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*Attorneys for Plaintiff  
Arizona Alliance for Retired Americans, Inc.  
and Stephani Stephenson*

*\* Pro Hac Vice*

IN THE SUPERIOR COURT FOR THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF COCHISE

ARIZONA ALLIANCE FOR RETIRED  
AMERICANS, INC. and STEPHANI  
STEPHENSON,

Plaintiffs,

v.

No.CV202200518

**RULE 54 MOTION FOR AN  
AWARD OF ATTORNEYS' FEES  
AND COSTS ON BEHALF OF  
PLAINTIFF THE ARIZONA**

1 TOM CROSBY, ANN ENGLISH, and  
2 PEGGY JUDD, in their official capacities as  
3 the Cochise County Board of Supervisors;  
4 DAVID STEVENS, in his official capacity  
as the Cochise County Recorder; and LISA  
5 MARRA, in her official capacity as the  
Cochise County Elections Director,

6 Defendants.

**ALLIANCE FOR RETIRED  
AMERICANS, INC.**

Hon. Casey F. McGinley

7 Pursuant to A.R.S. § 12-2030, Rule 54 of the Arizona Rules of Civil Procedure, and  
8 Local Rule 24, Plaintiff Arizona Alliance for Retired Americans, Inc. (the “Alliance”)<sup>1</sup>  
9 hereby moves for an award of reasonable attorneys’ fees and costs incurred in successfully  
10 pursuing an action to compel compliance with A.R.S. § 16-602. The Alliance seeks an  
11 award of attorneys’ fees and costs against only the adverse Defendants Crosby, Judd, and  
12 Stevens (the “Adverse Defendants”), as their actions necessitated this litigation. The  
13 Alliance does not seek an award of fees or costs against Defendants English and Marra  
14 because they did not oppose the Alliance’s position.<sup>2</sup>

**INTRODUCTION**

16 This litigation arose out of the Adverse Defendants’ attempts to conduct a full hand  
17 count audit of all ballots voted in Cochise County, in direct violation of Arizona law.

19  
20 <sup>1</sup> Plaintiff Stephani Stephenson does not seek attorneys’ fees. Accordingly, Ex. A, which  
21 outlines the attorneys’ fees and corresponding time entries, has been revised to remove work  
22 conducted solely on Ms. Stephenson’s behalf. *See Cinevision Corp. v. City of Burbank*, 745  
F.2d 560, 581 (9th Cir. 1984) (affirming attorneys’ fees award despite directed verdict  
against co-plaintiff where the claims “concerned the same dispute and would have required  
essentially the same amount of . . . preparation whether or not [co-plaintiff] was a party”).

23 <sup>2</sup> *See Arpaio v. Citizen Pub. Co.*, 221 Ariz. 130, 133-34 ¶¶ 11, 15 (App. 2008) (affirming  
24 defendant’s attorney fee award under A.R.S. § 12-341.01 against adverse co-defendant  
based on the statute’s reference to a prevailing party, where the plaintiff and defendant  
25 seeking fees were aligned in their positions); *see also Pioneer Roofing Co. v. Mardian*  
26 *Constr. Co.*, 152 Ariz. 455, 466 (App. 1986) (for the purpose of recovering attorneys’ fees  
27 “[a]dversity . . . is not determined solely from the parties’ alignment in the pleadings, but  
rather must be ascertained from the opposing positions or interests of the parties”);  
28 *Nationwide Res. Corp. v. Ngai*, 129 Ariz. 226, 232 (App. 1981) (“The word ‘adverse’ in  
legal proceedings has been said to be equivalent to or synonymous with ‘opposed’ and  
‘opposite,’” (quotation omitted), and finding party with “completely opposite” position  
adverse for recovery of costs).

1 On October 24, 2022, Adverse Defendants Crosby and Judd voted to adopt the  
2 unlawful proposal that gave rise to this litigation, authorizing “a hand count audit of all  
3 County precincts” pursuant to A.R.S. § 16-602 (the “100% Audit”). Order at 2. Adverse  
4 Defendants pursued the unlawful 100% Audit over the objections of their County Attorney,  
5 Supervisor English, and Elections Director Marra. *See* Oct. 28 Board Work Session Video<sup>3</sup>;  
6 *see also* Order at 3 (“Defendant Marra agrees that Plaintiffs are entitled to the relief they  
7 seek.”). Although Adverse Defendants claimed the audit would follow Arizona law, Ex. B,  
8 it became clear at the Board’s October 28, 2022 meeting that Adverse Defendants intended  
9 to conduct an audit of all ballots in violation of A.R.S. § 16-602, with Adverse Defendant  
10 Stevens actually conducting the 100% Audit. *See* Oct. 28 Board Work Session Video.

