

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO**

Civil Action No. 1:23-cv-02291-PAB-SKC

NORMA ANDERSON, MICHELLE PRIOLA, CLAUDINE CMARADA, KRISTA KAHER,  
KATHI WRIGHT, and CHRISTOPHER CASTILIAN,

Petitioners,

v.

JENA GRISWOLD, in her official capacity as Colorado Secretary of State, and  
DONALD J. TRUMP,

Respondents.

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**PETITIONERS' UNOPPOSED MOTION FOR EXPEDITED CONSIDERATION  
OF MOTION TO REMAND**

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Petitioners respectfully file this unopposed motion for expedited consideration of their motion to remand this case to state court. Because of the urgency of this case, and because Respondents' counsel have indicated they do not intend to oppose Petitioners' remand motion, Petitioners ask the Court to resolve that motion promptly and without awaiting an opposition brief.

Time is of the essence. In this case, Petitioners allege that Respondent Donald J. Trump is disqualified from the Republican presidential primary ballot in Colorado, and from any future primary or general election ballot in Colorado, under Section 3 of the Fourteenth Amendment. Petitioners filed this case on September 6, 2023, ECF No. 1-2, and Colorado statutory law requires an expedited hearing on the challenge within five days. C.R.S. § 1-4-1204(4). There is good reason for that urgency: the Colorado

Republican presidential primary is scheduled for March 5, 2024,<sup>1</sup> and the Secretary of State must finalize the ballots for the presidential primary by January 5, 2024. C.R.S. § 1-4-1204(1). That leaves just a four-month window to resolve both the trial and the appeals that will inevitably follow. Speedy resolution of Petitioners' remand motion is warranted.

Expedited consideration is also proper because Trump's removal of this case was baseless. Black-letter law requires remand because (1) Petitioners lack Article III standing to proceed in federal court, and (2) Trump improperly removed this matter without obtaining consent of all Defendants. After Petitioners' counsel informed Trump's counsel of these defects, Trump's counsel indicated that they will take no position on Petitioners' remand motion.

For that reason, Petitioners' counsel respectfully requests that the Court decide the motion to remand now, without awaiting a response. Petitioners' counsel conferred today with Respondents' counsel by telephone. Both Respondents indicated that they do not oppose Petitioners' request for expedited consideration of the remand motion.

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<sup>1</sup> See 2024 Election Calendar, available at <https://www.sos.state.co.us/pubs/elections/calendars/2024ElectionCalendar.pdf>.

Dated: September 8, 2023

Respectfully submitted,

/s/ Jason Murray

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Mario Nicolais, Atty. Reg. # 38589  
KBN Law, LLC

[REDACTED]

Martha M. Tierney, Atty. Reg. # 27521  
Tierney Lawrence Stiles LLC

[REDACTED]

Eric Olson, Atty. Reg. # 36414  
Sean Grimsley, Atty. Reg. # 36422  
Jason Murray, Atty. Reg. # 43652  
Olson Grimsley Kawanabe Hinchcliff & Murray  
LLC

[REDACTED]

Donald Sherman\*  
Nikhel Sus\*  
Jonathan Maier\*  
Citizens for Responsibility and Ethics in  
Washington

[REDACTED]

\*Admission to this District's bar pending

*Counsel for Petitioners*

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FOR THE DISTRICT OF COLORADO  
**Chief Judge Philip A. Brimmer**

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**[PROPOSED] ORDER**

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This matter is before the Court on Plaintiffs' Unopposed Motion for Expedited Consideration of Motion to Remand [Docket No. \_\_\_\_]. It is hereby

**ORDERED** that Plaintiff's Unopposed Motion for Expedited Consideration of Motion to Remand [Docket No. \_\_] is **GRANTED**. The Court will resolve the motion to remand on the papers without awaiting further response.

DATED September \_\_\_\_, 2023.

BY THE COURT:

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PHILIP A. BRIMMER  
Chief United States District Judge