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JUN 20 2006
CLERK OF DISTRICT COURT
DISTRICT OF ARIZONA
BY [Signature]

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Attorneys for Applicants for Intervention

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

8 Maria M. Gonzalez, *et al.*,
9 Plaintiffs,
10 vs.
11 State of Arizona, *et al.*,
12 Defendants.

Civil Action No. 06-CV-1268-ROS LEAD

**ANSWER OF APPLICANTS
FOR INTERVENTION**

14 and
15 Yes on Proposition 200, a registered ballot
16 initiative political committee organized
17 under Arizona law; and
18 Randall Pullen, an individual,
Applicants for Intervention.

20 Applicants for Intervention hereby answer Plaintiffs' Complaint as follows:

PRELIMINARY STATEMENT

- 22 1. Admitted.
- 23 2. Denied.

JURISDICTION AND VENUE

- 25 3. Denied.

REQUEST FOR THREE-JUDGE PANEL

- 27 4. Denied

PARTIES

1
2 5. Applicants for Intervention have insufficient information to form a belief as
3 to the truth of the allegations of paragraph 5 and, therefore, deny the same.

4 6. Applicants for Intervention have insufficient information to form a belief as
5 to the truth of the allegations of paragraph 6 and, therefore, deny the same.

6 7. Applicants for Intervention have insufficient information to form a belief as
7 to the truth of the allegations of paragraph 7 and, therefore, deny the same.

8 8. Applicants for Intervention have insufficient information to form a belief as
9 to the truth of the allegations of paragraph 8 and, therefore, deny the same.

10 9. Applicants for Intervention have insufficient information to form a belief as
11 to the truth of the allegations of paragraph 9 and, therefore, deny the same.

12 10. Applicants for Intervention have insufficient information to form a belief as
13 to the truth of the allegations of paragraph 10 and, therefore, deny the same.

14 11. Applicants for Intervention have insufficient information to form a belief as
15 to the truth of the allegations of paragraph 11 and, therefore, deny the same.

16 12. Applicants for Intervention have insufficient information to form a belief as
17 to the truth of the allegations of paragraph 12 and, therefore, deny the same.

18 13. Applicants for Intervention have insufficient information to form a belief as
19 to the truth of the allegations of paragraph 13 and, therefore, deny the same.

20 14. Applicants for Intervention have insufficient information to form a belief as
21 to the truth of the allegations of paragraph 14 and, therefore, deny the same.

22 15. Applicants for Intervention admit the first sentence of paragraph 15. With
23 regard to the remainder of the paragraph, Applicants for Intervention deny their truth.

24 16. Applicants for Intervention have insufficient information to form a belief as
25 to the truth of the allegations of paragraph 16 and, therefore, deny the same.

26 17. Applicants for Intervention have insufficient information to form a belief as
27 to the truth of the allegations of paragraph 17 and, therefore, deny the same.
28

1 18. Applicants for Intervention have insufficient information to form a belief as
2 to the truth of the allegations of paragraph 18 and, therefore, deny the same.

3 19. Applicants for Intervention have insufficient information to form a belief as
4 to the truth of the allegations of paragraph 19 and, therefore, deny the same.

5 20. Applicants for Intervention have insufficient information to form a belief as
6 to the truth of the allegations of paragraph 20 and, therefore, deny the same.

7 21. Applicants for Intervention have insufficient information to form a belief as
8 to the truth of the allegations of paragraph 21 and, therefore, deny the same.

9 22. Applicants for Intervention have insufficient information to form a belief as
10 to the truth of the allegations of paragraph 22 and, therefore, deny the same.

11 23. Applicants for Intervention have insufficient information to form a belief as
12 to the truth of the allegations of paragraph 23 and, therefore, deny the same.

13 24. Applicants for Intervention have insufficient information to form a belief as
14 to the truth of the allegations of paragraph 24 and, therefore, deny the same.

15 25. Applicants for Intervention have insufficient information to form a belief as
16 to the truth of the allegations of paragraph 25 and, therefore, deny the same.

17 26. Applicants for Intervention have insufficient information to form a belief as
18 to the truth of the allegations of paragraph 26 and, therefore, deny the same.

19 27. Applicants for Intervention have insufficient information to form a belief as
20 to the truth of the allegations of paragraph 27 and, therefore, deny the same.

21 28. Applicants for Intervention have insufficient information to form a belief as
22 to the truth of the allegations of paragraph 28 and, therefore, deny the same.

23 29. Applicants for Intervention have insufficient information to form a belief as
24 to the truth of the allegations of paragraph 29 and, therefore, deny the same.

25 30. Applicants for Intervention have insufficient information to form a belief as
26 to the truth of the allegations of paragraph 30 and, therefore, deny the same.

27 31. Applicants for Intervention have insufficient information to form a belief as
28 to the truth of the allegations of paragraph 31 and, therefore, deny the same.

1 32. Applicants for Intervention have insufficient information to form a belief as
2 to the truth of the allegations of paragraph 32 and, therefore, deny the same.

3 33. Applicants for Intervention have insufficient information to form a belief as
4 to the truth of the allegations of paragraph 33 and, therefore, deny the same.

5 34. Applicants for Intervention have insufficient information to form a belief as
6 to the truth of the allegations of paragraph 34 and, therefore, deny the same.

7 35. Applicants for Intervention have insufficient information to form a belief as
8 to the truth of the allegations of paragraph 35 and, therefore, deny the same.

9 36. Applicants for Intervention have insufficient information to form a belief as
10 to the truth of the allegations of paragraph 36 and, therefore, deny the same.