11 As a result, Plaintiffs filed this lawsuit and a Petition for Writ of Mandamus, or in  
12 the Alternative, Motion for Preliminary Injunction, to compel the Adverse Defendants’  
13 compliance with A.R.S. § 16-602. Adverse Defendants rigorously opposed Plaintiffs’  
14 position concerning the proper interpretation of Arizona law both in their briefing and at  
15 the November 4, 2022 evidentiary hearing.

16 On November 7, 2022, this Court granted Plaintiffs’ Petition, directing Cochise  
17 County to conduct a hand count audit of all ballots “strictly in accordance with A.R.S. 16-  
18 602, as described in this Ruling,” and enjoining the Board of Supervisor’s October 24  
19 adopted proposal. Order at 11.

## 20 ARGUMENT

### 21 I. The Alliance is entitled to fees pursuant to A.R.S. § 12-2030.

#### 22 a. As the prevailing party in a mandamus action, the Alliance is entitled to fees.

23 The Alliance is entitled to fees because it prevailed in its mandamus action against  
24 the Adverse Defendants.

25 Under A.R.S. § 12-2030(A), “[a] court shall award fees and other expenses to any  
26 party other than this state or any political subdivision of this state which prevails by an

27 \_\_\_\_\_  
28 <sup>3</sup> Available at <https://www.youtube.com/watch?v=ZSS4VuE7PGM> (last visited Oct. 31, 2022).

1 adjudication on the merits in a civil action brought by the party against the state[] . . . to  
2 compel a state officer or any officer of any political subdivision of this state to perform an  
3 act imposed by law as a duty on the officer.” A suit against state officials acting in their  
4 official capacity is an action “against the state” pursuant to A.R.S. § 12-2030. *Citizens for*  
5 *Growth Mgmt. v. Groscost*, 199 Ariz. 71, 74 ¶ 15 (2000). A party seeking fees under this  
6 statute must prove that it: “(1) prevailed on the merits (2) in a civil action (3) filed against  
7 the [county] (4) to compel a [county] officer . . . to perform a duty imposed by law.” *Bilke*  
8 *v. State*, 221 Ariz. 60, 62 ¶ 7 (App. 2009). “If there is evidence to support the four elements,  
9 the trial court *must* award fees and expenses, but the amount of the award is left to the sound  
10 discretion of the court.” *Hess v. Purcell*, 229 Ariz. 250, 253 ¶ 7 (App. 2012) (emphasis  
11 added).

12 Section 12-2030(A) applies to actions seeking to compel state or county election  
13 officials to comply with their statutory election duties. In *Hess*, the Court of Appeals  
14 affirmed an award of attorneys’ fees pursuant to Section 12-2030(A). The plaintiffs were a  
15 gubernatorial candidate and five voters who filed a special action petition against the  
16 Maricopa County Recorder and the Maricopa County Board of Supervisors to compel  
17 performance of their statutory election duties. The trial court granted this relief and awarded  
18 attorneys’ fees, and the Court of Appeals affirmed. *Id.* at 253 ¶ 11 (“[Plaintiff] is the  
19 prevailing party. They had to seek special action relief to convince the County to comply  
20 with the reporting requirements, and successfully litigated their [election law] claim on the  
21 merits.”).

22 The Alliance is likewise entitled to an award of attorneys’ fees under Section 12-  
23 2030(A). It brought this civil action against various Cochise County officials in their official  
24 capacities. *See* Verified Compl. at 1. The action sought a “writ of mandamus . . . prohibiting  
25 the Full Early Ballot Audit and compelling Defendants to conduct hand-count audits of  
26 early ballots only in accordance with [Arizona law].” *Id.* at 20. And the Alliance prevailed  
27 on the merits. This Court entered an order granting the petition for a writ of mandamus and  
28 entered an order “directing the Cochise County Recorder, Cochise County Director of

1 Elections, or any other officer in charge [of] elections for Cochise County [to] conduct any  
2 hand count of precinct ballots or hand count audit of early ballots strictly in accordance with  
3 A.R.S. 16-602.” Order at 11. Having satisfied the four elements under Section 12-2030(A),  
4 the Alliance is entitled to attorneys’ fees.

