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NOV 10 2022

COURT OF APPEALS
DIVISION TWO

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STATE OF ARIZONA
DIVISION TWO

O R D E R

2 CA-CV 2022-0136
Department A
Pima County
Cause No. CV202200518

RE: EXPEDITED ELECTION MATTER

The court having conducted a telephonic conference involving all parties on the joint Motion for a Procedural Order (Expedited Briefing Schedule and Consideration) filed by appellants Recorder David Stevens and Cochise County Board of Supervisors, at which hearing appellant Stevens conceded that Rule 10, Ariz. R. Civ. App. P. (expedited election appeals) is not applicable to this case,

ORDERED: This motion is denied and the opening brief shall not be considered and, together with the appendix attached thereto, is stricken;

FURTHER ORDERED: The Motion for a Procedural Order to Dispense with Hyperlink Requirement is denied as moot;

FURTHER ORDERED: This matter shall proceed as a non-expedited appeal according to the Rules of Civil Appellate Procedure, none of which is suspended, and the record on appeal shall be transmitted to this court no later than **December 12, 2022.**

FURTHER ORDERED: The court declines appellant Steven's request to treat the motion and the related filings as a special action;

FURTHER ORDERED: Appellant(s)' Opening Brief shall be due no later than 60 days after receipt of the record from superior court.

Judges Eppich and Staring concurring.

Judge Brearcliffe: Dissents and would grant the Motion, accept the opening brief, and order an expedited briefing schedule.

DATED: November 10, 2022

Karl C. Eppich
Presiding Judge

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Pima County Superior Court Number CV202200518

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