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## United States Court of Appeals for the Ninth Circuit

### Notice of Docket Activity

The following transaction was entered on 10/13/2023 at 2:16:07 PM Pacific Daylight Time and filed on 10/13/2023

**Case Name:** In re: Ben Toma, et al v. USDC-  
AZP

**Case Number:** [23-70179](#)

#### Docket Text:

Notice of Oral Argument on Thursday, November 16, 2023 - 09:30 A.M. - Courtroom 1 - Scheduled Location: Pasadena CA. The hearing time is the local time zone at the scheduled hearing location.

View the Oral Argument Calendar for your case [here](#).

NOTE: Although your case is currently scheduled for oral argument, the panel may decide to submit the case on the briefs instead. See Fed. R. App. P. 34. Absent further order of the court, if the court does determine that oral argument is required in this case, you may have the option to appear in person at the Courthouse or remotely by video. Anyone appearing in person must review and comply with our Protocols for In Person Hearings, available [here](#). At this time, an election to appear remotely by video will not require a motion. The court expects and supports the fact that some attorneys and some judges will continue to appear remotely. If the panel determines that it will hold oral argument in your case, the Clerk's Office will contact you directly at least two weeks before the set argument date to review any requirements for in person appearance or to make any necessary arrangements for remote appearance.

Please note however that if you do elect to appear remotely, the court **strongly prefers** video over telephone appearance. Therefore, if you wish to appear remotely by telephone you will need to file a motion requesting permission to do so.

Be sure to review the [GUIDELINES](#) for important information about your hearing, including when to be available (30 minutes before the hearing time) and when and how to submit additional citations (filing electronically as far in advance of the hearing as possible).

If you are the specific attorney or self-represented party who will be arguing, use the [ACKNOWLEDGMENT OF HEARING NOTICE](#) filing type in CM/ECF no later than 28 days before Thursday, November 16, 2023. No form or other attachment is required. If you will not be arguing, do not file an acknowledgment of hearing notice. [12809569]. [23-70179] (KS)

#### Notice will be electronically mailed to:

Mr. Daniel J. Adelman, Executive Director: danny@aclpi.org  
Jillian Andrews: jillian@ha-firm.com, admin@ha-firm.com  
Daniel Arellano: daniel@ha-firm.com  
Mr. Christopher Babbitt, Attorney: christopher.babbitt@wilmerhale.com, whdocketing@wilmerhale.com  
James Evans Barton, II: james@thetorresfirm.com  
Joshua Bendor, Attorney: joshua.bendor@azag.gov, acl@azag.gov  
Honorable Susan R. Bolton, Senior District Judge: bolton\_chambers@azd.uscourts.gov, debbie\_norman@azd.uscourts.gov, alina\_pastorchermak@azd.uscourts.gov, Tyler\_wills@azd.uscourts.gov  
Mr. John C. Bonifaz, Attorney: jbonifaz@freespeechforpeople.org  
Emily Brailey: Emily.Brailey@usdoj.gov  
Mr. Matthew Lee Campbell: mcampbell@narf.org, stirling@narf.org, hoerter@narf.org  
Mr. Ben Clements, Attorney: ben@clementsllaw.org  
Hayleigh S. Crawford, Attorney: hayleigh.crawford@azag.gov, acl@azag.gov  
Ms. Anna Griffin Critz, Deputy County Attorney: critza@mcao.maricopa.gov, rojass@mcao.maricopa.gov, rita.kleinman@mcao.maricopa.gov  
Jefferson R. Dalton, Counsel: jdalton@gilacountyaz.gov  
Ms. Molly Danahy: mdanahy@campaignlegalcenter.org, docketing@campaignlegalcenter.org  
Mark C. Dangerfield, Attorney: mark.dangerfield@gknet.com, gjk@gknet.com  
Jonathan Diaz: jdiaz@campaignlegal.org, docketing@campaignlegalcenter.org  
Marc Elias, Attorney: melias@elias.law, 5731@ecf.pacerpro.com, mdepass@elias.law  
Andrew Federhar, Attorney: afederhar@spencerfane.com, andy-federhar-0427@ecf.pacerpro.com  
Mr. Ronald A. Fein, Legal Director: rfein@freespeechforpeople.org, archive@recap.email  
Mr. John A. Freedman, Attorney: john.freedman@arnoldporter.com, ecf-37bd4ad14f33@ecf.pacerpro.com  
Ms. Elisabeth C. Frost: efrost@elias.law, elisabeth-frost-3455@ecf.pacerpro.com, mdepass@elias.law, mshostek@elias.law

