

SUPREME COURT OF ARIZONA

ARIZONA REPUBLICAN PARTY, a) Arizona Supreme Court
recognized political party; and) No. CV-22-0048-SA
YVONNE CAHILL, an officer and)
member of the Arizona Republican)
Party and Arizona voter and)
taxpayer,)
)
Petitioners,)
)
v.)
) **FILED 04/05/2022**
)
KATIE HOBBS, in her official)
capacity as Arizona Secretary of)
State; and STATE OF ARIZONA, a)
body politic,)
)
Respondents.)
_____)

ORDER DECLINING JURISDICTION

The Court has before it an "Application for Issuance of Writ under Exercise of Original Jurisdiction" filed by the Arizona Republican Party and Yvonne Cahill ("Petitioners"), a "Combined Response to Petition for Special Action" filed by Arizona Secretary of State Katie Hobbs, a "Response to Application for Issuance of Writ Under Exercise of Original Jurisdiction" filed by the State of Arizona, a "Reply to State of Arizona's Response to Application" and "Reply to Respondent Arizona Secretary of State" filed by Petitioners, and a number of amicus briefs, both in support of Petitioners' application and in opposition. After consideration,

IT IS ORDERED declining jurisdiction of Petitioners' "Application for Issuance of Writ under Exercise of Original Jurisdiction." Petitioners have not persuaded the Court that Issues #1 and #2 can be decided without a factual record; and Issue #3 must be declined for lack of original jurisdiction over the respondent State, which is not itself a "state officer." Ariz. Const. art. 6 § 5 (1) (conferring original jurisdiction on the Arizona Supreme Court over "habeas corpus, and quo warranto, mandamus, injunction and other extraordinary writs to state officers") (emphasis supplied). This order is without prejudice to the parties' refiling this case in Superior Court.

IT IS FURTHER ORDERED dismissing as moot the "Motion to Intervene as Respondents" filed by the Arizona Democratic Party, et al.

IT IS FURTHER ORDERED denying Petitioners' request for attorneys' fees and costs.

DATED this 5TH day of April, 2022.

/s/

ROBERT BRUTINEL
Chief Justice

TO:

Alexander Michael del Ray Kolodin
Veronica Thorson
Roger W Strassburg Jr
Arno Naeckel
Sambo Dul
Roopali H Desai
Kristen M Yost
D Andrew Gaona
Mark Brnovich
Joseph A Kanefield
Brunn W Roysden III
Michael S Catlett
Jennifer Wright
Timothy A LaSota
William P Ring
Roy Herrera
Daniel A Arellano
Jillian Andrews
M Patrick Moore Jr.
Elisabeth C Frost
Richard A Medina
William K Hancock
Paul F Eckstein
Daniel C Barr
Austin Yost
Luci Danielle Davis
Kathleen E Brody
Jon Sherman
Daniel J Adelman
Samuel Schnarch
Thomas P Liddy
Joseph Branco
Karen J Hartman-Tellez
Joseph Eugene La Rue
Anna Christina Estes-Werther
Nancy L Davidson
James E Barton II
Jacqueline Soto
Maya S Abela
Corey Lovato
Doreen N McPaul
Katherine Claire Belzowski
Frances R Sjoberg
Aidan Graybill
Patricia F Bohnee

RETRIEVED FROM DEMOCRACYDOCKET.COM

Judith M Dworkin
Joshua W Carden
David Warrington
Gary Lawkowski
Dennis I Wilenchik
John D Wilenchik
Jordan C Wolff

RETRIEVED FROM DEMOCRACYDOCKET.COM