

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

11/28/2022 10:49 a.m.

CV 2022-015516

11/28/2022

HONORABLE BRADLEY ASTROWSKY

CLERK OF THE COURT
K. Cabral
Deputy

GAIL GOLEC

GAIL GOLEC
15029 N THOMPSON PK PKWY
STE B-111 # 300
SCOTTSDALE AZ 85260

v.

MARICOPA COUNTY BOARD OF
SUPERVISORS, et al.

COURT ADMIN-CIVIL-ARB DESK
JUDGE ASTROWSKY

RULING RE: PETITIONER'S EMERGENCY MOTION

The Court reviewed Petitioner's Emergency Motion for Temporary Restraining Order in an Expedited Election Proceeding filed November 28, 2022. Petitioner seeks an emergency order enjoining any certification of the canvass results of the November 8, 2022, election that occurred in Maricopa County until hand count audits, signature verification audits, security risk audits, and chain of custody audits can be properly assessed.

Petitioner's ability to request the relief contained in her Motion is premised upon A.R.S. §16-672. That statute permits any elector to contest the election for multiple grounds, e.g., misconduct, illegal votes, including the ones alleged in Petitioner's Motion. However, such a challenge, under Arizona law, shall be done "within five days **after** completion of the canvass of the election and declaration of the result...." A.R.S. §16-673(A)(emphasis added). While A.R.S. §16-673(A) applies to a state election, A.R.S. §16-674(A) directs that the same procedure used to challenge a state election is to be used for a county election.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2022-015516

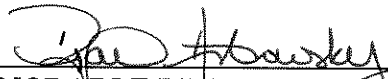
11/28/2022

As the canvass and declaration of the results in Maricopa County for the November 8, 2022, election have not been completed, Petitioner's Motion is premature. This ruling is made without prejudice to Petitioner's ability to file a similar and timely motion.

IT IS ORDERED denying Petitioner's Emergency Motion for Temporary Restraining Order in an Expedited Election Proceeding, filed November 28, 2022. This is a final judgment pursuant to Rule 54(c), Ariz.R.Civ.P. No further matters remain pending.

IT IS FURTHER ORDERED signing this minute entry as a formal order of this Court.

DATED this 28th day of November, 2022



HONORABLE BRAD ASTROWSKY
JUDICIAL OFFICER OF THE SUPERIOR COURT

RETRIEVED FROM DEMOCRACYDOCKET.COM