5 **II. Alternatively, the Alliance is entitled to fees pursuant to the Private Attorney**  
6 **General Doctrine.**

7 The Alliance is also entitled to attorneys’ fees under the private attorney general  
8 doctrine. Under the private attorney general doctrine, “[c]ourts may award such fees in  
9 certain cases vindicating important constitutional or statutory rights.” *Ansley v. Banner*  
10 *Health Network*, 248 Ariz. 143, 152, 459 P.3d 55, 64 (Ariz. 2020). “Fees are permissible  
11 under the private attorney general doctrine for a party who has vindicated a right that (1)  
12 benefits a large number of people, (2) requires private enforcement, and (3) is of societal  
importance.” *Id.*

13 In *Ansley*, the Arizona Supreme Court applied this doctrine and affirmed an award  
14 of attorneys’ fees in a class action brought by Medicaid patients seeking to enjoin hospitals  
15 from enforcing liens on patients’ tort recoveries. *Id.* The Court held that the case  
16 “unquestionably benefits a large number of people; not only class members, but future  
17 Medicaid patients whose recovery for damages from third-party tortfeasors would also face  
18 reduction by virtue of enforcement of hospital liens.” *Id.* The Court further found that  
19 “private enforcement [was] necessary” because the case involved state statutes that  
20 authorized hospitals to secure liens on patient tort recoveries under certain circumstances.  
21 *Id.* And it held that ensuring that Medicaid patients receive “the full measure of benefits”  
22 was “unquestionably of great societal importance.” *Id.*

23 The Alliance is likewise entitled to attorneys’ fees under the private attorney general  
24 doctrine. This litigation ensured that nearly 50,000 voters in Cochise County who cast  
25 ballots in the 2022 midterm election would have their votes counted and audited in  
26 accordance with state law, and as such benefits “a large number of people.” *Ansley*, 248  
27 Ariz. at 152, 459 P.3d at 64. And like in *Ansley*, this case involved the private enforcement  
28 of state statutes, including A.R.S. § 16-602 and the Arizona Election Procedures Manual.  
Finally, there is no question that this litigation vindicated a right of great societal

1 importance: Courts have repeatedly recognized “that an important aspect of the right to vote  
2 is the equal weight and dignity of each vote,” *Ariz. Minority Coal. for Fair Redistricting v.*  
3 *Ariz. Indep. Redistricting Comm’n*, 211 Ariz. 337, 351 (App. 2005). Indeed, “once the  
4 legislature prescribes a particular voting procedure”—as the legislature did here by setting  
5 forth specific procedures for audits of ballots—“the right to vote *in that precise manner* is  
6 a fundamental right.” *Id.*, 211 Ariz. at 351-52 (quoting *Charfauros v. Bd. of Elections*, 249  
7 F.3d 941, 953 (9th Cir. 2001)).

8 **III. The requested attorneys’ fees and costs were reasonably and necessarily**  
9 **incurred by Plaintiffs.**

10 The Alliance requests attorneys’ fees in the amount of **\$109,928.00** and costs in the  
11 amount of **\$4,242.74** for the reasonable and necessary services performed by its counsel  
12 and costs incurred to achieve a successful outcome in this litigation. The Alliance does not  
13 request attorneys’ fees related to preparation of this Motion or supporting documentation.  
14 Counsel litigated efficiently in light of the case’s complexity, hotly contested nature, and  
15 the speed at which it was necessary to obtain relief. They seek fees for their work based  
16 upon rates consistent with the prevailing market rates for similar services by attorneys of  
17 comparable skill, experience, expertise, and reputation. And they exercised reasonable  
18 billing judgment as recorded in their detailed, accurate, and contemporaneous billing  
19 records submitted with this motion. The accompanying declaration of the Alliance’s lead  
20 attorney, Aria C. Branch, attests to the reasonableness and necessity of the requested  
21 attorneys’ fees. Additionally, Exhibit A provides a detailed list of the work performed by  
22 counsel, including narrative descriptions of the work performed through November 7, 2022  
23 (the date of this Court’s Order), and costs incurred. These narrative entries show that the  
24 requested fees and costs are for necessary and appropriate actions taken by counsel to secure  
25 a successful outcome in this case—Defendants’ compliance with Arizona law.

