

MAR 11 2019

IN THE SUPREME COURT FOR THE STATE OF UTAH

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BART GRANT; STEVEN G. MAXFIELD;  
AND DANIEL NEWBY,  
Petitioners,

ORDER

*v.*

GOV. GARY R. HERBERT;  
LT. GOV. SPENCER COX;  
DIRECTOR OF ELECTIONS JUSTIN LEE;  
SENATE PRESIDENT WAYNE L.  
NEIDERHAUSER; SENATOR LUZ ESCAMILLA,  
Respondents.

Case No. 20180997-SC

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This matter is before the Court on Petitioners' motion for additional time at oral argument, filed on January 31, 2019. This case is set for oral argument on Monday, March 25, 2019, at 9:00 a.m. Petitioners seek time for each petitioner to be heard at oral argument. Petitioners note, among other things, that as non-attorneys they are not in a position to represent other individuals named as petitioners. And they accordingly ask for five minutes of argument time for each of the named petitioners.

IT IS HEREBY ORDERED that the motion is denied. Petitioners are correct that they are not in a position to represent other individuals named as petitioners. But that does not mean that each petitioner is entitled to oral argument time. Oral argument is only one step in our decision-making process. The first, and most important, step is the submission of written pleadings and briefs. Each petitioner has had an opportunity to be heard at this stage. The court has considered, and will carefully consider, the written submissions of the petitioners.

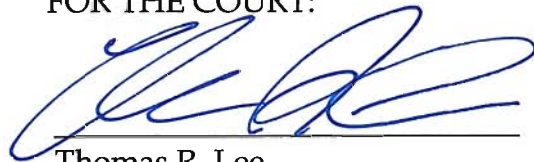
Oral argument is a permissive, discretionary step in our decision-making process. The principal purpose of oral argument is to allow the Justices to ask questions that may have arisen as they have considered the parties' pleadings and briefs. The focus of oral argument is on the merits of the parties' legal arguments as applied to the facts of the case. This proceeding bears no resemblance to a town hall or similar meeting in which the views of the general public are solicited in anticipation of a legislative decision. The Court's analysis is purely legal.

For these reasons the Court declines the petitioners' request for oral argument time for each of them. Instead, the petitioners may confer together and designate up to three petitioners to be heard by the Court. Petitioners collectively will be allowed twenty minutes for oral argument. They may confer together and decide how to divide up their time.

Oral argument should focus on the legal questions presented and the implications of the governing principles of law as applied to the facts of this case. Petitioners who will argue may find it helpful to review Rule 29 of the Utah Rules of Appellate Procedure and the "Practitioner's Guide to Oral Argument Before the Supreme Court".

March 11, 2019  
Date

FOR THE COURT:



Thomas R. Lee  
Associate Chief Justice

## CERTIFICATE OF SERVICE

I hereby certify that on March 11, 2019, a true and correct copy of the foregoing ORDER was deposited in the United States mail or was sent by electronic mail to be delivered to:

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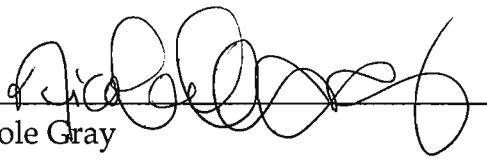
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By   
Nicole Gray  
Clerk of Court

Case No. 20180997