



SUPREME COURT OF GEORGIA
Case No. S25M0259

October 18, 2024

The Honorable Supreme Court met pursuant to adjournment.

The following order was passed:

REPUBLICAN NATIONAL COMMITTEE et al. v. ETERNAL
VIGILANCE ACTION, INC. et al.

The Republican National Committee and Georgia Republican Party Inc. (“Petitioners”) filed this emergency motion pursuant to Rule 26 (4), seeking an expedited review of an order of the Superior Court of Fulton County which, inter alia, declared unconstitutional several rules of the State Election Board. The Petitioners seek an expedited briefing schedule and an expedited transmission of the record.

This Court lacks jurisdiction over this motion (and the underlying appeal, which has not yet been docketed) and thus the motion is due to be transferred to the Court of Appeals because that Court has jurisdiction over cases involving challenges to the constitutionality of administrative rules and regulations. See *Ga. Dep’t of Cmty. Health v. Northside Hosp., Inc.*, 295 Ga. 446, 446 n.2 (761 SE2d 64) (2014); *Brosnan v. Undercofler*, 220 Ga. 239 (138 SE2d 314) (1964). See also, *Atlanta Independent School System v. Lane*, 266 Ga. 657 (469 SE2d 22) (1996). However, because the Petitioners’ appeal presents issues of gravity and public importance, we hereby grant a writ of certiorari as to both the emergency motion and the appeal. See Ga. Const. of 1983, Art. VI, Sec. VI, Par. V. (“The Supreme Court may review by certiorari cases in the Court of Appeals which are of gravity or great public importance.”).

Having thus acquired jurisdiction of this motion, we grant in part the Petitioners' request for a briefing schedule and hereby order the following:

- (a) The Petitioners shall file by 11:59 p.m. on Saturday, October 19, 2024, an emergency motion for supersedeas, which shall include briefing on: (1) the likelihood that Petitioners will succeed in their appeal; (2) whether Petitioners will suffer irreparable harm, absent supersedeas; (3) what, if any, harm Respondents will incur as a result of supersedeas; and (4) whether the public interest is served by keeping in effect the superior court's order. See *Green Bull Georgia Partners, LLC v. Register*, 301 Ga. 472, 473-474 (801 SE2d 843) (2017).
- (b) The Respondent shall file a response brief by noon on Monday, October 21.

After considering the emergency motion for supersedeas, the Court will address the remainder of the Petitioners' motion for an expedited appeal.

All the Justices concur.

SUPREME COURT OF THE STATE OF GEORGIA
Clerk's Office, Atlanta

I certify that the above is a true extract from the minutes of the Supreme Court of Georgia.

Witness my signature and the seal of said court hereto affixed the day and year last above written.

 , Clerk