

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

May 19, 2014

FOR THE TENTH CIRCUIT

Elisabeth A. Shumaker
Clerk of Court

KRIS W. KOBACH, Kansas Secretary of State; KEN BENNETT, Arizona Secretary of State; THE STATE OF KANSAS; THE STATE OF ARIZONA,

Plaintiffs-Appellees,

v.

THE UNITED STATES ELECTION ASSISTANCE COMMISSION; ALICE MILLER, in her capacity as Acting Executive Director and Chief Operating Officer of the United States Election Assistance Commission,

Defendants-Appellants,

and

INTER TRIBAL COUNCIL OF ARIZONA, INC.; ARIZONA ADVOCACY NETWORK; LEAGUE OF UNITED LATIN AMERICAN CITIZENS ARIZONA; STEVE GALLARDO; PROJECT VOTE, INC.; LEAGUE OF WOMEN VOTERS OF THE UNITED STATES; LEAGUE OF WOMEN VOTERS OF ARIZONA; LEAGUE OF WOMEN VOTERS OF KANSAS; VALLE DEL SOL; SOUTHWEST VOTER REGISTRATION EDUCATION PROJECT; COMMON CAUSE; CHICANOS POR LA CAUSA, INC.; DEBRA LOPEZ,

Intervenors Defendants-Appellants.

Nos. 14-3062 & 14-3072
(D.C. No. 5:13-CV-04095-EFM-TJJ)
(D. Kan.)

ORDER

Before **LUCERO, HOLMES, and PHILLIPS**, Circuit Judges.

Defendants-Appellants and Intervenors Defendants-Appellants (collectively, Appellants) have filed motions for (1) a stay pending appeal of the district court's order of March 19, 2014; and (2) expedited review of these consolidated appeals. Having considered the motions, we conclude that Appellants have made the requisite showing, and we grant the motions for a stay pending appeal. *See FTC v. Mainstream Mktg. Servs., Inc.*, 345 F.3d 850, 852-53 (10th Cir. 2003) (per curiam) (setting forth stay factors); *see also* 10th Cir. R. 8.1 (same). Accordingly, the temporary stay entered on May 8, 2014, is dissolved, and the district court's March 19, 2014 order is stayed pending appeal.

Further, we grant the request for expedited review. The parties will be informed by separate order as to the scheduling of oral argument and any changes to the briefing schedule.

Entered for the Court



ELISABETH A. SHUMAKER, Clerk