

In the Supreme Court of the State of Idaho

In Re: VERIFIED PETITION FOR WRIT OF)
 MANDAMUS.)

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 RONALD M. NATE, HEATHER SCOTT,)
 SAGE DIXON, VITO BARBIERI, ERIC)
 REDMAN, RON MENDIVE, MIKE)
 KINGSLEY, THYRA STEVENSON,)
 PRISCILLA GIDDINGS, TERRY GESTRIN,)
 DOROTHY MOON, RYAN KERBY, JUDY)
 BOYLE, GREG CHANEY, BRENT CRANE,)
 LYNN LUKER, JAMES HOLTZCLAW,)
 STEVEN HARRIS, THOMAS DAYLEY,)
 JOHN VANDER WOUDE, CHRISTY ZITO,)
 JEFF THOMPSON, BRYAN ZOLLINGER,)
 and KAREY HANKS, House of)
 Representatives; and STEVE VICK, MARY)
 SOUZA, DAN FOREMAN, STEVEN)
 THAYN, CLIFFORD BAYER, LAURIE)
 DEN HARTOG, Senators,)

Petitioners,)

v.)

LAWERENCE DENNEY, Secretary of State)
 of the State of Idaho, in his official capacity,)

Respondent.)

ORDER GRANTING SENATE
 LEADERSHIP’S PETITION TO
 INTERVENE AND LIMITING SCOPE
 OF BRIEFING AND HEARING

Supreme Court Docket No. 45001-2017

This matter came before the Court on the Senate Leadership’s Verified Petition for Leave to Intervene or, in the Alternative, Application for Leave to Participate as Amici Curiae. The following documents have been filed with, and reviewed by, this Court:

1. A VERIFIED PETITION FOR WRIT OF MANDAMUS and BRIEF IN SUPPORT OF VERIFIED PETITION FOR WRIT OF MANDAMUS was filed by Ronald M. Nate, et al, on April 19, 2017;
2. An AMENDED VERIFIED PETITION FOR WRIT OF MANDAMUS with Appendix A and B attached and BRIEF IN SUPPORT OF VERIFIED PETITION FOR WRIT OF MANDAMUS was filed on April 27, 2017;

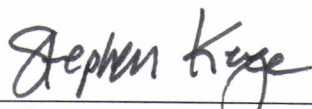
3. A VERIFIED PETITION FOR INTERVENTION BY GOVERNOR C.L. "BUTCH" OTTER and BRIEF IN SUPPORT was filed on May 3, 2017;
4. A VERIFIED PETITION FOR LEAVE TO INTERVENE or in the alternative, APPLICATION FOR LEAVE TO PARTICIPATE AS AMICI CURIAE and BRIEF IN SUPPORT was filed by Senator Brent Hill, et al, on May 12, 2017; and
5. The SECRETARY OF STATE'S RESPONSE TO AMENDED VERIFIED PETITION FOR WRIT OF MANDAMUS was filed on May 17, 2017.

The Court having conferenced and reviewed the filings Orders as follows:

1. Oral Argument scheduled for June 15, 2017 at 11:10 a.m., will be limited to only those issues addressed in the AMENDED PETITION FOR WRIT OF MANDAMUS filed on April 27, 2017, and raised in any response to that Petition by Denney or Amici.
2. The issue raised by Governor Otter concerning the constitutionality of House Bill 67 is not ripe, unless and until it becomes law and should not be addressed in any further briefing or during oral argument unless requested by the Court.
3. The SENATE LEADERSHIP'S PETITION TO INTERVENE is GRANTED should they wish to address the validity of Governor Otter's veto of House Bill 67. A brief in support of Senate Leadership's position must be filed no later than May 30, 2017.
4. Any party wishing to respond to the Senate Leadership's briefing must file a response no later than June 6, 2017.

DATED this 19th day of May, 2017

By Order of the Supreme Court



Stephen W. Kenyon, Clerk

cc: Counsel of Record