

SUPREME COURT OF ARIZONA

VINCE LEACH, an individual and) Arizona Supreme Court
qualified elector; GLENN HAMER,) No. CV-18-0205-AP/EL
an individual and qualified)
elector; JUSTINE ROBLES, an) Maricopa County
individual and qualified) Superior Court
elector; JOHN KAVANAGH, an) No. CV2018-009919
individual and qualified)
elector; JENN DANIELS, an)
individual and qualified)
elector; JACKIE MECK, an)
individual and qualified)
elector; ASHLEY RAGAN, an)
individual and qualified)
elector; and JOHN GILES, an)
individual and qualified elector,)
)
)

Plaintiffs/Appellants/)
Cross-Appellees,)
)

v.)
)

MICHELE REAGAN, in her official)
capacity as Arizona Secretary of)
State; APACHE COUNTY BOARD OF)
SUPERVISORS; MEMBERS OF THE)
APACHE COUNTY BOARD OF)
SUPERVISORS, in their official)
capacities; EDISON J. WAUNKA,)
in his official capacity as)
Apache County Recorder; COCHISE)
COUNTY BOARD OF SUPERVISORS;)
MEMBERS OF THE COCHISE COUNTY)
BOARD OF SUPERVISORS, in their)
official capacities; DAVID W.)
STEVENS, in his official)
capacity as Cochise County)
Recorder; COCONINO COUNTY BOARD)
OF SUPERVISORS; MEMBERS OF THE)
COCONINO COUNTY BOARD OF)
SUPERVISORS, in their official)
capacities; PATTY HANSEN, in her)
official capacity as Coconino)
County Recorder; GILA COUNTY)
BOARD OF SUPERVISORS; MEMBERS OF)
THE GILA COUNTY BOARD OF)

FILED 08/20/2018

SUPERVISORS, in their official)
capacities; SADIE JO BINGHAM, in)
her official capacity as Gila)
County Recorder; GRAHAM COUNTY)
BOARD OF SUPERVISORS; MEMBERS OF)
THE GRAHAM COUNTY BOARD OF)
SUPERVISORS, in their official)
capacities; WENDY JOHN, in her)
official capacity as Graham)
County Recorder; GREENLEE COUNTY)
BOARD OF SUPERVISORS; MEMBERS OF)
THE GREENLEE COUNTY BOARD OF)
SUPERVISORS, in their official)
capacities; BERTA MANUZ, in her)
official capacity as Greenlee)
County Recorder; LA PAZ COUNTY)
BOARD OF SUPERVISORS; MEMBERS OF)
THE LA PAZ COUNTY BOARD OF)
SUPERVISORS, in their official)
capacities; SHELLY BAKER, in her)
official capacity as La Paz)
County Recorder; MARICOPA COUNTY)
BOARD OF SUPERVISORS; MEMBERS OF)
THE MARICOPA COUNTY BOARD OF)
SUPERVISORS, in their official)
capacities; ADRIAN FONTES, in)
his official capacity as)
Maricopa County Recorder; MOHAVE)
COUNTY BOARD OF SUPERVISORS;)
MEMBERS OF THE MOHAVE COUNTY)
BOARD OF SUPERVISORS, in their)
official capacities; KRISTI)
BLAIR, in her official capacity)
as Mohave County Recorder;)
NAVAJO COUNTY BOARD OF)
SUPERVISORS; MEMBERS OF THE)
NAVAJO COUNTY BOARD OF)
SUPERVISORS, in their official)
capacities; DORIS CLARK, in her)
official capacity as Navajo)
County Recorder; PIMA COUNTY)
BOARD OF SUPERVISORS; MEMBERS OF)
THE PIMA COUNTY BOARD OF)
SUPERVISORS, in their official)
capacities; F. ANN RODRIGUEZ, in)
her official capacity as Pima)
County Recorder; PINAL COUNTY)
BOARD OF SUPERVISORS; MEMBERS OF)
THE PINAL COUNTY BOARD OF)
SUPERVISORS, in their official)

capacities; VIRGINIA ROSS, in)
her official capacity as Pinal)
County Recorder; SANTA CRUZ)
COUNTY BOARD OF SUPERVISORS;)
MEMBERS OF THE SANTA CRUZ COUNTY)
BOARD OF SUPERVISORS, in their)
official capacities; SUZANNE)
SAINZ, in her official capacity)
as Santa Cruz County Recorder;)
YAVAPAI COUNTY BOARD OF)
SUPERVISORS; MEMBERS OF THE)
YAVAPAI COUNTY BOARD OF)
SUPERVISORS, in their official)
capacities; LESLIE M. HOFFMAN,)
in her official capacity as)
Yavapai County Recorder; YUMA)
COUNTY BOARD OF SUPERVISORS;)
MEMBERS OF THE YUMA COUNTY BOARD)
OF SUPERVISORS, in their)
official capacities; ROBYN)
STALLWORTH POUQUETTE, in her)
official capacity as Yuma County)
Recorder,)
))
Defendants/Appellees,)
))
and)
))
CLEAN ENERGY FOR A HEALTHY)
ARIZONA, an Arizona political)
action committee,)
))
Real Party in Interest/)
Appellee/Cross-Appellant.)
_____)

O R D E R

The Court en banc has considered the briefs of the parties and amici curiae, the record, the trial court’s minute entry order, and the relevant statutes and case law in this expedited election matter. Upon consideration, the Court rules as follows:

First, A.R.S. § 19-122(C) permits an action challenging an initiative or referendum petition independent of the regime of election officials’ sampling and verification of signatures in A.R.S.

Arizona Supreme Court
No. CV-18-0205-AP/EL
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TO:

Brett William Johnson
Jennifer L Hadley Catero
Colin P Ahler
Andrew M Sniegowski
Lindsay L Short
Kara Karlson
Joseph Eugene La Rue
Joseph Young
Britt W Hanson
Rose Winkeler
Jefferson R Dalton
Kenneth A Angle
Jeremy O Ford
R Glenn Buckelew
William Montgomery
M Colleen Connor
Talia J Offord
Ryan Henry Esplin
Jason S Moore
Daniel S Jurkowitz
Christopher C Keller
Craig C Cameron
Charlene A Laplante
Thomas M Stoxen
Jessica S Sabo
William J Kerekes
Israel G Torres
James E Barton II
Saman John Golestan
Hon Daniel J Kiley
Hon Chris DeRose
Goldwater Institute
Timothy Sandefur
Robert G Schaffer
Nicholas J Enoch
Kaitlyn A Redfield-Ortiz
Stanley Lubin