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16 *Application for Pro Hac Vice Admission Forthcoming

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**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

19 Poder Latinx,
20 Plaintiff,
21 v.
22 Katie Hobbs, in her official capacity as
23 Secretary of State of Arizona, Mark Brnovich,
24 in his official capacity as Attorney General of
25 Arizona, Stephen Richer, in his official
26 capacity as Maricopa County Recorder,
27 Defendants,

) Case No.: CV-22-1003-PHX-MTL
)
) **PLAINTIFF’S MOTION TO**
) **TRANSFER RELATED CASE**

MOTION TO TRANSFER

1
2 Plaintiff Poder Latinx (“Plaintiff” or “Poder Latinx”) respectfully moves this Court
3 to transfer *Poder Latinx v. Hobbs*, Case No. 22-cv-1003-MTL, to the Honorable Judge Susan
4 R. Bolton pursuant Local Rule 42.1, because it is related to the consolidated actions, *Mi*
5 *Familia Vota v. Hobbs*, 2:22-cv-509-SRB, and *Living United for Change in Arizona v.*
6 *Hobbs*, 2:22-cv-519-SRB. All three cases concern overlapping challenges to the same
7 recently enacted Arizona election law, 2022 Ariz. Sess. Laws, ch. 99, or House Bill 2492
8 (“HB 2492”).

9 On April 13, 2022, the Honorable Chief Judge G. Murray Snow ordered the transfer
10 of *Mi Familia Vota v. Hobbs*, 2:22-cv-509, to the Honorable Judge Susan R. Bolton, who
11 had been assigned *Living United for Change in Arizona v. Hobbs*, 2:22-cv-519, because the
12 two cases “challenge[] the same statute on substantially similar grounds.” 22-cv-509-SRB,
13 Dkt. 7, at 2. On May 17, 2022, the Honorable Judge Susan R. Bolton ordered the
14 consolidation of those two cases. 22-cv-509-SRB, Dkt. 39.

15 Local Rule 42.1(a) provides that “[w]hen two or more cases are pending before
16 different Judges, a party in any of those cases may file a motion to transfer the case or cases
17 to a single Judge on the ground that the cases: (1) arise from substantially the same
18 transaction or event; (2) involve substantially the same parties or property; . . . (4) call for
19 determination of substantially the same questions of law; or (5) for any other reason would
20 entail substantial duplication of labor if heard by different Judges.”

21 *Poder Latinx v. Hobbs*, Case No. 22-cv-1003-MTL, is substantially similar to the
22 other two challenges. It challenges the same law and is filed against the same parties.
23 Arizona Secretary of State Katie Hobbs has been named as a defendant in all three lawsuits;
24 Attorney General Mark Brnovich and Maricopa County Recorder Stephen Richer have been
25 named as defendants in *Poder Latinx* and *Mi Familia Vota*. All three cases will necessitate
26 the adjudication of substantially similar factual and legal questions. Additionally, there will
27 be significant overlap regarding discovery and briefing in the three related cases. Transfer
28

1 of this related case is appropriate to avoid both the substantial duplication of labor and the
2 risk of inconsistent rulings on the same factual and legal questions.

3 Accordingly, Plaintiff respectfully requests that this case be transferred to the
4 Honorable Judge Susan R. Bolton, for adjudication with *Mi Familia Vota v. Hobbs*, 2:22-
5 cv-509-SRB, and *Living United for Change in Arizona v. Hobbs*, 2:22-cv-519-SRB.

6 RESPECTFULLY SUBMITTED this 23rd day of June, 2022.

7 /s/ Daniel Adelman

8 Daniel J. Adelman

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CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of June, 2022, I caused the foregoing to be filed and served electronically via the Court's CM/ECF system upon counsel of record. For parties whose counsel have not yet entered an appearance, copies of this motion have been served via regular mail and electronic mail.

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4 /s/ Jon Sherman

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**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

Poder Latinx,

Plaintiff,

v.

Katie Hobbs, in her official capacity as
Secretary of State of Arizona, Mark Brnovich,
in his official capacity as Attorney General of
Arizona, Stephen Richer, in his official
capacity as Maricopa County Recorder,

Defendants,

) Case No.: CV-22-1003-PHX-MTL

) **[PROPOSED] ORDER**

Upon consideration of Plaintiff Poder Latinx’s motion to transfer the related case of *Poder Latinx v. Hobbs*, Case No. 22-cv-1003-MTL to the Honorable Judge Susan R. Bolton pursuant to Local Rule 42.1, it is hereby ORDERED that Plaintiff’s motion is GRANTED. *Poder Latinx v. Hobbs*, Case No. 22-cv-1003-MTL shall be marked as related to the consolidated actions, *Mi Familia Vota v. Hobbs*, 2:22-cv-509-SRB, and *Living United for Change in Arizona v. Hobbs*, 2:22-cv-519-SRB, and transferred accordingly.

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