26 **CONCLUSION**

27 For the foregoing reasons, the Alliance requests an award of attorneys’ fees and costs  
28 against Adverse Defendants Crosby, Judd, and Stevens in the amount of **\$114,170.74**.

1 Respectfully submitted this 28th day of November, 2022.

2 /s/ Jillian L. Andrews

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20 \* *Admitted Pro Hac Vice*

21 *Attorneys for Plaintiffs*  
22 *Arizona Alliance for Retired Americans,*  
23 *Inc. and Stephani Stephenson*  
24  
25  
26  
27  
28

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on this 28th day of November, 2022, I electronically  
3 transmitted a PDF version of this document to the Office of the Clerk of the Superior  
4 Court, Cochise County, for filing using the AZTurboCourt System. I further certify that a  
5 copy of the foregoing was sent via email this same date to:

6 Bryan Blehm  
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9 *Counsel for Defendants Tom Crosby, Ann English, and Peggy Judd*

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26 /s/ Jillian L. Andrews  
27  
28



# EXHIBIT A

RETRIEVED FROM DEMOCRACYDOCKET.COM

Timekeeper	Work Date	Hours Worked	Description	Total Charges
Mollie DiBrell	10/22/2022	1	Research Arizona law regarding audits of election results (1.0);	\$ 360.00
Mollie DiBrell	10/23/2022	10.2	Continue to research Arizona law regarding audits of election results (3.0); research relevant case law and review Election Procedures Manual regarding hand count of election results (5.0); draft summary of research and proposed case strategy (2.2);	\$ 3,672.00
Christina Ford	10/24/2022	5.4	Review initial research and case strategy summary (0.2); observe Cochise County Board of Supervisors hearing re: hand count audit (1.0); confer with D. Cohen regarding case strategy (0.6); draft petition for writ of mandamus and/or motion for preliminary injunction (3.1); confer with ELG counsel and associate case team regarding drafting petition for writ of mandamus and/or motion for preliminary injunction and complaint (0.5);	\$ 1,944.00
Lali Madduri	10/24/2022	2.1	Review background materials and research regarding potential case in Cochise County (1.6); confer with ELG counsel and associate case team regarding same (0.5);	\$ 882.00
Daniel Cohen	10/24/2022	7.4	Observe Cochise County Board of Supervisors meeting re: hand count audit (3.7); confer with C. Ford regarding same (0.6); confer with ELG counsel and associate case team regarding litigation strategy (0.5); research procedural requirements for motion for preliminary injunction and petition for writ of mandamus (0.5); review background research and Arizona case law regarding declaratory judgments, venue, mandamus, and writ of prohibition (2.1);	\$ 2,664.00
Mollie DiBrell	10/24/2022	5.5	Confer with ELG counsel and associate case team regarding drafting of petition for writ of mandamus and/or motion for preliminary injunction and complaint (0.5); draft petition for writ of mandamus and/or preliminary injunction motion (5.0);	\$ 1,980.00
Aria Branch	10/25/2022	0.5	Confer with case team and local counsel regarding mandamus action (0.5);	\$ 265.00
Daniel Cohen	10/25/2022	8.3	Correspond with team and local counsel regarding complaint and filings (0.5); draft petition for writ of mandamus and/or motion for preliminary injunction and complaint (3.4); observe Cochise County board of elections meeting (1.0); confer with ELG counsel and associate case team regarding drafting of papers for filing (0.6); review media articles and Board of Supervisors' record (2.8);	\$ 2,988.00
Lali Madduri	10/25/2022	8.5	Conduct legal research regarding claims and statutes at issue (2.8); draft and revise petition for writ of mandamus and/or motion for preliminary injunction and complaint (4.2); confer with ELG counsel and associate case team regarding complaint and accompanying briefing (0.6); confer with ELG team and local counsel regarding status of adopted hand count policy (0.5); confer with M. DiBrell regarding complaint (0.2); confer with C. Ford regarding legal claims (0.2);	\$ 3,570.00
Mollie DiBrell	10/25/2022	6.1	Confer with case team and local counsel regarding status of adopted hand count policy (0.5); confer with ELG counsel and associate case team regarding drafting of papers for filing (0.6); confer with L. Madduri regarding drafting of petition for writ of mandamus and/or motion for preliminary injunction and complaint (0.2); continue to draft complaint (4.8);	\$ 2,196.00
Christina Ford	10/25/2022	5.8	Confer with L. Madduri re: case strategy (0.2); review Cochise Board of Supervisors hearing, news updates, and new Secretary letters (0.3); confer with local counsel and case team regarding papers and status (0.5); correspondence with client regarding participation in lawsuit (0.2); confer with ELG counsel and associate team re: complaint and motion arguments (0.6); correspondence with local counsel re: filing of petition and complaint (0.3); draft petition for writ of mandamus and/or preliminary injunction motion and complaint (3.7);	\$ 2,088.00
Jillian Andrews	10/25/2022	0.5	Confer with Elias Law Group regarding complaint and filings (0.5);	\$ 180.00
