FILED
5th JUDICIAL DISTRICT COURT
Lea County
8/25/2022 4:10 PM
NELDA CUELLAR
CLERK OF THE COURT
Jenifer Salcido

STATE OF NEW MEXICO COUNTY OF LEA FIFTH JUDICIAL DISTRICT COURT

REPUBLICAN PARTY OF NEW MEXICO, DAVID GALLEGOS, TIMOTHY JENNINGS, DINAH VARGAS, MANUEL GONZALES, JR., BOBBY and DEANN KIMBRO, and PEARL GARCIA, Plaintiffs.

v.

MAGGIE TOULOUSE OLIVER in her official capacity as New Mexico Secretary of State, MICHELLE LUJAN GRISHAM in her official capacity as Governor of New Mexico, HOWIE MORALES in his official capacity as New Mexico Lieutenant Governor and President of the New Mexico Senate, MIMI STEWART in her official capacity as President Pro Tempore of the New Mexico Senate, and BRIAN EGOLF in his official capacity as Speaker of the New Mexico House of Representatives, Defendants.

No. D-506-CV-2022-00041

ORDER GRANTING UNOPPOSED MOTION TO STAY CASE PENDING THE NEW MEXICO SUPREME COURT'S CONSIDERATION OF VERIFIED PETITION FOR WRIT OF SUPERINTENDING CONTROL

THIS MATTER is before the Court on the *Unopposed Motion for Stay of Proceedings*Pending the New Mexico Supreme Court's Consideration of Defendants' Petition for Writ of Superintending Control filed by Defendants Mimi Stewart, President Pro-Tempore of the New Mexico Senate, and Brian Egolf, Speaker of the New Mexico House of Representatives. Having reviewed the Motion and noting that none of the parties oppose the relief sought therein, the Court now **GRANTS** the Motion. All proceedings in this matter shall be and hereby are STAYED pending the New Mexico Supreme Court's consideration of Defendants' Petition for Writ of Superintending Control.

IT IS SO ORDERED.

HON. FRED VAN SOELEN

DISTRICT JUDGE

RESPECTFULLY SUBMITTED BY:

PEIFER, HANSON, MULLINS & BAKER, P.A

By <u>/s/ Sara N. Sanchez</u> Sara N. Sanchez

Mark T. Baker

20 First Plaza, Suite 725

Albuquerque, NM 87102

Telephone: (505) 247-4800

Email: mbaker@peiferlaw.com; ssanchez@peiferlaw.com;

HINKLE SHANOR LLP

Richard E. Olson

Lucas M. Williams

P.O. Box 10

Roswell, NM 88202-0010

Telephone: (575) 622-6510; Fax: (575) 623-9332

Email: <u>rolson@hinklelawfirm.com</u>; <u>lwilliams@hinklelawfirm.com</u>

STELZNER, LLC

Luis G. Stelzner

3521 Campbell Ct. NW

Albuquerque, NM 87104 Telephone: (505) 263-2764

Email: pstelzner01@gmail.com

PROFESSOR MICHAEL B. BROWDE

751 Adobe Rd., NW

Albuquerque, NM 87107 Telephone: (505) 266-8042

Email: mbrowde@me.com

Counsel for Mimi Stewart and Brian Egolf

APPROVED AS TO FORM BY:

HARRISON & HART, LLC

By /s/ approved via email August 25, 2022

Carter B. Harrison, IV

924 Park Avenue SW, Suite E Albuquerque, New Mexico 87102 Email: carter@harrisonhartlaw.com

Telephone: (505) 312-4245 Facsimile: (505) 341-9340

Eric R. Burris

Harold D. Stratton, Jr.

JEVED FROM DEMOCRACYDOCKET, COM BROWNSTEIN HYATT FARBER SCHRECK, LLP

201 Third Street NW, Suite 1800

Albuquerque, New Mexico 87102-4386

Emails: eburris@bhfs.com; hstratton@bhfs.com

Telephone: (505) 244-0770 Facsimile: (505) 244-9266

Julian R. Ellis, Jr. (pro hac vice) 410 Seventeenth Street, Suite 2200 Denver, Colorado 80202-4432

Email: jellis@bhfs.com Telephone: (303) 223-1100 Facsimile: (303) 223-1111

Christopher O. Murray (pro hac vice)

STATECRAFT PLLC 1263 Washington Street Denver, CO 80203

Email: chris@statecraftlaw.com Telephone: (602) 362-0034

Attorneys for Plaintiffs

GOVERNOR MICHELLE LUJAN GRISHAM AND LIEUTENANT GOVERNOR HOWIE MORALES

By approved via email on August 22, 2022

Holly Agajanian Chief General Counsel to Governor Michelle Lujan Grisham 490 Old Santa Fe Trial, Suite 400 Santa Fe, New Mexico 87501 Telephone: (505) 476-2210

Email: holly.agajanian@state.nm.us

Kyle P. Duffy
Deputy General Counsel to
Governor Michelle Lujan Grisham
490 Old Santa Fe Trial, Suite 400
Santa Fe, New Mexico 87501
Telephone: (505) 476-2210
Email: kyle.duffy@state.nm.us

Maria S. Dudley
Deputy General Counsel to
Governor Michelle Lujan Grisham
490 Old Santa Fe Trail, Suite 400
Santa Fe, New Mexico 87501
Telephone: (505) 476-2210
Email: maria.dudley@state.om.us

Counsel for Michelle Lujan Grisham and Howie Morales

SECRETARY OF STATE MAGGIE TOULOUSE OLIVER

By Approved via email August 23, 2022

Dylan K. Lange General Counsel 325 Don Gaspar, Suite 300 Santa Fe, NM 87501 Telephone: (505) 827-3600

Email: Dylan.lange@state.nm.us

Counsel for the New Mexico Secretary of State