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8 *Pro Se*

9  
10 **IN THE SUPREME COURT FOR THE**  
11 **STATE OF ARIZONA**

12 Ryan L. Heath

13 Petitioner,

14 v.

15 Honorable Peter A. Thompson

16 Respondent,

17 Kari Lake, personally as Contestant/Plaintiff,  
18 Katie Hobbs, Contestee/Defendant personally  
19 and in her official capacity as Secretary of  
20 State; Stephen Richer, Defendant in his official  
21 capacity as Maricopa County Recorder; Bill  
22 Gates, Clint Hickman, Jack Sellers, Thomas  
23 Galvin, and Steve Gallardo, Defendants in their  
24 official capacities as members of the Maricopa  
25 County Board of Supervisors; Scott Jarrett,  
26 Defendant in his official capacity as Maricopa  
27 County Director of Elections; and the Maricopa  
28 County Board of Supervisors,

Real Parties in Interest.

Case No.: CV-23-0002

Maricopa County Superior Court

Case No. CV 2022-095403

**PETITIONER'S MOTION FOR  
CLARIFICATION RE: COURT  
ORDER ISSUED JANUARY 27, 2023**

Petitioner, RYAN L. HEATH, respectfully moves this Honorable Court to as follows:

1 1. On January 27, 2023, this Honorable Court issued an Order declining special action  
2 jurisdiction Case No.: CV-23-0002.<sup>1</sup>

3  
4 2. This Order identifies Ms. Lake’s appeal as the appropriate place for Petitioner’s  
5 intervention and graciously declines jurisdiction without prejudice, so that Petitioner may seek  
6 leave to participate as amicus in the Court of Appeals, per the schedule set by that Court.

7 3. Unfortunately, the schedule set by that Court already bars Petitioner from filing as amicus  
8 (additional requests to file amicus curiae were due by January 26, 2023).<sup>2</sup>

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10 4. Thus, Petitioner respectfully requests that this Court amend its January 27, 2023 Order so  
11 that Petitioner may have some remedy—be it either (1) issuing a directive to the Court of  
12 Appeals granting Petitioner leave until the end of the day on Tuesday, January 31, 2023, to file  
13 as amicus in that Court<sup>3</sup>—or granting Petitioner leave to appear as co-counsel for Ms. Lake at  
14 the February 1, 2023 hearing to argue the sole issue of 16-550(A)—assuming Ms. Lake is  
15 amicable to such an arrangement.  
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20 <sup>1</sup> Although not directly cited, the facts supporting Petitioner’s statement under Rule 7(b) were set forth  
21 in paragraph sixty-five in the Amended Writ of Mandate. Petitioner does not challenge this Court’s  
22 decision to provide an avenue for Petitioner to proceed towards his desired objectives elsewhere.

23 <sup>2</sup> See <https://apps.supremecourt.az.gov/aacc/appella/1CA/CV/CV220779.PDF> (last visited  
24 January 28, 2023)

25 <sup>3</sup> Petitioner has spent more time, after being licensed in November of 2020, working for public  
26 charity, pro bono, than working for pay. In relation to The Gavel Project, the 501(c)(3) public  
27 charity with which Petitioner associated in filing this claim, Petitioner devotes the vast majority  
28 of his time (including most weekends and holidays) working to pay our contracted Attorneys to  
represent disadvantaged victims of ideological abuses (the charitable beneficiaries). Petitioner  
needs at least this much time to alter his Argument into the correct format—especially because  
his wife was traveling until late last night and he was responsible for caring for his two children  
(both under five) for the past four days.

1 5. In closing, let it again be known that Petitioner has the utmost respect for this Court,  
2 Judge Peter A. Thompson, the Maricopa County Superior Court, and (especially) the rule of law.  
3 Petitioner is motivated by the ideal that it is the “boast of American democracy that *this is a*  
4 *government of laws, and not of men.*” See Exhibit 1 at 3 (*Lake v. Hobbs, et al.*, CV 2022-  
5 095403 (Ariz., filed Dec. 9, 2022) (quoting *Winsor v. Hunt*, 29 Ariz. 504, 512 (1926)) (emphasis  
6 added).

8 6. Society can only function if there are objective standards of justice recognized by our  
9 Courts—invokable principles upholding our rights that must remain inviolat.  
10

11 7. Again, Petitioner respectfully invites Judge Thompson to concede the honest mistake and  
12 for the Appellate Court to simply skip the proceedings and remand the case for the appropriate  
13 remedy based on Count III and the clear applicability of *Reyes v. Cuming*, 952 P.2d 329 (Ariz.  
14 Ct. App. 1997).

16 Dated: January 30, 2023

17 Respectfully Submitted,

18 By: /s/ RYAN L. HEATH  
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**CERTIFICATE OF SERVICE**

I hereby certify that on January 30, 2023, I transmitted a true and accurate copies of the attached, Motion for Clarification Re: Court Order Dated January 27, 2023, to the following individuals via certified mail:

Respondent:

Honorable Peter A. Thompson  
Maricopa County Superior Court  
Southeast Facility in Mesa  
222 E. Javelina, 2F/206  
Mesa, AZ 85210

Real Parties in Interest:

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1 *Attorneys for Amici Curiae*  
2 *Helen Purcell and Tammy Patrick*

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4  
5 Respectfully Submitted,

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