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**Pro hac vice application pending*
***Temporarily admitted pro hac vice*

Attorneys for Plaintiff/Appellant

ARIZONA SUPREME COURT

LIANE BRECKLING,
Plaintiff/Appellant,

v.

ARTURO HERNANDEZ,
Real Party in
Interest/Appellee,

and

ADRIAN FONTES, et al.,
Defendants/Appellees.

No. CV-24-0087-AP/EL

Maricopa County Superior Court
No. CV2024-008720

JOINT STIPULATIONS

Appellant Liane Breckling and Real Party in Interest/Appellee Arturo Hernandez jointly submit this list of stipulated facts.

1. Appellee Arturo Hernandez seeks the nomination of the Arizona Green Party for the office of United States Senator for Arizona in the July 30, 2024 primary election.

2. Hernandez filed with the Secretary of State a nomination petition containing 2,355 signatures (the “Nomination Petition”).

3. To gain access to the primary ballot to seek the Green Party’s nomination, Hernandez’s Nomination Petition must contain at least 1,288 valid signatures. *See* A.R.S. §§ 16-322(C), 16-321(F), 16-801(A).

4. After taking into account all County Recorders’ reports and parties’ stipulations in this case, Ex. A at 5–7 (Joint Trial Stipulations ¶¶ 4–21), as well as the Superior Court’s invalidation of 67 additional signatures, Ex. A at 11-12, there are 1,310 remaining signatures.

5. At trial, Humphries was called as a witness by Hernandez and answered under oath questions posed by Plaintiff’s counsel. Humphries testified that: (1) his contact information had not changed since the date of his initial registration; (2) he could be reached through the contact information listed on his registration forms throughout the signature-

gathering and -challenge period; and (3) he received the link to testify via email.

6. Humphries also testified that he knew he was not registered to circulate Hernandez's nomination petition.

7. At trial, Thompson was called as a witness by Hernandez but did not appear to testify.

8. In its ruling, the Superior Court found that the two non-resident circulators, "Humphries and Thompson[,] substantially complied with the registration mandate when they registered" for other candidates and subsequently collected signatures for Hernandez. Ex. A at 10.

9. The signatures gathered by circulators Christopher Humphries and David Thompson are dispositive. If the signatures gathered by Humphries and Thompson that were not otherwise invalidated by the County Recorders—75 signatures in total—are valid, then Hernandez qualifies to appear on the primary ballot; but if those signatures are invalid, Hernandez does not qualify to appear on the primary ballot.

RESPECTFULLY SUBMITTED this 2nd day of May, 2024.

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