



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

2 **September 27, 2023**

3 **NO. S-1-SC-40122**

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

9 Plaintiffs-Respondents,

10 v.

11 **MIMI STEWART, in her official capacity as**
12 **President Pro Tempore of the New Mexico**
13 **Senate, and JAVIER MARTINEZ, in his official**
14 **as Speaker of the New Mexico House of**
15 **Representatives,**

16 Defendants-Petitioners,

17 and

18 **MAGGIE TOULOUSE OLIVER, in her**
19 **official capacity as New Mexico Secretary of State,**
20 **MICHELLE LUJAN GRISHAM, in her official**
21 **capacity as Governor of New Mexico, and**
22 **HOWIE MORALES, in his official capacity as**
23 **New Mexico Lieutenant Governor and President**
24 **of the New Mexico Senate,**

25 Defendants.

26 **ORDER**

27 WHEREAS, this matter came on for consideration by the Court upon
28 *corrected petition for writ of error* under Rule 12-503 NMRA and response
29 thereto, and the Court having considered the foregoing and being sufficiently

1 advised; Chief Justice C. Shannon Bacon, Justice Michael E. Vigil, Justice David
2 K. Thomson, Justice Julie J. Vargas, and Justice Briana H. Zamora concurring;

3 NOW, THEREFORE, IT IS ORDERED that the petition is DENIED;

4 IT IS FURTHER ORDERED that the filing of the petition did not stay the
5 district court's order or the proceedings in the district court, *see, e.g.*, Rule 12-
6 503(M) NMRA; and

7 IT IS FURTHER ORDERED that any other requests for relief are not
8 properly before the Court and not addressed in this order.

9 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 27th day of September, 2023.

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.
Lizette Romero Córdoba
Chief Deputy Clerk of the Supreme Court
of the State of New Mexico

By

A handwritten signature in black ink, appearing to read "Lizette Romero Córdoba".

Chief Deputy Clerk of Court