

**IN THE SUPERIOR COURT  
MOHAVE COUNTY, STATE OF ARIZONA**

**HONORABLE LEE F. JANTZEN**  
**DIVISION: IV COURTROOM: 201**  
**COURT REPORTER: STEVE GARWOOD**

**CHRISTINA SPURLOCK, CLERK OF SUPERIOR COURT**  
**BY: JEREMY KAPLAN, DEPUTY CLERK**  
**HEARING DATE: 06/03/2022**

**ARIZONA REPUBLICAN PARTY; et al.;**  
**Plaintiffs,**

**vs.**

**KATIE HOBBS; et al.;**  
**Defendants.**

**CASE NO: CV-2022-00594**

**HEARING ON APPLICATION FOR ORDER  
TO SHOW CAUSE**

**START: 1:30 P.M.**

**APPEARANCES:** Alexander Kolodin, Veronica Lucero, Arno Naeckel (all appearing in person), and Michael Kielsky (appearing by video via Zoom), Attorneys for the Plaintiffs; Alan Dershowitz (appearing by video via Zoom), Pro Hac Vice Counsel for the Plaintiffs; Dr. Kelli Ward, Plaintiff (appearing by video via Zoom); Roopali H. Desai and Kristin Yost (both appearing by video via Zoom), Attorneys for Defendant Arizona Secretary of State Katie Hobbs; Sambo Dul (appearing by video via Zoom), Pro Hac Vice Counsel Defendant Arizona Secretary of State Katie Hobbs; Ryan Esplin (appearing in person), Attorney for Defendant Mohave County Recorder; William J. Kerekes (appearing by video via Zoom), Attorney for Defendant Sarah Howard; Colleen Conner (appearing by video via Zoom), Attorney for Defendant Yavapai County Recorder; Joseph E. La Rue, Karen J. Hartman-Tellez and Emily Craiger (all appearing by video via Zoom), Attorneys for Defendants Apache, Cochise, Coconino, Gila, Graham, Greenlee, La Paz, Maricopa, Navajo, Pima, Pinal, Santa Cruz and Yuma County Recorders, and Elections Officers; Daniel A. Arellano (appearing in person), Roy Herrera and Jillian L. Andrews (both appearing by video via Zoom), Attorneys for Intervenor Defendants ADP, DCCC, DSCC and DNC; Richard A. Medina (appearing by video via Zoom), Pro Hac Vice Counsel for Intervenor Defendants ADP, DCCC and DSCC.

This is the time set for a Hearing on the Application for Order to Show Cause.

Prior to convening, exhibits were uploaded into the court’s digital evidence portal, CaseLines (see Digital Evidence Exhibit List).

The Court reviews the file; advises all parties it has received and reviewed the Plaintiffs’ Application for Order to Show Cause, Plaintiffs’ Motion for Preliminary Injunction, Plaintiffs’ Verified Complaint, Defendant Secretary of State’s Response to Motion for Preliminary Injunction, Intervenor-Defendants’ Response to Plaintiffs’ Application for Order to Show Cause, Maricopa County’s (on behalf of multiple Defendant counties) Response in Opposition to Plaintiffs’ Application for Order to Show Cause, and the Plaintiffs’ Reply in Support of their Application to Show Cause.

The Court further advises all parties that that this specific hearing is in connection with the November general election only, not the August primary Election; finds that the Plaintiff's have standing to bring this challenge under the Arizona Declaratory Judgment Act; further finds that the *Purcell* doctrine and *laches* does not apply.

The Court further advises the parties that it is inclined to admit all Exhibits that were submitted prior to this hearing; Mr. Kolodin does not object to the admittance of any Exhibits; Ms. Desai objects to the admittance of Plaintiff's Exhibits; further voices concerns regarding a procedural threshold issue, specifically whether the Plaintiff's in this case complied with the statutory requirements to provide notice to the legislature about their claims of unconstitutionality; Ms. Desai presents further arguments on her procedural threshold issue(s); Mr. Kolodin makes an oral response to Ms. Desai's concerns; discussion ensues.

The Court notes it will admit all submitted Exhibits, will give them the weight that they deserve, and allow for Ms. Desai to voice her objections to the admittance of Plaintiff's Exhibits for the record, when the time comes; Mr. La Rue and Mr. Arellano echo the objections made by Ms. Desai.

Discussion ensues regarding the Motion for Preliminary Injunction, and whether it should be addressed today, or a hearing on the motion should be scheduled further out, and a whole day be allotted for testimony and evidence.

**IT IS ORDERED** admitting Exhibits A0001 through A0014, and C0001, for the purposes of today's hearing.

The Court notes it will allow all parties to make any specific objections to any of the Exhibits admitted, when applicable.

Mr. Kolodin, Ms. Desai, Ms. Yost, and Mr. Arellano present arguments on the Application for Order to Show Cause.

The Court recesses at 2:57 p.m.

The Court reconvenes at 3:11 p.m.; all parties mentioned heretofore are present.

Mr. Kolodin presents his final arguments on the Application for Order to Show Cause.

The Court states its findings for the record; advises all parties it will issue a written ruling on this matter by no later than Monday, June 6<sup>th</sup>, 2022 at 12:00 p.m.

The Court recesses at 3:52 p.m.

cc:

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**HONORABLE LEE F. JANTZEN \***

**Division IV**