

SUMMONS	
District Court: Fifth Judicial District Court Lea County, New Mexico Court Address: 100 North Main Lovington, NM 88260 Court Telephone Number: (575) 396-8571	Case Number: D-506-CV-2022-00041  Judge: Mark Sanchez
Plaintiffs: REPUBLICAN PARTY OF NEW MEXICO, DAVID GALLEGOS, TIMOTHY JENNINGS, DINAH VARGAS, MANUEL GONZALES, JR., BOBBY AND DEE ANN KIMBRO, and PEARL GARCIA,  v.  Defendants: MAGGIE TOLOUSE OLIVER in her official capacity as New Mexico Secretary of State, MICHELLE LUJAN GRISHAM in her official capacity as Governor of New Mexico, HOWIE MORALES in his official capacity as New Mexico Lieutenant Governor and President of the 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	Defendant  Name: MICHELLE LUJAN GRISHAM in her official capacity as Governor of New Mexico Address: c/o The Office of the New Mexico Attorney General 408 Galisteo Street Villagra Building Santa Fe, NM 87501

**TO THE ABOVE NAMED DEFENDANT(S):** Take notice that

1. A lawsuit has been filed against you. A copy of the lawsuit is attached. The Court issued this Summons.
2. You must respond to this lawsuit in writing. You must file your written response with the Court no later than thirty (30) days from the date you are served with this Summons. (The date you are considered served with the Summons is determined by Rule 1-004 NMRA) The Court's address is listed above.
3. You must file (in person or by mail) your written response with the Court. When you file your response, you must give or mail a copy to the person who signed the lawsuit.
4. If you do not respond in writing, the Court may enter judgment against you as requested in the lawsuit.
5. You are entitled to a jury trial in most types of lawsuits. To ask for a jury trial, you must request one in writing and pay a jury fee.
6. If you need an interpreter, you must ask for one in writing.

ORIGINAL: To Be Returned to Clerk of District Court for Filing.

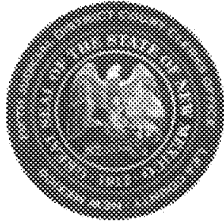
7. You may wish to consult a lawyer. You may contact the State Bar of New Mexico for help finding a lawyer at [www.nmbar.org](http://www.nmbar.org); 1-800-876-6227; or 1-505-797-6066.

Dated at Lea County, New Mexico, this 25th day of January, 2022.

Nelda Cuellar

CLERK OF COURT

By: Lisa Joines  
Deputy



Dated: January 24, 2022.

Respectfully submitted,

BROWNSTEIN HYATT FARBER SCHRECK, LLP

By /s/ Eric R. Burris

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*Attorneys for Plaintiffs*

THIS SUMMONS IS ISSUED PURSUANT TO RULE 1-004 NMRA OF THE NEW MEXICO  
RULES OF CIVIL PROCEDURE FOR DISTRICT COURTS.

RETURN 1

STATE OF NEW MEXICO )  
 )ss  
COUNTY OF BENJALICO

I, being duly sworn, on oath, state that I am over the age of eighteen (18) years and not a party to this lawsuit, and that I served this summons in SANTA FE county on the 4<sup>th</sup> day of FEB 2022 by delivering a copy of this summons, with a copy of complaint attached, in the following manner:

*(check one box and fill in appropriate blanks)*

- to the Defendant \_\_\_\_\_ *(used when defendant accepts a copy of summons and complaint or refuses to accept the summons and complaint)*
- to the Defendant by [mail] [courier service] as provided by Rule 1-004 NMRA *(used when service is by mail or commercial courier service).*

After attempting to serve the Summons and Complaint on the Defendant by personal service or by mail or commercial courier service, by delivering a copy of this summons, with a copy of complaint attached, in the following manner:

- to \_\_\_\_\_, a person over fifteen (15) years of age and residing at the usual place of abode of Defendant \_\_\_\_\_, *(used when the defendant is not presently at place of abode)* and by mailing by first class mail to the Defendant at \_\_\_\_\_ *(insert defendant's last known mailing address)* a copy of the summons and complaint.
- to \_\_\_\_\_, the person apparently in charge at the actual place of business or employment of the Defendant and by mailing by first class mail to the Defendant at \_\_\_\_\_ *(insert defendant's business address)* and by mailing the summons and complaint by first class mail to the Defendant at \_\_\_\_\_ *(insert defendant's last known mailing address).*
- to \_\_\_\_\_, an agent authorized to receive service of process for Defendant \_\_\_\_\_.
- to \_\_\_\_\_, [parent] [guardian] [custodian] [conservator] [guardian ad litem] of Defendant \_\_\_\_\_ *(used when defendant is a minor or an incompetent person).*
- to DANIEL RIOS *(name of person), AUTHORIZED REPRESENTATIVE* *(title of person authorized to receive service. Use this alternative when the defendant is a corporation or an association subject to a suit under a common name, a land grant board of trustees, the State of New Mexico or any political subdivision).*

Fees: \_\_\_\_\_

*[Signature]*  
Signature of person making service  
PRIVATE PROCESS SERVER  
Title (if any)

Subscribed and sworn to before me this 10<sup>th</sup> day of FEB, 2022

*[Signature]*

Judge, Notary or other officer  
authorized to administer oaths

NOTARY  
Official title  
EXPIRES: 08/24/24



USE NOTES

1. Unless otherwise ordered by the court, this return is not to be filed with the court prior to service of the summons and complaint on the defendant.
2. If service is made by the sheriff or a deputy sheriff of a New Mexico county, the signature of the sheriff or deputy sheriff need not be notarized.

[Adopted effective August 1, 1988; as amended by Supreme Court Order 05-8300-01, effective March 1, 2005; by Supreme Court Order 07-8300-16, effective August 1, 2007; by Supreme Court Order No. 12-8300-026, effective for all cases filed or pending on or after January 7, 2013; as amended by Supreme Court Order No. 13-8300-022, effective for all cases pending or filed on or after December 31, 2013; as amended by Supreme Court Order No. 14-8300-017, effective for all cases pending or filed on or after December 31, 2014.]

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