

FILED
5th JUDICIAL DISTRICT COURT
Lea County
9/25/2023 11:27 AM
NELDA CUELLAR
CLERK OF THE COURT
Cory Hagedoorn

STATE OF NEW MEXICO
COUNTY OF LEA
FIFTH JUDICIAL DISTRICT COURT

REPUBLICAN PARTY OF
NEW MEXICO, ET AL.,
Plaintiffs,

v.

MAGGIE TOULOUSE OLIVER, ET AL.,
Defendants.

No. D-506-CV-202200041

**ORDER DENYING MOTION FOR LEAVE TO FILE
AMICI CURIAE BRIEF IN SUPPORT OF NEITHER PARTY**

THIS MATTER having come before the Court on the Motion for Leave to File *Amici Curiae* Brief in Support of Neither Party (“Motion”) filed August 14, 2023 by Dr. Jonathan Cervas, Paul Mitchell, Dr. S.-H. Wang, Roderick Kennedy, Election Reformers Network, Common Cause New Mexico, and the League of Women Voters New Mexico, and the Court having read the pleadings, and noting that the New Mexico Rules of Civil Procedure for District Courts contain no provision for allowing *amici curiae*, while Rule 12-320 NMRA does provide for a brief of an *amicus curiae* to be filed only on order of the appellate court, and the Court being sufficiently advised, the Motion is hereby denied. The Court notes this denial is not intended to preclude any *amici curiae* briefs being filed should this case reach appellate level.

IT IS SO ORDERED.



HON. FRED VAN SOELEN
DISTRICT JUDGE