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Cochise County Elections Director*

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

Kathleen Hoffard,

Plaintiff,

vs.

Case Number: 4:20-cv-00243-SHR

**JOINT SETTLEMENT STATUS
REPORT**

1 Cochise County, Arizona; Lisa Marra, (Assigned to the Hon. Scott H. Rash)
2 in her official capacity as Director of
3 Cochise County Elections
4 Department,
5 Defendants.

6 Pursuant to the Court's Scheduling Order, issued September 1, 2021 [Doc. 40], the
7 Parties hereby submit this *Joint Settlement Status Report*.

8 On September 3, 2021, the Parties submitted the following update on settlement
9 prospects in their Joint Case Management Report:

10 Plaintiff is open to settlement discussions and feels that the Parties may be
11 able to reach a settlement with the assistance of mediation. At this time,
12 Defendants do not believe that a settlement conference or a mediation
13 would be fruitful, however, does not close the door to such discussions after
14 significant discovery.

15 [Doc. 37, ¶ 16].

16 **Plaintiff's Position on Settlement**

17 Plaintiff remains open to discussing settlement at any time and believes that the
18 Parties would benefit from participation in a private mediation or in a settlement
19 conference facilitated by a magistrate judge. Plaintiff remains optimistic about settlement
20 prospects, given that Plaintiff is not seeking damages in this action. On February 29, 2022,
21 Plaintiff emailed counsel for Defendants that Plaintiff "remain[s] open to the possibility
22 of settlement and would welcome a conversation about ways to allow [Plaintiff] to vote
23 curbside in future elections."

24 **Defendants' Position on Settlement**

25 Defendants' position on settlement discussion remains unchanged. Defendants do
26 not believe that a settlement conference or a mediation would be fruitful, especially in
27 light of the fact that absolutely no discovery has been done in this case and the posture of
28 the case remains exactly the same as it was on September 3, 2021, when the Parties filed

1 their case management report with the Court. However, Defendants do not close the door
2 to such discussions after significant discovery.

3 DATED this 1st day of March, 2022.

4 **ARIZONA CENTER FOR DISABILITY LAW**

5 /s/ Maya Abela

6 Rose Daly-Rooney

7 Maya Abela

8 Tamaraingsey In

9 Meaghan Kramer

Maura Hilser

Attorneys for Plaintiff Kathleen Hoffard

10
11 **COCHISE COUNTY ATTORNEY**

12 /s/ Christine J. Roberts (with permission)

13 Christine J. Roberts

14 Paul Correa

Attorneys for Defendants