Christina Ford	10/26/2022	5.2	Correspondence with local counsel regarding procedural issues (0.2); review Arizona caselaw on standing (0.3); correspondence with client regarding complaint and verification (0.3); draft proposed order (0.2); draft complaint and application for order to show cause (3.0); observe Cochise Board hearing (0.9); confer with A. Branch and litigation counsel and associates re: case status (0.3);	\$ 1,872.00
Lali Madduri	10/26/2022	4.9	Revise complaint and motion for preliminary injunction and conduct related research (4.3); confer with case team regarding next steps (0.3); correspond with local counsel and case team regarding next steps (0.3);	\$ 2,058.00
Daniel Cohen	10/26/2022	5.2	Confer with case team regarding litigation strategy (0.3); draft and revise complaint and order to show cause (3.9); compile exhibits (0.5); and correspond with team regarding site check (0.5);	\$ 1,872.00
Mollie DiBrell	10/26/2022	4.3	Draft petition for writ of mandamus and/or motion for preliminary injunction and complaint and correspond with team regarding same (4.0); confer with case team regarding Board of Supervisors meeting and next steps (0.3);	\$ 1,548.00
Aria Branch	10/26/2022	1.5	Review petition for writ of mandamus (0.5); review supporting motion (0.7) confer with ELG team regarding Board of Supervisors meeting and next steps (0.3)	\$ 795.00
Lali Madduri	10/28/2022	2.5	Correspond with team and conduct research for updated complaint (2.1); confer with case team and local counsel regarding Cochise Board of Supervisors meeting (0.4);	\$ 1,050.00
Christina Ford	10/28/2022	2.5	Observe Cochise county board hearing on hand count plans and correspondence re: same (0.8); read Attorney General opinion regarding hand counts (0.2); call with case team and local counsel regarding Cochise complaint (0.4); confer with A. Branch re: complaint (0.2); research hand count requirements in statute, EPM, and AO opinion (0.9);	\$ 900.00
Mollie DiBrell	10/28/2022	0.4	Correspond with case team and local counsel regarding Cochise County Board of Supervisors meeting and next steps (0.4);	\$ 144.00
Daniel Cohen	10/28/2022	0.9	Review letter from Attorney General to Cochise Board (0.5); correspond with case team and local counsel regarding litigation next steps (0.4);	\$ 324.00
Aria Branch	10/28/2022	1.5	Confer with case team and local counsel regarding letter from Attorney General's office and Cochise Board of Supervisors meeting (0.4); research Arizona law and Election Procedures Manual hand count requirements and procedures (0.9); confer with C. Ford regarding complaint (0.2);	\$ 795.00
Jillian Andrews	10/28/2022	1.8	Research hand count audit process in EPM and statute (1.4); call with Elias Law Group case team re: hand count (0.4);	\$ 648.00
Daniel Arellano	10/28/2022	0.4	Conference call with Elias Law Group case team re: preparation for lawsuit re: hand count audit (0.4);	\$ 168.00
Daniel Cohen	10/29/2022	6	Confer with case team regarding litigation strategy and filings (1.0); confer with ELG counsel and associate team regarding drafting of filings (0.5); confer with local counsel regarding litigation strategy (0.5); revise complaint (3.0); research Arizona case law for complaint (1.0);	\$ 2,160.00
Mollie DiBrell	10/29/2022	5.4	Confer with case team regarding filings for mandamus action (1.0); confer with ELG counsel and associate team regarding filings (0.5); confer with local counsel regarding filings (0.5); continue to draft and revise petition for writ of mandamus and/or motion for preliminary injunction and complaint and correspond with team regarding same (3.4);	\$ 1,944.00
Lali Madduri	10/29/2022	6.5	Confer with case team regarding case theory and filings (1.0); confer with ELG counsel and associate team regarding same (0.5); review correspondence, statutes, and factual developments (0.9); conduct research for and draft and revise complaint (3.3); confer with C. Ford regarding drafting petition (0.3); confer with case team and local counsel regarding litigation strategy and mandamus action (0.5);	\$ 2,730.00
Aria Branch	10/29/2022	1.9	Confer with case team regarding mandamus action (1.0); confer with case team and local counsel regarding mandamus action (0.5); confer with case team regarding requirements for hand count audit (0.4);	\$ 1,007.00
Christina Ford	10/29/2022	9.4	Research statute, EPM, and AO opinion on procedures and requirements for hand count audits and circulate research to litigation team (1.8); confer with litigation team and A. Branch re: filing suit (1.0); confer with litigation counsel and associates re: complaint and OSC application drafting and arguments (0.5); update client Alliance on suit (0.2); confer with litigation team and local counsel team re: suit plan (0.5); draft complaint, review transcripts of board meetings, and gather exhibits (5.1); call with L. Madduri re: drafting arguments (0.3);	\$ 3,384.00
Jillian Andrews	10/29/2022	0.5	Call with Elias Law Group case team re: filing and next steps (0.5);	\$ 180.00
Daniel Arellano	10/29/2022	3.9	Research re: hand count audit procedures and outline of arguments re: same (3.4); conference call with Elias Law Group re: case preparation (0.5);	\$ 1,638.00
Lali Madduri	10/30/2022	7.1	Revise and finalize petition for writ of mandamus and/or motion for preliminary injunction, complaint and supporting documents for filing (5.1); confer with local counsel and clients regarding case strategy (0.8); confer with case team regarding case strategy (0.7); confer with ELG counsel and associate team regarding same (0.5);	\$ 2,982.00