Ernest Israel Herrera, Regional Counsel: eherrera@maldef.org, bhernandez@maldef.org  
Ms. Kimberly Janiece Hunley, DYCHC: khunley@santacruzcountyaz.gov, cjimenez@santacruzcountyaz.gov  
Mr. Sadik Harry Huseny, Partner: sadik.huseny@lw.com, #sfdocket@lw.com, linda.tam@lw.com  
Mr. Daniel Jurkowitz: Daniel.Jurkowitz@pcao.pima.gov  
William J. Kerekes: YCAttyCivil@yumacountyaz.gov  
Danielle Marie Lang: lang.danielle@gmail.com, dlang@campaignlegalcenter.org  
Mrs. Jennifer Lee-Cota, Attorney: jleecota@PSWfirm.com, secretary@pswfirm.com  
Ms. Aaron Michael Lumpkin: alumpkin@davismiles.com, dfields@davismiles.com, efile.dockets@davismiles.com  
Steven Mayer: steven.mayer@aporter.com, sfcalendar@aporter.com, steven-mayer-9925@ecf.pacerpro.com  
Mr. Joshua James Messer: jmesser@omlaw.com, ppalmer@omlaw.com  
Jason William Mitchell, Trial Attorney: jmitchell@lapazcountyaz.org  
Mr. Jason S. Moore, Deputy Assistant Attorney General: jason.moore@navajocountyaz.gov  
Craig Morgan, Attorney: cmorgan@shermanhoward.com, emeshke@shermanhoward.com, tpotter@shermanhoward.com, lhinkel@shermanhoward.com  
Mr. Thomas Laurence Murphy, Senior Counsel: thomas.murphy@gric.nsn.us  
Kevin E. O'Malley: kevin.omalley@gknet.com, rona.miller@gknet.com  
Mr. Daniel R. Ortega, Jr., Attorney: danny@ortegalaw.com, cynthia@ortegalaw.com, karina@ortegalaw.com  
Hannah Porter: hannah.porter@gknet.com, desiree.choa@gknet.com  
Mr. Javier G. Ramos, Senior Counsel: javier.ramos@gric.nsn.us  
Jake Tyler Rapp, Attorney: jrapp@shermanhoward.com, emeshke@shermanhoward.com, efilings@shermanhoward.com  
Mr. Alexander Bennett Ritchie, Attorney: alex.ritchie@scat-nsn.gov  
Christine J. Roberts, Deputy Chief Counsel: croberts@cochise.az.gov, sbrott@cochise.az.gov  
David B. Rosenbaum, Attorney: drosenbaum@omlaw.com, aebanks@omlaw.com  
Mr. Ezra D. Rosenberg: erosenberg@lawyerscommittee.org, kyle-jackson-5618@ecf.pacerpro.com  
Lee H. Rubin: lrubin@mayerbrown.com, pdocket@mayerbrown.com, 5292983420@filings.docketbird.com  
Mr. Bruce E. Samuels, Attorney: bsamuels@pswfirm.com, jallen@pswfirm.com  
Howard Marc Shanker, Attorney: howard.shanker@tonation-nsn.gov  
Shayna Stuart, Attorney: sstuart@shermanhoward.com, emeshke@shermanhoward.com, efilings@shermanhoward.com  
Mr. Chase Andrew Velasquez, Assistant Attorney General: chase.velasquez@scat-nsn.gov, chasev08@gmail.com  
Daniel Volchok: daniel.volchok@wilmerhale.com, whdocketing@wilmerhale.com  
Mr. Seth P. Waxman, Attorney: seth.waxman@wilmerhale.com, whdocketing@wilmerhale.com, liz.watson@wilmerhale.com  
Joshua M. Whitaker, Attorney: Joshua.Whitaker@azag.gov, acl@azag.gov  
Rose Marie Winkeler, Deputy County Attorney: rose@flaglawgroup.com

Nicole Hansen: nhansen@campaignlegalcenter.org, docketing@campaignlegalcenter.org (*daily summary*)  
Mr. Timothy Edward Durkin Horley: timothy.horley@azag.gov, acl@azag.gov (*daily summary*)  
Jean Roof: jroof@graham.az.gov (*daily summary*)

**Case participants listed below will not receive this electronic notice:**

Craig Charles Cameron  
Pinal County Attorney's Office  
P.O. Box 887  
Florence, AZ 85132

Ryan Henry Esplin  
Mohave County Attorney's Office  
P.O. Box 7000  
700 West Beale Street  
Kingman, AZ 86402-7000

Gary Griffith  
Greenlee County Attorneys Office  
P.O. Box 1717  
Clifton, AZ 85533-1717

Celeste M> Robertson  
Apache County Attorneys Office  
P.O. Box 637  
Saint Johns, AZ 85936

Thomas M. Stoxen  
Yavapai County Attorneys Office  
255 E. Gurley Street  
Prescott, AZ 86301