



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

**October 14, 2022**

**FILED**  
5th JUDICIAL DISTRICT COURT  
Lea County  
10/14/2022 1:42 PM  
NELDA CUELLAR  
CLERK OF THE COURT  
Cory Hagedorn

**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,**

1 Defendant-Real Party in Interest.

2 **ORDER**

3 WHEREAS, this matter came on for consideration by the Court upon  
4 verified petition for writ of superintending control and request for stay, and  
5 responses thereto, and the Court having considered the foregoing and being  
6 sufficiently advised, Chief Justice C. Shannon Bacon, Justice Michael E. Vigil,  
7 Justice David K. Thomson, Justice Julie J. Vargas, and Justice Briana H. Zamora  
8 concurring;

9 NOW, THEREFORE, IT IS ORDERED that the request to stay the  
10 underlying proceedings is GRANTED, and all proceedings in D-506-CV-2022-  
11 00041 are hereby STAYED until further order of this Court; and

12 IT IS FURTHER ORDERED that the parties shall file supplemental briefs  
13 in accordance with the requirements in Rule 12-318 NMRA, and that the brief in  
14 chief shall be filed **on or before November 3, 2022**, with the answer brief due  
15 twenty (20) days after service of the brief in chief, and the reply brief, if any, due  
16 five (5) days after service of the answer brief; and

17 IT IS FURTHER ORDERED that oral argument shall be heard on **January**

1 9, 2023, at 1:30 p.m.

2 IT IS SO ORDERED.



WITNESS, the Honorable C. Shannon Bacon, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 14th day of October, 2022.

Elizabeth A. Garcia, Clerk of Court  
Supreme Court of New Mexico

I CERTIFY AND ATTEST:  
A true copy was served on all parties  
or their counsel of record on date filed.  
Luz de la Rosa-Corales  
Chief Deputy Clerk of the Supreme Court  
of the State of New Mexico

By \_\_\_\_\_

A handwritten signature in cursive script, appearing to read "Luz de la Rosa-Corales", written over a horizontal line.

Chief Deputy Clerk of Court