Timekeeper	Work Date	Hours Worked	Description	Total Charges
Christina Ford	10/30/2022	10.5	Draft revised complaint, petition for mandamus, proposed order, and Order to Show Cause application (7.8); draft case tasks and circulate for team (0.3); call with case team and local counsel (0.8); call with case team re: case arguments (0.7); correspondence with client re: complaint allegations and verification (0.2); call with ELG counsel and associate case team re: complaint and Order to Show Cause arguments (0.5); correspondence with client re: complaint verification (0.2);	\$ 3,780.00
Mollie DiBrell	10/30/2022	7.8	Confer with case team regarding complaint, motion, and filing strategy (0.7); confer with ELG counsel and associate team regarding same (0.5); confer with local counsel and clients (0.8); continue to draft and revise filings and correspond with team regarding same (5.8);	\$ 2,808.00
Daniel Cohen	10/30/2022	9.1	Confer with case team regarding complaint, motion, and filing strategy (0.7); confer with ELG counsel and associate team regarding same (0.5); confer with local counsel and clients (0.8); revise complaint, motion, proposed order, and exhibits (5.7); correspond with team regarding revisions and cite check (1.3); confer with A. Branch regarding Election Procedures Manual (0.1);	\$ 3,276.00
Aria Branch	10/30/2022	6.3	Review and edit mandamus petition (1.6); confer with case team and local counsel regarding mandamus petition (0.8); confer with case team regarding mandamus petition and factual developments (0.7); prepare for and attend meeting with case team regarding timing of mandamus petition (1.0); review and edit memorandum in support of petition for mandamus (2.1); confer with D. Cohen regarding Election Procedures Manual (0.1);	\$ 3,339.00
Jillian Andrews	10/30/2022	5.4	Call with Elias Law Group case team re: Cochise filing (0.8); review and suggest revisions to complaint and motion for preliminary injunction (2.4); draft case initiating documents and assemble verification for signature (1.8); call with D. Arellano re: filing and service (0.4);	\$ 1,944.00
Daniel Arellano	10/30/2022	6.1	Calls with legal team re: case preparation (1.2); review and revise draft complaint and motion for emergency relief (4.9);	\$ 2,562.00
Daniel Cohen	10/31/2022	4.1	Revise petition and motion and correspond with team regarding revisions, pro hac vice motions, and filing (3.8); correspond with team regarding litigation strategy (0.3);	\$ 1,476.00
Christina Ford	10/31/2022	3.2	Finalize complaint, writ of mandamus, Order to Show Cause application, and proposed order for filing (2.9); correspondence with local counsel re filing (0.3);	\$ 1,152.00
Lali Madduri	10/31/2022	4.9	Finalize and coordinate for filing complaint, petition and supporting papers (3.5); confer and correspond with local counsel about hearing, service, filing, and more (0.8); correspond with case team regarding hearing, service, and filing (0.6);	\$ 2,058.00
Jillian Andrews	10/31/2022	6	Finalize papers, print and assemble filing packets, deliver same (3.1); correspond with D. Arellano and re: filing logistics (0.7); confer with Elias Law Group case team re: filing and case updates (0.8); research and coordinate service of process on county defendants (1.2); save and distribute conformed copies to Elias Law Group case team (0.2);	\$ 2,160.00
Daniel Arellano	10/31/2022	1.4	Review and revise case initiating documents and coordinate re: service of same (1.4);	\$ 588.00
Mollie DiBrell	11/1/2022	0.4	Observe Cochise County Board of Supervisors meeting and correspond with team regarding same (0.4);	\$ 144.00
Daniel Cohen	11/1/2022	0.3	Correspond with team regarding litigation strategy (0.3);	\$ 108.00
Christina Ford	11/1/2022	0.7	Correspondence regarding Cochise board hearing (0.2); finalize pro hac application (0.2); correspondence regarding evidentiary hearing and notify clients about upcoming hearing (0.3);	\$ 252.00
Jillian Andrews	11/1/2022	4.8	Draft pro hac vice materials and motions for Elias Law Group case team (2.6); distribute court orders to internal team and defendants, plan for further service of same (1.3); coordinate service of process (0.9);	\$ 1,728.00
Christina Ford	11/2/2022	3.9	Confer with case team and local counsel to discuss evidentiary hearing (0.6); correspondence with clients regarding participation in evidentiary hearing (0.4); correspondence with local counsel regarding hearing logistics and witness preparation (0.3); follow Cochise board meeting and confer with case team regarding same (0.2); draft direct examination outlines for clients for evidentiary hearing (2.1); correspondence with L. Madduri regarding hearing preparation (0.3);	\$ 1,404.00
Daniel Cohen	11/2/2022	1.5	Attend Cochise County Board of Supervisors meeting and correspond with team regarding same (0.9); review filings made by opposing counsel (0.6);	\$ 540.00
Mollie DiBrell	11/2/2022	0.6	Confer with local counsel regarding evidentiary hearing (0.6);	\$ 216.00
Aria Branch	11/2/2022	0.8	Confer with case team and local counsel regarding hearing (0.6); correspond with case team regarding subpoenas for hearing (0.2);	\$ 424.00
Lali Madduri	11/2/2022	8.8	Prepare for preliminary injunction hearing (8.2); confer with local counsel regarding hearing (0.6);	\$ 3,696.00
Jillian Andrews	11/2/2022	6.4	Draft witness examination outline (0.7); research and outline issues re: standing (0.9); draft and file pro hac materials for Elias Law Group case team (1.2); draft and file motion for remote witness testimony (0.7); watch Board of Supervisors meeting re: retaining counsel (0.5); call with Elias Law Group case team re: hearing planning (0.6); draft subpoena for witness testimony (0.5); print and prepare materials for hearing (0.9); coordinate service of filings and court orders on unrepresented defendants (0.4);	\$ 2,304.00
Lali Madduri	11/3/2022	7.2	Prepare for preliminary injunction hearing (6.4); confer with A. Branch, C. Ford, and local counsel regarding same (0.8);	\$ 3,024.00
Christina Ford	11/3/2022	5	Draft examination outlines before and after preparation sessions (0.4); lead witness preparation session for Alliance representative D. Vasquez (0.7); call with D. Vasquez regarding hearing (0.2); research voter plaintiff residency issue (0.3); assist L. Madduri with hearing research questions and logistics (1.0); read SOS amicus, Marra answer and response, Stevens opposition, and Board opposition to our petition and mandamus and confer regarding same (1.3); assist with draft crosses (0.3); call with L. Madduri, A. Branch, and Local Counsel regarding hearing (0.8);	\$ 1,800.00
Mollie DiBrell	11/3/2022	6	Review briefs filed by other parties and draft summaries of same for ELG team (2.5); prepare for evidentiary hearing by researching issues regarding voter's registration and drafting cross examination outline (3.5);	\$ 2,160.00
Daniel Cohen	11/3/2022	4.2	Draft cross examination outline for Recorder David Stevens (3.0); research Arizona law to prepare for hearing (1.2);	\$ 1,512.00
Aria Branch	11/3/2022	2.3	Review opposition to petition and complaint and other filings made by Respondents (1.5); confer with L. Madduri, C. Ford, and local counsel regarding evidentiary hearing (0.8);	\$ 1,219.00
Jillian Andrews	11/3/2022	5.8	Prepare for hearing (3.8); confer with A. Branch, L. Madduri, and C. Ford in preparation for evidentiary hearing (0.8); witness prep sessions (1.2);	\$ 2,088.00
Daniel Arellano	11/3/2022	4.9	Review responses to complaint and motion for emergency relief (1.0); research and outline arguments in response to same (3.9);	\$ 2,058.00
Daniel Cohen	11/4/2022	0.6	Correspond with case team regarding hearing and litigation strategy (0.6);	\$ 216.00
Lali Madduri	11/4/2022	12.8	Prepare for hearing on mandamus petition (4.5); appear at hearing on mandamus petition (8.3);	\$ 5,376.00
Mollie DiBrell	11/4/2022	0.3	Correspond with case team regarding hearing (0.3);	\$ 108.00
Christina Ford	11/4/2022	0.8	Telephone call with client Alliance regarding hearing (0.2); follow evidentiary hearing and correspondence regarding same (0.6);	\$ 288.00
Jillian Andrews	11/4/2022	8.7	Prepare for hearing (0.4); appear at evidentiary hearing in Cochise County (8.3);	\$ 3,132.00
<b>Total</b>				<b>\$ 109,928.00</b>

