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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF ARIZONA**

9 Kari Lake and Mark Finchem,) No. 2:22-cv-00677-JJT
10 Plaintiffs,)
11 v.) **ORDER**
12 Katie Hobbs, in her official capacity as)
13 Arizona Secretary of State, et al.,)
14 Defendants.)
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16 The Court has considered Defendant Secretary of State Katie Hobbs' Motion to Strike
17 Declarations of John Mills, Ben Cotton, Walter, Daugherity, Douglas Logan, and Shawn Smith
18 and Motion in Limine to Exclude Their Testimony at Preliminary Injunction Hearing (Doc.
19 ____).

20 Good cause appearing, the Court GRANTS the Motion. The Court finds that Messrs.
21 Mills, Cotton, Daugherity, Logan, and Smith are not qualified to testify as experts under
22 Federal Rule of Evidence 702 and *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509 U.S.
23 579 (1993), and further, that the probative value of their testimony is substantially outweighed
24 by the potential for prejudice under Federal Rule of Evidence 403. As a result, their
25 declarations are stricken and the Court will not consider them in deciding whether to issue a
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1 preliminary injunction, and all may not provide expert testimony during the preliminary
2 injunction hearing set for July 21, 2022.