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Attorneys for Proposed Intervenor-Respondents

IN THE SUPREME COURT OF THE STATE OF IDAHO

MICHAEL STEPHEN GILMORE, a)	Docket No. 48760-2021
Qualified Elector of Ada County,)	
)	UNCONTESTED AND VERIFIED
Petitioner,)	PETITION FOR LEAVE TO
)	INTERVENE OR, IN THE
vs.)	ALTERNATIVE, APPLICATION FOR
)	LEAVE TO PARTICIPATE AS AMICI
LAWRENCE DENNEY, Idaho Secretary)	CURIAE
of State, in his official capacity,)	
)	
Respondent.)	
_____)	
)	
SCOTT BEDKE in his official capacity as)	
Speaker of the House of Representatives of)	
the State of Idaho; CHUCK WINDER, in)	
his official capacity as President Pro)	
Tempore of the Idaho State Senate; and the)	
SIXTY-SIXTH IDAHO LEGISLATURE,)	
)	
Proposed Intervenor-Respondents.)	
_____)	

Idaho Speaker of the House Scott Bedke and Idaho Senate President Pro Tempore Chuck Winder, in their official capacities, and the Sixty-Sixth Idaho Legislature (collectively, the “Legislature”) petition this Court for leave to intervene as Respondents in this action pursuant to

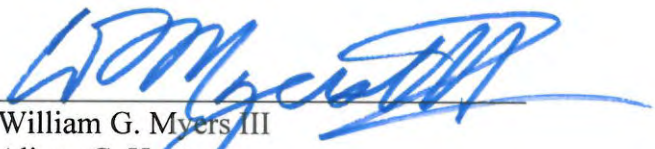
Idaho Appellate Rule 7.1 or, in the alternative, leave to file an amici curiae brief and participate in any oral argument that is set pursuant to Idaho Appellate Rule 8. Intervention by the Legislature is appropriate because it is a real party in interest and its interests will be affected by the outcome of the proceedings. Additionally, neither Petitioner nor Respondent oppose the Legislature's intervention in this matter. See Verified Petition for Writ of Mandamus ("Petition for Writ of Mandamus") ¶ 16; Certificate of Uncontested Motion (attached). The Legislature's intervention will also not delay this proceeding, as the Legislature is prepared to meet the deadline set for the Respondent to reply to the Petition for Writ of Mandamus and any other deadlines this Court sets.

This Uncontested and Verified Petition for Leave to Intervene or, in the Alternative, Application for Leave to Participate as Amici Curiae, is supported by the brief filed contemporaneously herewith and by the Verifications of Speaker Bedke and President Pro Tempore Winder, attached and incorporated by reference.

Dated this 6th day of May, 2021

HOLLAND & HART LLP

By


William G. Myers III
Alison C. Hunter
Chris C. McCurdy

Attorneys for Proposed Intervenor-Respondents

VERIFICATION

STATE OF IDAHO)
)
COUNTY OF ADA) ss.

Idaho Speaker of the House Scott Bedke, first being duly sworn under oath, states as follows:

- 1. I am a Petitioner herein. I am authorized to verify this Uncontested and Verified Petition for Leave to Intervene or, in the Alternative, Application for Leave to Participate as Amici Curiae, and I am empowered to act for and on behalf of all Petitioners.
- 2. I have reviewed the foregoing Petition and supporting brief and am familiar with the facts asserted therein, which are true and correct to the best of my knowledge and belief.

Scott Bedke

Speaker of the House Scott Bedke, Petitioner

Subscribed and sworn to before me this 6th day of May, 2021.

Notary Public *Mary Sue Jones*
My commission expires: 2/14/25



VERIFICATION

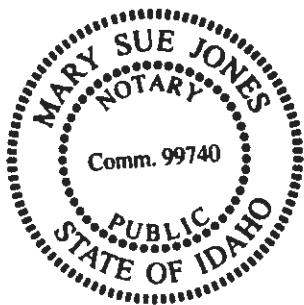
STATE OF IDAHO)
)
COUNTY OF ADA) ss.

Idaho Senate President Pro Tempore Chuck Winder, first being duly sworn under oath, states as follows:

- 3. I am a Petitioner herein. I am authorized to verify this Uncontested and Verified Petition for Leave to Intervene or, in the Alternative, Application for Leave to Participate as Amici Curiae, and I am empowered to act for and on behalf of all Petitioners.
- 4. I have reviewed the foregoing Petition and supporting brief and am familiar with the facts asserted therein, which are true and correct to the best of my knowledge and belief.

Chuck Winder
Senate President Pro Tempore Chuck Winder,
Petitioner

Subscribed and sworn to before me this *6th* day of May, 2021.

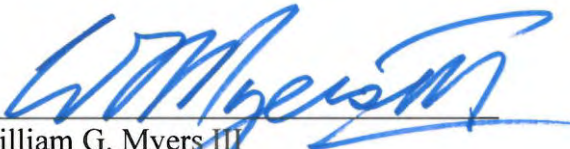


Notary Public *Mary Sue Jones*
My commission expires: *2/14/25*

CERTIFICATE OF UNCONTESTED MOTION

Pursuant to Idaho Appellate Rules 7.2 and 32, the undersigned does hereby certify that he has contacted opposing counsels and is authorized to represent that opposing counsels have no objection to this motion.

Dated and certified this 6th day of May, 2021

By 
William G. Myers III
Alison C. Hunter
Chris C. McCurdy

CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of May, 2021, I caused to be filed and served, via iCourt, a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

Michael Stephen Gilmore
mgilmore@cablone.net

- U.S. Mail
- Hand Delivered
- Overnight Mail
- Email/iCourt/eServe

Brian Kane
Brian.kane@ae.idaho.gov

- U.S. Mail
- Hand Delivered
- Overnight Mail
- Email/iCourt/eServe


for HOLLAND & HART LLP