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11 *\*Application Forthcoming*

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13  
14 **UNITED STATES DISTRICT COURT**  
15 **DISTRICT OF ARIZONA**

16 American Encore, et al., ) No. 2:24-cv-01673-PHX-MTL  
17 Plaintiffs, )  
18 v. ) **STIPULATION OF VOLUNTARY**  
19 Adrian Fontes, et al. ) **DISMISSAL**  
20 Defendants. )

21 This stipulation is entered into between Plaintiffs and Defendant Katie Hobbs, in her  
22 official capacity as Governor of Arizona (“Governor Hobbs”). Governor Hobbs has agreed that  
23 if either (or both) of the provisions of the 2023 Election Procedure Manual (“EPM”) challenged  
24 in this case are enjoined by the Court, and the Court also orders the Secretary to promulgate and  
25 the Attorney General to approve a new EPM that does nothing other than remove the enjoined  
26 provision(s) from the 2023 EPM, the Governor will, in due course, approve such a new EPM

1 that does nothing other than remove the enjoined provision(s) and that is submitted to her by the  
2 Secretary of State.

3 On this basis, Plaintiffs have agreed to dismiss voluntarily Governor Hobbs as a defendant  
4 in this action without prejudice.<sup>1</sup> Each side will bear its own fees and costs.

5 Pursuant to this stipulation, Plaintiffs and Governor Hobbs respectfully request that this  
6 Court dismiss Governor Hobbs from this action.

7 RESPECTFULLY SUBMITTED this 29th day of July, 2024.

8 **COPPERSMITH BROCKELMAN PLC**

9 By /s/ D. Andrew Gaona  
10 D. Andrew Gaona  
Austin C. Yost

11 **OFFICE OF ARIZONA GOVERNOR KATIE HOBBS**

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18 By: /s/ Andrew Gould (w/ permission)  
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21 Brennan A.R. Bowen

22 *Attorneys for Plaintiffs*

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24  
25 <sup>1</sup> The parties further agree that the Governor’s agreement set forth above is no longer  
26 effective or enforceable if Plaintiffs amend their complaint to add her back into this case as a party.