

IN THE
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

KARI LAKE AND MARK FINCHEM,)	
)	
Plaintiffs-Appellants,)	
)	
v.)	No. 22-16413
)	
KATHLEEN HOBBS, as Arizona Secretary)	
of State, <i>et al.</i> ,)	
)	
Defendants-Appellees.)	

MOTION FOR LEAVE TO FILE BRIEF *AMICUS CURIAE*

Amici Curiae Maricopa County Republican Committee, Georgia
Republican Party, Inc., Republican State Committee of Delaware, Kansas
Republican Party, Republican Party of New Mexico, and Nebraska Republican
Party hereby move for leave to file a brief *amicus curiae* in support of Plaintiffs-
Appellants’ Motion to Recall Mandate. It is hereby stated as follows:

1. *Amici curiae* have extensive experience with respect to the issues
presented by this case and have a significant interest in the outcome of this case.
Some of these *amici* were also *amici* in this case in the U.S. Supreme Court in
April 2024, in support of a petition for writ of certiorari.

2. *Amici* Georgia Republican Party, Inc., Republican State Committee of Delaware, Kansas Republican Party, Republican Party of New Mexico, and Nebraska Republican Party are state political committees with strong interests in fair elections.

3. *Amicus* Maricopa County Republican Committee has a unique perspective, as it is the county Republican party in the most populous county in the State of Arizona (62 percent of Arizona's population reside in that county), and Maricopa County is also the fourth most populous county in the United States. *Maricopa County* is on record demanding fair elections and supporting election transparency throughout Arizona. Accordingly, *Amicus* believes that the outcome of this case could go a long way towards restoring public confidence in Arizona's electoral process and that this brief will be of assistance to the Court in its consideration of this Plaintiffs-Appellants' motion.

4. *Amici* sought the consent of the parties to the filing of this *amicus* brief. Counsel for Appellants consented. Counsel for the state Appellees responded: "Given the procedural posture of this matter, and the fact that this party already provided an amicus supporting Appellant's petition for certiorari at the United

States Supreme Court, we do object to you filing an amicus here.” No response was received from the county Appellees.

5. This *amicus* brief is being filed within seven days after the filing of the Plaintiffs-Appellants’ Motion to Recall Mandate, and four days before the Defendants-Appellees’ response to the motion is due. Thus, it is believed that no party will be prejudiced by the filing of this brief.

WHEREFORE, we respectfully request that this Court grant leave to file an *amicus curiae* brief in support of Plaintiffs-Appellants.

Respectfully submitted,

/s/ Jeremiah L. Morgan

Jeremiah L. Morgan

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June 13, 2024

CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that service of the foregoing Motion for Leave to File Brief *Amicus Curiae*, was made, this 13th day of June 2024, by the Court's Case Management/ Electronic Case Files system upon the attorneys for the parties.

/s/ Jeremiah L. Morgan
Jeremiah L. Morgan
Attorney for *Amici Curiae*