

No. 20-16932

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UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

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MI FAMILIA VOTA; ARIZONA COALITION FOR CHANGE; ULISES  
VENTURA,  
Plaintiffs-Appellees.

v.

KATIE HOBBS, in her official capacity as Arizona Secretary of State,  
Defendant-Appellee,

REPUBLICAN NATIONAL COMMITTEE; NATIONAL REPUBLICAN  
SENATORIAL COMMITTEE  
Intervenors-Defendants-Appellants  
and  
STATE OF ARIZONA,  
Proposed Intervenor-Defendant-Appellant.

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ON APPEAL FROM THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA  
Case No. 2:20-cv-01903-SPL

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**STATE OF ARIZONA'S NOTICE OF OBJECTION**

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*Deputy Solicitors General*  
Jennifer J. Wright  
Robert J. Makar  
*Assistant Attorneys General*  
Dated: October 9, 2020

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## NOTICE

Proposed-Intervenor the State of Arizona (the “State”) hereby provides notice that it objects to the proposed settlement of Plaintiffs and Defendant-Appellant Arizona Secretary of State Katie Hobbs (Doc. 51). Under Arizona law, the Attorney General has authority to “Represent the state in any action in a federal court.” A.R.S. § 41-193(A)(3). The Secretary of State has no authority to bind either the State of Arizona nor the independently elected (and unnamed) county recorders, who would be responsible for implementing the injunction issued by the district court. Furthermore, this settlement illustrates that the Secretary’s representation of the State’s interests is inadequate, further militating in favor of granting the State’s motion to intervene.

Respectfully submitted this 13th day of October, 2020,

MARK BRNOVICH  
ATTORNEY GENERAL

*s/ Drew C. Ensign* \_\_\_\_\_  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this 13th day of October, 2020, I caused the foregoing document to be electronically transmitted to the Clerk's Office using the CM/ECF System for Filing and transmittal of a Notice of Electronic Filing to CM/ECF registrants.

s/ Drew C. Ensign  
Drew C. Ensign