Work Date	Cost Type	Narrative	Amount
10/31/2022	Filing Fees	Initial case filing fee	\$ 274.70
10/31/2022	Pro Hac Vice Fees	Pro Hac Vice Fees for L. Madduri	\$ 505.00
11/1/2022	Professional Services	Nationwide Legal Services - Invoice No. 00000050430 - Special Process of Summons and Initial Case Filings to Defendants	\$ 608.20
11/1/2022	Pro Hac Vice Fees	Pro Hac Vice Fees for A. Branch, M. DiBrell, C. Ford, and D. Cohen	\$ 2,020.00
11/1/2022	Filing Fees	Filing fee for Motion to Associate Counsel L. Madduri	\$ 10.61
11/2/2022	Professional Services	Nationwide Legal Services - Invoice No. 00000050430 - Special process of 11/1/2022 Court Order to Defendants	\$ 431.20
11/2/2022	Subpoena Fee	Subpoena to David Stevens	\$ 40.00
11/2/2022	Filing Fees	Filing fee for Motion for Remote Appearance of Witness	\$ 10.61
11/2/2022	Filing Fees	Filing fee for Motion to Associate Counsel A. Branch, C. Ford, M. DiBrell, D. Cohen	\$ 10.61
11/3/2022	Professional Services	Nationwide Legal Services - Invoice No. 00000050430 - Special process of subpoena to David Stevens	\$ 321.20
11/3/2022	Filing Fees	Filing fee for Notice of Service	\$ 10.61
<b>Total</b>			<b>\$ 4,242.74</b>

