

Arizona Supreme Court

Civil Election Appeal

CV-24-0089-AP/EL

ROBERT BACKIE v KIM GEORGE et al.

Appellate Case Information

Case Filed: 29-Apr-2024

Case Closed:

Dept/Composition

Side 1. ROBERT BACKIE, an individual and a qualified elector of Congressional District 1, Plaintiff/Appellant

(Litigant Group) ROBERT BACKIE, an individual and a qualified elector of Congressional District 1

- Robert Backie

Attorneys for: Plaintiff/Appellant

Eric H Spencer, Esq. (AZ Bar No. 22707)

Charlene Anne Warner, Esq. (AZ Bar No. 37169)

Savannah C Wix, Esq. (AZ Bar No. 38597)

Side 2. KIM GEORGE, et al., Defendant/Appellee

(Litigant Group) KIM GEORGE, et al.

- Kim George

Attorneys for: Defendant/Appellee

Jennifer Wright, Esq. (AZ Bar No. 27145)

(Litigant Group) ADRIAN FONTES, in his official capacity as Arizona Secretary of State

- Adrian P Fontes, Arizona Secretary of State

Attorneys for: Defendant/Appellee

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Karen J Hartman-Tellez, Esq. (AZ Bar No. 21121)

Kyle R Cummings, Esq. (AZ Bar No. 32228)

(Litigant Group) MARICOPA COUNTY BOARD OF SUPERVISORS; JACK SELLERS, in his official capacity as Maricopa County Supervisor; THOMAS GALVIN, in his official capacity as Maricopa County Supervisor; BILL GATES, in his official capacity as Maricopa County Supervisor

- Maricopa County Board of Supervisors
- Jack Sellers, Maricopa County Board of Supervisors
- Bill Gates, Maricopa County Board of Supervisors
- Clint L Hickman, Maricopa County Board of Supervisors
- Steve Gallardo, Maricopa County Board of Supervisors
- Stephen I Richer, Maricopa County Recorder's Office
- Thomas Galvin, Maricopa County Attorney's Office

Attorneys for: Defendant/Appellee

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CASE STATUS

Apr 29, 2024.....Pending

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CV2024-008687, [empty], John R Hannah, Trial, [empty], [empty]

10 PROCEEDING ENTRIES

- 1. 29-Apr-2024 FILED: Notice of Appeal and Statement Designating the Case as an Expedited Election Matter; Certificate of Service; Exhibit A; Exhibit B (Appellant Backie)
- 2. 29-Apr-2024 FILED: Request for Scheduling Conference; Certificate of Service (Appellant Backie)
- 3. 30-Apr-2024 FILED: Maricopa County Appellees Notice of Decision-Deadline for Ballot Printing; Certificate of Service (Appellee Maricopa County)

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10 PROCEEDING ENTRIES

4. 30-Apr-2024 Plaintiff/Appellant Backie filed a Notice of Appeal in this expedited election matter on April 26, 2024, pursuant to Rule 10(g), Arizona Rules of Civil Appellate Procedure.

In lieu of a telephonic scheduling conference, Court staff has consulted with counsel for Appellant, Defendant/Appellee Kim George, and Maricopa County. Counsel for Maricopa County has advised that the deadline to resolve this matter is May 13, 2024 and has filed a pleading to that effect.

IT IS ORDERED if either party wishes to use transcripts, such party shall file authorized transcripts as soon as possible. If no authorized transcript can be prepared and filed timely, the parties are encouraged to stipulate to the pertinent facts or testimony or provide pertinent segments of unauthorized transcripts along with their briefs.

IT IS FURTHER ORDERED Appellant and Appellee shall file simultaneous briefs no later than noon on Thursday, May 2, 2024. No responsive briefs will be filed. The briefs shall be no more than 5000 words.

IT IS FURTHER ORDERED that briefs will be in a legible 14-point font, double-spaced, and will include all arguments the parties wish to present to the Court. They may be filed in memorandum format (no tables of contents or authorities).

IT IS FURTHER ORDERED that copies of all filings must be delivered as required under Rule 10(h).

IT IS FURTHER ORDERED that in addition to filing briefs with the

Clerk of the Supreme Court (with filing and service through AZTurboCourt) all filings are also to be sent by email to all the parties and court staff and to SACrtDocs@courts.az.gov when filed.

This matter will be decided without oral argument. (Hon. John R. Lopez IV)

5. 1-May-2024 FILED: Record
6. 2-May-2024 FILED: Appellant's Brief; Certificate of Service; Certificate of Compliance (Appellant Backie)
7. 2-May-2024 FILED: Joint Appendix; Certificate of Service (Appellant Backie)
8. 2-May-2024 FILED: Appellee's Answering Brief; Certificate of Service; Certificate of Compliance (Appellee George et al.)
9. 2-May-2024 FILED: Joint Stipulation of Facts; Certificate of Service (Appellant Backie)
10. 3-May-2024 RECEIPT No.: 2024-00100 ; \$280.00, Authorization: 8827503751049799, Applied to: ROBERT BACKIE, an individual and a qualified elect - Class A Filing Fee (\$280.00) Paid for: ROBERT BACKIE, an individual and a qualified elector of Congressional District 1 - By nCourt LLC