

SUPREME COURT OF ARIZONA

GORDON GILLESPIE, individually,) Arizona Supreme Court
) No. CV-20-0130-AP/EL
Plaintiff/Appellant,)
) Yavapai County
v.) Superior Court
) No. P1300CV 202000397
STEVEN L. CAROS, individually,)
et al.,)
)
Defendants/Appellees.) **FILED 06/02/2020**
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)
_____)

O R D E R

The Court, by a panel consisting of Justice Bolick, Justice Gould, Justice Lopez, and Justice Beene has considered the briefs of the parties, the trial court's minute entry order, and the relevant statutes and case law in this expedited election matter. The Court rules as follows:

Under A.R.S. § 9-232(A), a candidate for city council must reside within the city or town for at least one year preceding the election. Pursuant to Prescott Valley Town Code § 2-03-010 and the enabling statute, A.R.S. § 9-821.01, a candidate who wins a majority at the primary election "is declared elected to the office for which the person is a candidate, effective as of the date of the general election."

When the primary effectively functions as the general election, the residency requirement refers to the date of the primary election. See *Morrissey v. Garner*, 461 P.3d 428 (Ariz. 2020).

