

Cite as 2018 Ark. 257

SUPREME COURT OF ARKANSAS

No. CV-18-749

MARK MARTIN, IN HIS
OFFICIAL CAPACITY AS
SECRETARY OF STATE FOR
THE STATE OF ARKANSAS
APPELLANT

Opinion Delivered: September 17, 2018

APPEAL FROM THE PULASKI
COUNTY CIRCUIT COURT
[NO. 60CV-18-4857]

RANDY ZOOK, INDIVIDUALLY
AND ON BEHALF OF THE
LEGISLATIVE QUESTION
COMMITTEE, ARKANSANS
FOR JOBS AND JUSTICE
APPELLANT-INTERVENOR

HONORABLE MACKIE M. PIERCE,
JUDGE

MOTIONS TO SUPPLEMENT THE
RECORD, FOR EXPEDITED
CONSIDERATION, SCHEDULING
ORDER, AND CONSECUTIVE
BRIEFING GRANTED;
ALTERNATIVE MOTION TO
IMMEDIATELY STAY WRIT OF
MANDAMUS BY PULASKI
COUNTY CIRCUIT COURT, AND
MOTION FOR ORAL ARGUMENT
DENIED.

V.

MARION HUMPHREY
APPELLEE

PER CURIAM

This appeal involves Ballot Issue No. 1, “An Amendment Concerning Civil Lawsuits and the Powers of the General Assembly and Supreme Court to Adopt Court Rules.” On September 6, 2018, the Pulaski County Circuit Court issued an order and final judgment granting a writ of mandamus and separate judgment declaring Issue No. 1 unconstitutional and granting writ of mandamus prohibiting the appellant, Mark Martin, in his official capacity as Secretary of State of the State of Arkansas, from counting, canvassing, publishing, and declaring the results of the November 6, 2018 election for Issue No. 1. Martin timely

appealed and filed motions to supplement the record, for expedited consideration and consecutive briefing, alternative motion to immediately stay writ of mandamus by Pulaski County Circuit Court and for oral argument. Appellant-Intervenor, Randy Zook, in his personal capacity and on behalf of the Legislative Question Committee, Arkansans for Jobs and Justice, responded. Appellee, Marion Humphrey, responded.

We grant Martin's motions to supplement the record, for expedited consideration and consecutive briefing, and we set the expedited briefing schedules as follows. Martin's brief is due by 4:30 p.m. on September 24, 2018; response briefs by Humphrey and Zook are due by 4:30 p.m. on October 1, 2018; Appellants' reply brief is due by 4:30 p.m. on October 4, 2018.

Motions to supplement the record, for expedited consideration, scheduling order, and consecutive briefing granted; alternative motion to immediately stay writ of mandamus by Pulaski County Circuit Court and motion for oral argument denied.

WOOD and WOMACK, JJ., would grant motion for oral argument.

KEMP, C.J., not participating.