

United States Court of Appeals for the Fifth Circuit

No. 23-40556

BLAKE J. WATTERSON,

Plaintiff—Appellant,

versus

BUREAU OF ALCOHOL, TOBACCO, FIREARMS, and EXPLOSIVES;
STEVEN DETTELBACH, *in his official capacity as Director of the Bureau of
Alcohol, Tobacco, Firearms and Explosives*; UNITED STATES
DEPARTMENT OF JUSTICE; MERRICK GARLAND, *U.S. Attorney
General*; UNITED STATES OF AMERICA,

Defendants—Appellees.

Appeal from the United States District Court
for the Eastern District of Texas
USDC No. 4:23-CV-80

UNPUBLISHED ORDER

Before STEWART, GRAVES, and OLDHAM, *Circuit Judges.*

PER CURIAM:

Blake J. Watterson moves for a stay pending appeal or in the alternative a preliminary injunction. The district court granted a preliminary injunction on June 7, 2023. That preliminary injunction stated that it “shall remain in effect pending resolution of the Fifth Circuit’s decision in *Mock v.*

Garland.” Our mandate in *Mock* issued on September 25, 2023. And the district court considered supplemental briefing on appropriate equitable relief in light of *Mock*. As of today, however, the district court has not acted on plaintiff’s post-*Mock* request for equitable relief. The case is therefore REMANDED for the limited purpose of allowing the district court to rule expeditiously on the plaintiff’s pending motion.