

IN THE OREGON SUPREME COURT OF THE STATE OF OREGON

STATE EX REL MARY LEE NELSON, MICHAEL NELSON, JUDY HUFF, SAMUEL
JOHNSON, and CHAD SULLIVAN, electors of Oregon,
Plaintiffs-Relators,

v.

LAVONNE GRIFFIN-VALADE, Secretary of State of Oregon,
Defendant.

S070658

ORDER REQUESTING SUPPLEMENTAL BRIEFING

Upon consideration by the court.

The court requests that the parties provide supplemental briefing, to the extent not addressed in the party's existing briefing, limited to the following questions:

Do relators have standing to bring this mandamus action?

Does Oregon law confer upon the Secretary of State either discretionary authority or an obligation to (1) determine, for purposes of an Oregon Presidential primary election, whether a candidate for a major political party's nomination for President would qualify for the office of President of the United States if ultimately elected, and (2) remove a candidate for a major political party's nomination for President from the Oregon primary election ballot if the Secretary concludes that the candidate would not qualify for that office if ultimately elected?

Please discuss all relevant statutes and associated legislative history, and provide copies of any relevant written legislative history.

Supplemental briefs are due Tuesday, January 9, 2024. No extensions will be granted.

ORDER REQUESTING SUPPLEMENTAL BRIEFING

Appellate Court Administrator, Appellate Court Records Section
1163 State Street, Salem, Oregon 97301-2563
Page 1 of 2

The court reserves for later decision the question whether to issue a writ of mandamus.



Meagan A Flynn
Chief Justice
01/02/2024

c: Kirsten M Naito
Daniel W Meek
Jason Llewellyn Kafoury
Benjamin Gutman
Tyler D Smith
James Buchal
Nadia Dahab

ORDER REQUESTING SUPPLEMENTAL BRIEFING

Appellate Court Administrator, Appellate Court Records Section
1163 State Street, Salem, Oregon 97301-2563
Page 2 of 2