11 37. Applicants for Intervention have insufficient information to form a belief as
12 to the truth of the allegations of paragraph 37 and, therefore, deny the same.

13 38. Applicants for Intervention have insufficient information to form a belief as
14 to the truth of the allegations of paragraph 38 and, therefore, deny the same.

15 39. Applicants for Intervention have insufficient information to form a belief as
16 to the truth of the allegations of paragraph 39 and, therefore, deny the same.

17 40. Applicants for Intervention have insufficient information to form a belief as
18 to the truth of the allegations of paragraph 40 and, therefore, deny the same.

19 41. Applicants for Intervention have insufficient information to form a belief as
20 to the truth of the allegations of paragraph 41 and, therefore, deny the same.

21 42. Applicants for Intervention have insufficient information to form a belief as
22 to the truth of the allegations of paragraph 42 and, therefore, deny the same.

23 43. Applicants for Intervention have insufficient information to form a belief as
24 to the truth of the allegations of paragraph 43 and, therefore, deny the same.

25 44. Applicants for Intervention have insufficient information to form a belief as
26 to the truth of the allegations of paragraph 44 and, therefore, deny the same.

27 45. Applicants for Intervention have insufficient information to form a belief as
28 to the truth of the allegations of paragraph 45 and, therefore, deny the same.

1 60. Applicants for Intervention have insufficient information to form a belief as
2 to the truth of the allegations of paragraph 60 and, therefore, deny the same.

3 61. Applicants for Intervention have insufficient information to form a belief as
4 to the truth of the allegations of paragraph 61 and, therefore, deny the same.

5 62. Applicants for Intervention have insufficient information to form a belief as
6 to the truth of the allegations of paragraph 62 and, therefore, deny the same.

7 63. Applicants for Intervention have insufficient information to form a belief as
8 to the truth of the allegations of paragraph 63 and, therefore, deny the same.

9 64. Applicants for Intervention have insufficient information to form a belief as
10 to the truth of the allegations of paragraph 64 and, therefore, deny the same.

11 65. Applicants for Intervention have insufficient information to form a belief as
12 to the truth of the allegations of paragraph 65 and, therefore, deny the same.

13 66. Applicants for Intervention have insufficient information to form a belief as
14 to the truth of the allegations of paragraph 66 and, therefore, deny the same.

15 67. Applicants for Intervention have insufficient information to form a belief as
16 to the truth of the allegations of paragraph 67 and, therefore, deny the same.

17 68. Applicants for Intervention have insufficient information to form a belief as
18 to the truth of the allegations of paragraph 68 and, therefore, deny the same.

19 69. Applicants for Intervention have insufficient information to form a belief as
20 to the truth of the allegations of paragraph 69 and, therefore, deny the same.

21 70. Applicants for Intervention have insufficient information to form a belief as
22 to the truth of the allegations of paragraph 70 and, therefore, deny the same.

23 71. Applicants for Intervention have insufficient information to form a belief as
24 to the truth of the allegations of paragraph 71 and, therefore, deny the same.

25 72. Applicants for Intervention have insufficient information to form a belief as
26 to the truth of the allegations of paragraph 72 and, therefore, deny the same.

27 73. Applicants for Intervention have insufficient information to form a belief as
28 to the truth of the allegations of paragraph 73 and, therefore, deny the same.

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SEVENTH CAUSE OF ACTION

(Title VI of the Civil Rights Act of 1965)

98. Applicants for Intervention reallege its answers to paragraphs 1-97 of Plaintiffs' Complaint.

99. Denied.

100. Denied.

EIGHTH CAUSE OF ACTION

(National Voter Registration Act of 1993)

101. Applicants for Intervention reallege its answers to paragraphs 1-100 of Plaintiffs' Complaint.

102. Applicants for Intervention allege Proposition 200 speaks for itself, and deny every allegation of paragraph 102 not consistent therewith.

103. Denied.

NINTH CAUSE OF ACTION

(16-121.01, Arizona Revised Statutes)

104. Applicants for Intervention reallege its answers in paragraphs 1-103 of Plaintiffs' Complaint.

105. Applicants for Intervention have insufficient information to form a belief as to the truth of the allegations in the first sentence of paragraph 105 and, therefore, deny the same. Further, Applicants for Intervention allege Proposition 200 speaks for itself, and deny every allegation in paragraph 90 not consistent therewith.

106. Denied.

TENTH CAUSE OF ACTION

(16-151(B), Arizona Revised Statutes)

107. Applicants for Intervention reallege its answers in paragraphs 1-106 of Plaintiffs' Complaint.

108. Denied.

1 109. Denied.

2 **REQUEST FOR RELIEF**

3 The remainder of Plaintiffs' Complaint consists of Plaintiffs' request for relief, to
4 which no response is required. Insofar as a response is required, the Applicants for
5 Intervention deny that the Plaintiffs are entitled to any relief whatsoever.

6 The Applicants for Intervention hereby specifically deny all allegations in the
7 Plaintiffs' Complaint not previously answered.

8 **AFFIRMATIVE DEFENSES**

- 9 1. Plaintiffs' Complaint fails to state a claim upon which relief can be granted.
10 2. Plaintiffs lack standing to assert the causes of action contained in Plaintiffs'
11 Complaint.
12 3. This Court lacks jurisdiction over Plaintiffs' Complaint and the causes of
13 action asserted therein.

14 DATED this 19th day of June 2006.

15 Respectfully Submitted By:

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1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on this 19th day of June 2006, I served a true and correct copy
3 of **ANSWER OF APPLICANTS FOR INTERVENTION** on all counsel of record by
4 sending said copy *via* United States mail, first class, postage prepaid, and addressed to all
5 of the counsel listed below:

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