of his office to intervene in a lawsuit brought by the Roy F. & JoAnn Cole Mitte Foundation against several corporate entities controlled by Nate Paul
5. Paxton harmed the Mitte Foundation in an effort to benefit Paul

Motion to Dismiss

Yes (8): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker, Perry, Schwertner

Article II: Disregard of Official Duty - Abuse of the Opinion Process

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Misused his official power to issue written legal opinions under Subchapter C, Chapter 402, Government Code
4. Paxton caused employees of his office to prepare an opinion in an attempt to avoid the impending foreclosure sales of properties belonging to Nate Paul or business entities controlled by Paul
5. Paxton concealed his actions by soliciting the chair of a senate committee to serve as a straw requestor
6. Paxton directed employees of his office to reverse their legal conclusion for the benefit of Paul

Motion to Dismiss

Yes (8): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker, Perry, Schwertner

Article III: Disregard of Official Duty - Abuse of the Open Record Process

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Misused his official power to administer the public information law (Chapter 552, Government Code)
4. Paxton directed employees of his office to act contrary to law
 - a. By refusing to render a proper decision relating to a public information request for records held by the Department of Public Safety and
 - b. By issuing a decision involving another public information request that was contrary to law and applicable legal precedent

Motion to Dismiss

Yes (7): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker, Schwertner

Article IV: Disregard of Official Duty - Misuse of Official Information

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Misused his official power to administer the public information law (Chapter 552, Government Code)
4. Paxton improperly obtained access to information held by his office that had not been publicly disclosed for the purpose of providing the information to the benefit of Nate Paul

Motion to Dismiss

Yes (6): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker

Article V: Disregard of Official Duty - Engagement of Cammack

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Misused his official powers by violating the laws governing the appointment of prosecuting attorneys pro tem
4. Paxton engaged Brandon Cammack, a licensed attorney, to conduct an investigation into a baseless complaint, during which Cammack issued more than 30 grand jury subpoenas, in an effort to benefit Nate Paul or Paul's business entities

Motion to Dismiss

Yes (8): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker, Perry, Schwertner

Article VI: Disregard of Official Duty - Termination of Whistleblowers

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Violated the duties of his office by terminating and taking adverse personnel action against employees of his office in violation of this state's whistleblower law (Chapter 554, Government Code)
4. Paxton terminated employees of his office who made good faith reports of his unlawful actions to law enforcement authorities
5. Paxton terminated the employees without good cause or due process and in retaliation for reporting his illegal acts and improper conduct
6. Paxton engaged in a public and private campaign to impugn the employees' professional reputations or prejudice their future employment

Motion to Dismiss

Yes (9): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker, Perry, Schwertner, Sparks

Article VII: Misapplication of Public Resources - Whistleblower Investigation and Report

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Misused public resources entrusted to him
4. Paxton directed employees of his office to conduct a sham investigation into whistleblower complaints made by employees whom Paxton had terminated and to create and publish a lengthy written report containing false or misleading statements in Paxton's defense

Motion to Dismiss

Yes (9): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker, Perry, Schwertner, Sparks

Article VIII: Disregard of Official Duty - Settlement Agreement

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Misused his official powers by concealing his wrongful acts in connection with whistleblower complaints made by employees whom Paxton had terminated
4. Paxton entered into a settlement agreement with the whistleblowers that provides for payment of the settlement from public funds
5. The settlement agreement stayed the wrongful termination suit and conspicuously delayed the discovery of facts and testimony at trial, to Paxton's advantage, which deprived the electorate of its opportunity to make an informed decision when voting for attorney general

Motion to Dismiss

Yes (10): Bettencourt, Birdwell, Campbell, Creighton, Hall, Hughes, Kolkhorst, Parker, Perry, Sparks

Article IX: Constitutional Bribery - Paul's Employment of Mistress

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Engaged in bribery in violation of Section 41, Article XVI, Texas Constitution
4. Paxton benefited from Nate Paul's employment of a woman with whom Paxton was having an extramarital affair
5. Paul received favorable legal assistance from, or specialized access to, the office of the attorney general.

Motion to Dismiss

Yes (6): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker

Article X: Constitutional Bribery – Paul’s Providing Renovations to Paxton Home

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Engaged in bribery in violation of Section 41, Article XVI, Texas Constitution
4. Paxton benefited from Nate Paul providing renovations to Paxton’s home
5. Paul received favorable legal assistance from, or specialized access to, the office of attorney general

Motion to Dismiss

Yes (6): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker

Article XV: False Statements in Official Records – Whistleblower Response Report

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Made false or misleading statements in official records to mislead both the public and public officials
4. Paxton made or caused to be made multiple false or misleading statements in the lengthy written report issued by his office in response to whistleblower allegations

Motion to Dismiss

Yes (9): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker, Perry, Schwertner, Sparks

Article XVI: Conspiracy and Attempted Conspiracy

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Acted with others to conspire, or attempt to conspire, to commit acts described in one or more of the articles

Motion to Dismiss

Yes (9): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker, Perry, Schwertner, Sparks

Article XVII: Misappropriation of Public Resources

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Misused his official powers by causing employees of his office to perform services for his benefit and the benefit of others

Motion to Dismiss

Yes (9): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker, Perry, Schwertner, Sparks

Article XVIII: Dereliction of Duty

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Violated the Texas Constitution, his oaths of office, statutes, and public policy against public officials acting contrary to the public interest by engaging in acts described in one or more of the articles

Motion to Dismiss

Yes (9): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker, Perry, Schwertner, Sparks

Article XIX: Unfitness for Office

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Engaged in misconduct, private or public, of such character as to indicate his unfitness for office, as shown by the acts described in one or more of the articles

Motion to Dismiss

Yes (9): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker, Perry, Schwertner, Sparks

Article XX: Abuse of Public Trust

1. While holding office as attorney general
2. Warren Kenneth Paxton
3. Used, misused, or failed to use his official powers in a manner calculated to subvert the lawful operation of the government of the State of Texas and obstruct the fair and impartial administration of justice, thereby bringing the Office of Attorney General into scandal and disrepute to the prejudice of public confidence in the government of this State, as shown by the acts described in one or more of the articles

Motion to Dismiss

Yes (9): Bettencourt, Campbell, Creighton, Hall, Kolkhorst, Parker, Perry, Schwertner, Sparks