

1 Roopali H. Desai (024295)
D. Andrew Gaona (028414)
2 Kristen Yost (034052)
3 **COPPERSMITH BROCKELMAN PLC**
2800 North Central Avenue, Suite 1900
4 Phoenix, Arizona 85004
T: (602) 381-5478
5 rdesai@cblawyers.com
agaona@cblawyers.com
6 kyost@cblawyers.com

7 Sambo (Bo) Dul (030313)
8 **STATES UNITED DEMOCRACY CENTER**
8205 South Priest Drive, #10312
9 Tempe, Arizona 85284
T: (480) 253-9651
10 bo@statesuniteddemocracy.org

11 Christine Bass *
12 **STATES UNITED DEMOCRACY CENTER**
3749 Buchanan Street, Unit 475165
13 San Francisco, California 94147-3103
T: (309) 242-8511
christinebass@statesuniteddemocracy.org

14 * *Admitted Pro Hac Vice*

15 *Attorneys for Defendant*
16 *Arizona Secretary of State Katie Hobbs*

17 **UNITED STATES DISTRICT COURT**
18 **DISTRICT OF ARIZONA**

19 Kari Lake and Mark Finchem,
20 Plaintiffs,

21 v.

22 Katie Hobbs, in her official capacity as Arizona
Secretary of State, et al.,
23 Defendants.

) No. 2:22-cv-00677-JJT

) **ARIZONA SECRETARY OF STATE'S**
) **EMERGENCY MOTION FOR BRIEF**
) **CONTINUANCE OF PRELIMINARY**
) **INJUNCTION HEARING**

1 Defendant Arizona Secretary of State Katie Hobbs (“Secretary”) moves for emergency
2 relief in the form of a brief continuance of the preliminary injunction hearing until later in the
3 day on July 21 (or until July 22) to allow her expert (and only) witness, Ryan Macias, to
4 participate in and testify in person due to extenuating circumstances that are preventing him
5 from appearing in person at the scheduled time of the hearing.

6 By way of background, on July 20, Mr. Macias departed early from the biannual
7 conference of the National Association of State Election Directors in Madison, Wisconsin to
8 attend the July 21 preliminary injunction hearing in person. Mr. Macias was scheduled to fly
9 through Dallas and arrive in Phoenix the night before the hearing. Unfortunately, the Secretary
10 just learned that Mr. Macias’ flight was diverted to another city and, as a result, he missed his
11 connecting flight to Phoenix. He is attempting to secure a seat on the next available flight, but
12 he will not arrive at the courthouse by the time the hearing begins.

13 Mr. Macias is a key witness for the Secretary and will rebut the testimony of Plaintiffs’
14 so-called “experts” if the Court allows them to testify at all. [See Doc. 74 (moving to exclude
15 those witnesses’ expert testimony)] As a result of these extraordinary circumstances, the
16 Secretary moves for a brief continuance of the hearing until later in the day on July 21, or until
17 July 22, so that Mr. Macias may appear in person.¹

18 Respectfully submitted this 20th day of July, 2022.

19 **COPPERSMITH BROCKELMAN PLC**

20 By /s/ D. Andrew Gaona

21 Roopali H. Desai
22 D. Andrew Gaona
23 Kristen Yost

24
25 _____
26 ¹ If the Court denies this request, the Secretary requests that Mr. Macias be granted leave to participate in the hearing and testify telephonically, assuming he is not mid-flight.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

STATES UNITED DEMOCRACY CENTER

Sambo (Bo) Dul

Christine Bass *

** Pro Hac Vice*

Attorneys for Defendant Arizona Secretary of State

Katie Hobbs

RETRIEVED FROM DEMOCRACYDOCKET.COM