

# In the Supreme Court of the State of Idaho

SPENCER E. STUCKI, registered voter pursuant to the laws and Constitution of the State of Idaho,

Petitioner,

v.

IDAHO COMMISSION FOR REAPPORTIONMENT, and LAWRENCE DENNEY, Secretary of State of the State of Idaho, in his official capacity,

Respondents.

## **Order Conditionally Dismissing Petition Challenging Adopted Redistricting Plan L03 Pending Filing of Verified Petition**

Supreme Court Docket No. 49295-2021

WHEREAS, pursuant to Idaho Constitution Article III, section 2(5) and Chapter 15 of title 72 of the Idaho Code, the Idaho Commission for Reapportionment filed on November 12, 2021, a state legislative plan further identified as "L03" and;

WHEREAS, this Court has original jurisdiction to hear all petitions in support of, or against said commission plan, and;

WHEREAS, on December 1, 2021, an unverified Petition Challenging Adopted Redistricting Plan L03 was filed in Supreme Court Docket No. 49295-2021; therefore,

### **THIS COURT ORDERS AS FOLLOWS:**

Due to the expedited nature of this case, all documents are to be filed with this Court and served on opposing parties via the Idaho eFiling System, iCourt File & Serve.

The Petition Challenging Adopted Redistricting Plan L03 filed with this Court on December 1, 2021, is **CONDITIONALLY DISMISSED** as the Petition is not verified or accompanied by a supporting brief. Petitioner shall have until December 9, 2021, at 5:00 p.m. M.S.T. to file a verified Petition Challenging Adopted Redistricting Plan L03 with this Court. If such documents are filed, this case will be reinstated.

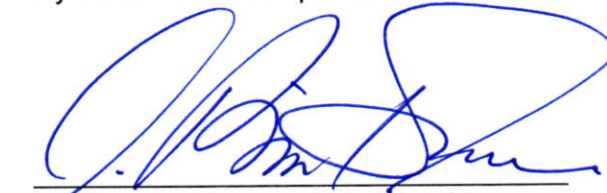
If this case proceeds, the record of proceedings filed in *Durst v. Idaho Commission for Reapportionment*, Supreme Court docket number 49261-2021, will be made part of the Court's record in this case, and a briefing schedule will be set.

If this case proceeds, briefing in this matter shall be expedited. The Petitioner shall file an opening brief on or before December 9, 2021, at 5:00 p.m. M.S.T. The Respondents shall file a Response Brief no later than December 23, 2021, at 5:00 p.m. M.S.T. Thereafter, Petitioner may file a Reply Brief, due no later than December 30, 2021, at 5:00 p.m. M.S.T.

Oral Argument will be scheduled at the discretion of the Court.

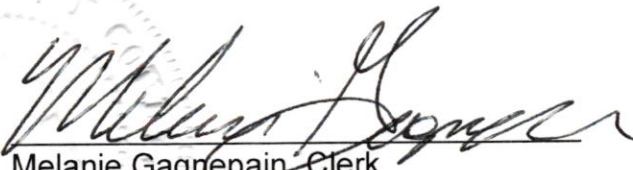
Dated December 2<sup>nd</sup>, 2021.

By Order of the Supreme Court



G. Richard Bevan, Chief Justice

ATTEST:



Melanie Gagnepain, Clerk

cc: Spencer E. Stucki, pro se Petitioner (via email)  
Counsel of Record (via email)