# In the Supreme Court of the State of Idaho

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| IN THE MATTER OF THE PETITION FOR WRIT OF MANDAMUS. | ) | |
| LAWRENCE DENNEY, Speaker of the Idaho House of Representatives, and NORM SEMANKO, Chairman of the Idaho Republican Party, | ) | ORDER DISMISSING PETITION AND SUPPLEMENT TO PETITION FOR WRIT OF MANDAMUS AND PROHIBITION |
| Petitioner, | ) | Supreme Court Docket No. 39570-2012 |
| v. | ) | Ref. No. *NONE—Order of this Court* |
| BEN YSURSA, Secretary of State of the State of Idaho, | ) | |
| Respondent. | ) | |

On January 24, 2012, counsel for Petitioners Lawerence Denney, Speaker of the Idaho House of Representatives, and Norm Semanko, Chairman of the Idaho Republican Party, filed a PETITION FOR WRIT OF MANDAMUS. On January 25, 2012, counsel for Petitioners Lawerence Denney, Speaker of the Idaho House of Representatives, and Norm Semanko, Chairman of the Idaho Republican Party, filed a SUPPLEMENT TO PETITION FOR WRIT OF MANDAMUS; REQUEST FOR WRIT OF PROHIBITION.

The party seeking a Writ of Mandate must establish a clear right to the relief sought. A party requesting a Writ of Prohibition must show an act outside of jurisdiction. Pursuant to Idaho Appellate Rule 5(b), counsel for Petitioners failed to file a brief showing a clear right to the relief sought under statute or constitution of the State of Idaho; therefore, good cause appearing,

IT HEREBY IS ORDERED that the PETITION FOR WRIT OF MANDAMUS, and REQUEST FOR WRIT OF PROHIBITION be, and hereby are, DISMISSED.

DATED this 25th day of January, 2012.

By Order of the Supreme Court

Roger Burdick

Roger S. Burdick, Chief Justice

ATTEST:

Stephen Kenyon

Stephen W. Kenyon, Clerk of the Courts