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11 **IN THE UNITED STATES DISTRICT COURT**  
12 **DISTRICT OF ARIZONA**  
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14 Wesley W. Harris, *et al.*,

15 Plaintiffs,

16 v.

17 Arizona Independent Redistricting  
18 Commission, *et al.*,

19 Defendants.

Case No. 2:12-CV-00894-ROS-NVW-RRC

**NOTICE OF DECISION NOT TO  
INVOKE LEGISLATIVE PRIVILEGE**

20 Commissioner Rick Stertz, by and through undersigned counsel, and pursuant to the  
21 order of the Court dated February 7, 2013, (Docket No. 120), hereby respectfully gives notice  
22 that, based upon the limited and incomplete information now available to him and his counsel,  
23 he will not invoke any legislative privilege that might be applicable in response to questions  
24 or discovery requests that might be directed to him in the above-captioned matter. This  
25 decision not to invoke any legislative privilege does not and is not intended to serve as a  
26 waiver of Commissioner Stertz's right to assert any other testimonial or other privilege that  
might be available to him. Further, Commissioner Stertz respectfully submits that this  
decision is made under protest for the reasons set forth in his Motion for Extension of Time to

1 Advise Court of Decision Whether to Invoke Legislative Privilege, and Provisional Notice of  
2 Preliminary Decision Not To Invoke Privilege (Docket No. 113).

3 DATED this 8th day of February, 2013.

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**MUNGER CHADWICK P.L.C.**

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/s/ John F. Munger  
John F. Munger

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