



## Supreme Court of New Mexico

CHIEF JUSTICE  
C. SHANNON BACON  
JUSTICES  
MICHAEL E. VIGIL  
DAVID K. THOMSON  
JULIE J. VARGAS  
BRIANA H. ZAMORA

P.O. BOX 848  
SANTA FE, NEW MEXICO  
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(505) 827-4880

CLERK OF COURT  
ELIZABETH A. GARCIA, ESQ.  
CHIEF DEPUTY CLERK OF COURT  
LYSETTE ROMERO CORDOVA, ESQ.

### NOTICE OF ORAL ARGUMENT

Dear Counsel:

Your case has been set for oral argument in the Supreme Court of New Mexico as reflected on the attached oral argument calendar. Unless otherwise noted on the attached calendar or ordered by the Court, the time allotted to each side for oral argument will be in accordance with Rule 12-319(E) NMRA. In the event of inclement weather, please check the local news outlets for notice of any delays or closures for the Supreme Court Building. If the building is closed, your argument will be rescheduled to another day. If the Court is on a two-hour delay, morning arguments will begin ninety minutes later and afternoon arguments will remain on the original schedule.

Please confirm your receipt of this notice of oral argument at least two weeks before the date of your oral argument by sending an email to [nmsupremecourtclerk@nmcourts.gov](mailto:nmsupremecourtclerk@nmcourts.gov). At the same time, please also provide the names of the attorneys who will be attending and presenting argument. Any attorney planning to attend in person must submit a vaccination survey no later than two weeks before the date of oral argument. The Clerk's Office will send vaccination surveys by email to all attorneys of record within two weeks of this notice. Please note that there is room at counsel's table to seat up to four attorneys per side. All individuals must wear a medical-grade facemask while present in the courtroom. Due to the public health emergency, no additional seating will be available in the courtroom. Members of the public may view oral arguments at two video overflow sites in the Supreme Court Building and a public livestream through the Court's website.

The use of exhibits or other demonstrative aids is governed by Rule 12-319(F) NMRA. If you intend to file a motion under Rule 12-319(F), please do so well in advance of—and no later than five business days ahead of—oral argument and indicate whether opposing counsel concurs in your use of the proposed material. If the Court grants your motion, any material that needs to be distributed to the Justices for oral argument must be provided directly to the Clerk's Office upon the granting of the motion. A copy must be given to opposing counsel, and our office will distribute the material to each Justice seated at the bench.

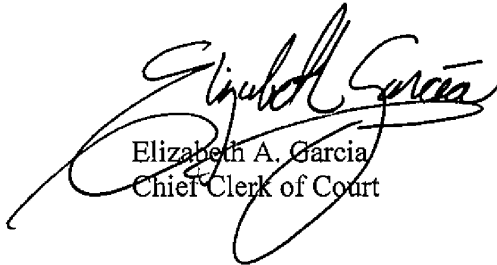
Because parking around the Supreme Court Building is very limited, please plan to arrive early to find parking and go through security. On the day of your argument, you must check in at the Clerk's Office at least fifteen minutes before the start of your argument. At that time, you will be asked to confirm (1) the identify the attorney or attorneys who will present oral argument for your side, (2) the order in which they will present their argument, and (3) the amount of time to be




allocated to each attorney, including the amount of time to be reserved for rebuttal (if applicable to your side).

Thank you for your cooperation, and please do not hesitate to contact our office if you have any questions.

Sincerely,



Elizabeth A. Garcia  
Chief Clerk of Court



Lysette Romero Córdova  
Chief Deputy Clerk of Court

attachment

**IN THE SUPREME COURT OF THE STATE OF NEW MEXICO**

**ORAL ARGUMENT CALENDAR  
MONDAY, JANUARY 9, 2023**

**ORAL ARGUMENT WILL BE HEARD IN THE FOLLOWING CASE**

**CALL OF THE DOCKET FOR THE FOLLOWING CASE IS 1:30 P.M.  
COUNSEL SHOULD CHECK IN WITH THE CLERK'S OFFICE BEFORE 1:30 P.M.**

**EXTRAORDINARY WRIT PROCEEDING:**

**NO. S-1-SC-39481**

**MICHELLE LUJAN GRISHAM in her  
official capacity as Governor of the New Mexico,  
HOWIE MORALES, in his official capacity as New  
Mexico Lieutenant Governor and President of  
New Mexico Senate, MIMI STEWART, in her  
official capacity as President Pro Tempore of  
the New Mexico Senate, and BRIAN EGOLF,  
in his official capacity as Speaker of  
the New Mexico House of Representatives,**

Petitioners,

v.

**HON. FRED VAN SOELEN,  
District Court Judge,  
Fifth Judicial District Court,**

Respondent,

and

**REPUBLICAN PARTY OF NEW MEXICO,  
DAVID GALLEGOS, TIMOTHY JENNINGS,  
DINAH VARGAS, MANUEL GONZALES JR.,  
BOBBY and DEE ANN KIMBRO, and PEARL  
GARCIA,**

Real Parties in Interest,

and

**MAGGIE TOULOUSE OLIVER,**

Defendant-Real Party in Interest.

***Counsel for Petitioners*** – Hinkle Shanor, LLP, Richard Olsen, Lucas M. Williams, Roswell, NM; Stelzner, LLC, Luis G. Stelzner, Albuquerque, NM; Peifer, Hanson, Mullins & Baker, P.A., Sara N. Sanchez, Mark T. Baker, Albuquerque, NM; Office of the Governor, Holly Agajanian, General Counsel, Kyle P. Duffy, General Counsel, Santa Fe, NM

***Counsel for Plaintiffs-Real Parties in Interest*** – Harrison, Hart & Davis, LLC, Carter B. Harrison IV, Daniel J. Gallegos, Albuquerque, NM

***Counsel for Defendant-Real Party in Interest*** – Office of the Secretary of State, Dylan K. Lange, General Counsel, Santa Fe, NM