

Joey D. Maya
Chief Clerk of the Supreme Court
of the State of New Mexico

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IN THE SUPREME COURT OF THE STATE OF NEW MEXICO

January 18, 2012

NO. 33,387

**TIMOTHY Z. JENNINGS, in
his official capacity as President
Pro-Tempore of the New Mexico
Senate, and BEN LUJAN, SR., in
his official capacity as Speaker of
the New Mexico House of Representatives,**

Petitioners,

v.

THE NEW MEXICO COURT OF APPEALS,

Respondent,

and

**DIANNA J. DURAN, in her official
capacity as New Mexico Secretary of State,
SUSANA MARTINEZ, in her capacity as
New Mexico Governor, and JOHN A.
SANCHEZ in his official capacity as New
Mexico Lieutenant Governor and presiding
officer of the New Mexico Senate,**

Real Parties in Interest.

ORDER

WHEREAS, this matter came on for consideration by the Court upon a
verified emergency petition for writ of superintending control, and the Court

RECEIVED
JAN 19 2012
By *ACP*

*CC: LGS
S. Lujan Sr. 60; SNS; AW;
1/19/12*

1 having considered said petition and being sufficiently advised, Justice Patricio
2 M. Serna, Justice Petra Jimenez Maes, Justice Richard C. Bosson, and Justice
3 Edward L. Chavez concurring, Chief Justice Charles W. Daniels recusing;

4
5 NOW, THEREFORE, IT IS ORDERED that the petition for writ of
6 superintending control is GRANTED and a writ of superintending control shall
7 issue;
8

9 IT IS FURTHER ORDERED that assignment of this cause to a calendar
10 is waived and the following expedited briefing schedule is established:
11

12 Petitioners and the real parties in interest shall file simultaneous opening
13 briefs on or before **Friday, January 27, 2012;**

14 Petitioners and the real parties in interest shall file simultaneous response
15 briefs on or before **Tuesday, January 31, 2012;**

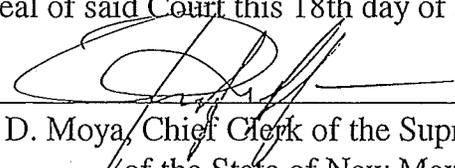
16 IT IS FURTHER ORDERED that oral argument shall be on **Tuesday,**
17 **February 7, 2012, at 1:30 p.m.;**
18

19 IT IS FURTHER ORDERED that the district court judgment is STAYED
20 pending further order of this Court.

21 IT IS SO ORDERED.
22

23 WITNESS, Honorable Patricio M. Serna, Acting Chief Justice
24 of the Supreme Court of the State of New Mexico, and
the seal of said Court this 18th day of January, 2012.

25 (SEAL)

26 
Joey D. Moya, Chief Clerk of the Supreme Court
27 of the State of New Mexico
28