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14 *Attorney General Mark Brnovich and*
15 *State of Arizona*

16 UNITED STATES DISTRICT COURT
17 DISTRICT OF ARIZONA

18 Mi Familia Vota, et al.,
19 Plaintiffs,

20 v.

21 Katie Hobbs, et al.,
22 Defendants.

No. CV-22-00509-PHX-SRB (Lead)

**DEFENDANTS ATTORNEY
GENERAL MARK BRNOVICH AND
STATE OF ARIZONA'S NOTICE OF
SUPPLEMENTAL AUTHORITY**

23 AND CONSOLIDATE CASES.
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No. CV-22-00519-PHX-SRB
No. CV-22-01003-PHX-SRB
No. CV-22-01124-PHX-SRB
No. CV-22-01369-PHX-SRB
No. CV-22-01381-PHX-SRB
No. CV-22-01602-PHX-SRB

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28 Defendants State of Arizona and Attorney General Mark Brnovich give notice of the

1 following supplemental authority regarding its argument that Private Plaintiffs lack
2 standing for all of their claims regardless of the United States’ standing:

- 3 • *We Are Am./Somos Am., Coal. of Arizona v. Maricopa Cnty. Bd. of Supervisors*,
4 809 F. Supp. 2d 1084, 1090–94 (D. Ariz. 2011) (evaluating each plaintiffs’
5 standing at the front end of the litigation to avoid unwieldy and protracted
6 litigation and rejecting argument that only one plaintiff needed standing to
7 proceed). *We Are America* stands for the proposition that while many appellate
8 courts continue to the merits of a claim on appeal so long as one plaintiff has
9 standing to assert it, “[t]hat general rule does not strictly prohibit a district court,
10 in a multiple plaintiff case such as this, from considering the standing of the other
11 plaintiffs even if it finds that one plaintiff has standing.” *Id.* at 1091–92 (emphasis
12 added); *see also id.* (“[S]tanding is relevant not only with respect to who may
13 access federal courts initially, but it is also relevant to who may obtain a
14 judgment” and who can enforce that judgment.”).

15 DATED this 22nd day of December, 2022.

16 FENNEMORE CRAIG, P.C.

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