

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

DIVISION 2

DONNA McQUALITY, CLERK

HON. JOHN D. NAPPER

BY: K. MOORE, DEPUTY

CASE NO. S1300CV202300872

DATE: OCTOBER 27, 2023

FILED
Date: October 27, 2023
5 o'clock p.m.
Donna McQuality, Clerk
By: K. Moore
Deputy

TITLE:

COUNSEL:

ARIZONA FREE ENTERPRISE CLUB,
et al.,

Timothy A. LaSota
Timothy A. La Sota, PLC
2198 East Camelback Road, Suite 305
Phoenix, AZ 85016

(Plaintiffs)

(For Plaintiffs)

vs

ADRIAN FONTES, in his official capacity
as the Secretary of State of Arizona,

Karen J. Hartman-Tellez
Office of the Attorney General
2005 North Central Avenue
Phoenix, AZ 85004-1592

(Defendant)

(For Defendant)

HEARING ON:

NATURE OF PROCEEDINGS

COURT REPORTER

Hearing on the Request for Order
to Show Cause and for Preliminary
and Permanent Injunctive Relief

FTR Gold

START TIME: 9:30 a.m.

END TIME: 10:20 a.m.

APPEARANCES: Timothy A. La Sota, Counsel for Plaintiffs
Nathan Lloyd, Counsel for Plaintiffs (Pro Hoc Application Pending)
Karen J. Hartman-Tellez, Counsel for Defendant
Austin C. Yost, Attorney for Proposed Intervenor

This is the date and time set for a hearing on the Request for an Order to Show Cause Why a Preliminary Injunction should not issue in this matter.

The Court notes a Motion to Intervene was filed by Arizona Alliance for Retired Americans and Voto Latino.

Counsel for Plaintiffs informs the Court Nathan Lloyd is present with a Pro Hoc Vice Application pending and he meets all the requirements.

The Court **GRANTS** the Pro Hoc Vice application of Nathan Lloyd to appear at today's hearing.

Counsel for Plaintiffs presents argument in opposition to the Motion to Intervene.

IT IS ORDERED GRANTING the Motion to Intervene.

The Court notes a request was received to make this a high-profile case making the Minute Entries accessible online.

IT IS ORDERED GRANTING the request and the Clerk shall deem this case high-profile.

The Court and Counsel discuss the election rules and the timing of this case during a general election season.

The Court notes Motions to Dismiss will be treated as Motions for Summary Judgment and those will be the only Motions for Summary Judgment the parties are allowed to file.

IT IS ORDERED:

- The Motions for Summary Judgment and the answers shall be filed by **November 17, 2023**.
- Responses to the Motions for Summary Judgment shall be filed by **December 1, 2023**.
- Replies to the Motions for Summary Judgment shall be filed no later than **December 8, 2023**.
- **SETTING** an Oral Argument Hearing on the Motions for Summary Judgment for **December 14, 2023, at 10:00 a.m.**
- **SETTING** Trial on the merits for **January 30, 2024, from 9:00 a.m. to 4:30 p.m.** and **January 31, 2024, from 9:00 a.m. to 4:30 p.m.**
- The Clerk shall open a digital evidence portal.
- Exhibits shall be exchanged by the parties by **January 22, 2024**.

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