

Deborah A. Ferguson, ISB No. 5333  
Craig H. Durham, ISB No. 6428  
FERGUSON DURHAM, PLLC  
223 N. 6th Street, Suite 325  
Boise, Idaho, 83702  
T: (208) 484-2253  
F: (208) 806-9663  
daf@fergusondurham.com  
chd@fergusondurham.com

Attorneys for Petitioners

**IN THE SUPREME COURT OF THE STATE OF IDAHO**

RECLAIM IDAHO, and the  
COMMITTEE TO PROTECT AND  
DEFEND THE IDAHO  
CONSTITUTION, INC.,

Petitioners,

v.

LAWERENCE DENNEY, in his official  
capacity as the Idaho Secretary of State,  
and the STATE OF IDAHO,

Respondents.

**Case No. 48784-2021**

**MOTION TO EXPEDITE  
BRIEFING AND ARUGMENT**

Petitioners Reclaim Idaho and the Committee to Protect and Preserve the Idaho Constitution, Inc., move the Court to set an expedited briefing and oral argument schedule. Petitioners have filed a Verified Petition for a Writ of Prohibition and

Application for Declaratory Judgment and a brief in support of the Petition. Petitioners are invoking the Court's original jurisdiction, seeking relief on their claims that the legislature's recent amendments to the statutes governing initiatives and referendums are unconstitutional under Article III, § 1 of the Idaho Constitution.

Reclaim Idaho has two initiatives pending for the 2022 election cycle. The Committee to Protect and Preserve the Idaho Constitution has filed a referendum. Petitioners are actively pursuing these petitions. They, and the citizens of Idaho, urgently need clarity from the Court on the constitutionality of the legislature's restrictive amendments.

Petitioners respectfully suggest that the Court put the case on its June docket and set oral argument on one of the dates that Court sits for argument in June. They further request an expedited schedule for Respondents' response and for Petitioners' reply.

Submitted on this 7th day of May, 2021.

/s/ Deborah A. Ferguson

Deborah A. Ferguson

/s/ Craig H. Durham

Craig H. Durham

Attorneys for Petitioners

**CERTIFICATE OF SERVICE**

This Motion has been served on the following on this 7th day of May, 2021, by filing through the Court's e-filing and serve system, and separately by email, to:

Brian Kane  
Deputy Attorney General  
Idaho Attorney General's Office  
brian.kane@ag.idaho.gov  
ecf@ag.idaho.gov

Attorney for Respondents

Also hand delivered on this date to:

Lawerence Denney  
Secretary of State  
Idaho Secretary of State's Office

/s/Deborah A. Ferguson  
Deborah A. Ferguson