

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2012-007344

02/21/2013

HONORABLE MARK H. BRAIN

CLERK OF THE COURT
A. Melchert
Deputy

VINCE LEACH, et al.

LISA T HAUSER

v.

ARIZONA INDEPENDENT REDISTRICTING
COMMISSION, et al.

KRISTIN L WINDTBERG

MICHELE LEE FORNEY

MINUTE ENTRY

The Court has reviewed the AIRC Defendants' Motion to Dismiss Claims Three and Six of Plaintiffs' Second Amended Verified Special Action Complaint (filed December 3, 2012), along with the response and reply. No party requested oral argument, and the matters are sufficiently briefed. Because the motion is filed under Rule 12(b)(6), the bar is low; plaintiffs need merely set forth allegations which, if taken as true and considered in the light most favorable to plaintiffs, would state a claim upon which relief can be granted. Plaintiffs have met this minimal standard. The motion is DENIED.

ALERT: The Arizona Supreme Court Administrative Order 2011-140 directs the Clerk's Office not to accept paper filings from attorneys in civil cases. Civil cases must still be initiated on paper; however, subsequent documents must be eFiled through AZTurboCourt unless an exception defined in the Administrative Order applies.