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8 *Attorneys for Plaintiffs*

9 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
10 **IN AND FOR THE COUNTY OF COCHISE**

11 **TOM CROSBY and PEGGY JUDD, in** CASE NO. CV20220533
12 **their official capacities as elected**
13 **members of the Cochise County Board**
14 **of Supervisors, DOE X;**

15 **Plaintiffs,**

16 **vs.**

17 **LISA MARRA, Cochise County**
18 **Elections Director;**

19 **Defendant.**

20 **MOTION TO WITHDRAW VERIFIED**
21 **PETITION FOR SPECIAL ACTION**
22 **AND TO VACATE THE SHOW**
23 **CAUSE HEARING SCHEDULED FOR**
24 **NOVEMBER 19, 2022, AT 9:00AM**

25
26 Plaintiffs, Tom Crosby and Peggy Judd, in their official capacities as elected members
27 of the Cochise County Board of Supervisors, by and through undersigned counsel, hereby file
28 their Motion to Withdraw Verified Petition for Special Action and Vacate the Show Cause
Hearing Scheduled for November 19, 2022, at 9:00AM. In support of this motion, Plaintiffs
argue that Defendant is not prejudiced by the withdraw of this action as the Defendant has not
yet filed an Answer.

Plaintiffs seek to withdraw their Petition as at the time the Petition was contemplated,
there were no clear mandated state-wide recounts. It is now clear that the race for Attorney
General falls within the ½ of 1% margin and is more likely than not going to require a statewide
recount. Plaintiffs hereby withdraw their Petition as they do not want to interfere in the process
of preparing for a 100% ballot recount. Additionally, as the Elections Department will be

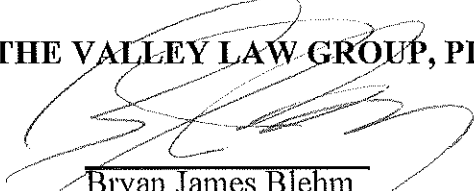
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using different machines and software, it achieves some of the goals envisioned by Plaintiffs
in that it will validate or not the closest statewide race on the ballot.

RESPECTFULLY SUBMITTED this 16th day of November, 2022.

THE VALLEY LAW GROUP, PLLC



Bryan James Blehm
Attorney for Plaintiffs

ORIGINAL of the foregoing e-filed
with the clerk this 16th day of November 2022.

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