

**STATE OF NEW MEXICO  
COUNTY OF LEA,  
FIFTH JUDICIAL DISTRICT COURT**

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

**Plaintiffs,**

**v.**

**No. D-506-CV-2022-00041**

**MAGGIE TOULOUSE 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 JAVIER MARTINEZ in his official capacity  
as Speaker of the New Mexico House of  
Representatives,**

**Defendants.**

**EXECUTIVE DEFENDANTS' NOTICE OF NON-FILING**

The Governor and Lieutenant Governor (collectively, "Executive Defendants"), by and through undersigned counsel, hereby gives notice to the Court that they do not intend to file annotated findings of fact and conclusions of law pursuant to this Court's Scheduling Order. Executive Defendants reserve the right to submit rebuttal briefs to Plaintiffs annotated findings of fact and conclusions of law pursuant to the Court's Scheduling Order, as well as proposed findings of fact and conclusions of law the Court may allow following completion of the bench trial set in this matter.

Respectfully submitted,

/s/ Holly Agajanian

**HOLLY AGAJANIAN**

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Grisham*

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Lieutenant Governor Howie Morales*

**CERTIFICATE OF SERVICE**

I hereby certify that on September 15, 2023, I filed the foregoing through the New Mexico Electronic Filing System, which caused all counsel of record to be served by electronic means. I have additionally emailed a copy of the foregoing to all counsel of record per this Court's scheduling order.

Respectfully submitted,

/s/ Holly Agajanian

Holly Agajanian