# EXHIBIT B

RETRIEVED FROM DEMOCRACYDOCKET.COM



## Cochise County Board of Supervisors

Public Programs...Personal Service  
[www.cochise.az.gov](http://www.cochise.az.gov)

**TOM CROSBY**  
Supervisor  
District 1

**ANN ENGLISH**  
Chairman  
District 2

**PEGGY JUDD**  
Vice-Chairman  
District 3

**RICHARD G. KARWACZKA**  
County Administrator

**SHARON GILMAN**  
Deputy County Administrator

**TIM MATTIX**  
Clerk of the Board

October 26, 2022

Katie Hobbs, Secretary of State  
Kori Lorick, State Elections Director  
Arizona Secretary of State Katie Hobbs

via email to [KLorick@azsos.gov](mailto:KLorick@azsos.gov)

Dear Secretary Hobbs and Ms. Lorick:

We know we have lots of work to do. If you care to assist, please contact County Recorder Stevens or Elections Director Marra.

The Board wishes to follow all applicable requirements in statutes and the Elections Procedure Manual when conducting its expanded precinct hand count audit. That will mean that there will not be a full hand count of every item on every ballot.

Best wishes in your future endeavors.

Sincerely,

Tom Crosby

Tom Crosby (Oct 26, 2022 15:12 PDT)

Tom Crosby  
Supervisor, District 1

Peggy Judd

Peggy Judd  
Supervisor, District 3