Supreme Court of Mississippi Court of Appeals of the State of Mississippi Office of the Clerk

D. Jeremy Whitmire Post Office Box 249 Jackson ! ississi""i #9205\$0249 (Street Address) 450 High Street Jackson ! ississi""

IN THE SUPREME COURT OF MISSISSIPPI

NO. 2023-CA-00584-SCT

ANN SAUNDERS, SABREEN SHARRIEF, AND DOROTHY TRIPLETT

v.

STATE OF MISSISSIPPI; STATE OF

ATTORNEYS FOR APPELLANTS:	J. CLIFTON JOHNSON II
	ROBERT B. McDUFF
	TANNER JOHN LOC HEAD
	BRENDA WRIGHT
	BRITTANY CARTER
ATTORNEYS FOR APPELLEES:	JUSTIN L. MATHENY
	RE ! MORRIS SHANNON III
	GERALD L. UCIA
	SCOTT G. STEWART
	ANTHONY RENARD SIMON
	PIETER JOHN TEEUWISSEN
	SCHERRIE LONNETTE PRINCE
	MAR A. NELSON
	NED A. NELSON
	WILSON DOUGLAS MINOR
NATURE OF THE CASE:	CI " IL # UNCONSTITUTIONAL STATUTE
DISPOSITION:	AFFIRMED IN PARTS RE " ERSED AND
-	RENDERED IN PART # 0%/21/2023

MOTION FOR REHEARING FILED:

EN BANC.

MAXWELL, JUSTICE, FOR THE COURT:

&1. $T'() *++, *-)., /) 012 / .', L, 3()-*.41,5) +*))(63 *67 .', G28, 16215) 1, c, 6.)(36(63 20 H24), B(--1020.^1 T', c*.*-9). 021 .', L, 3()-*.41,5) +*))(63 20 H24), B(--1020() : '*. 26, ;473, 1, c, 6.-97,)c1(<,7*).', =) : ,-.,1(63>467()+4.,7*67)4002c*.(63? c1(/ , +12<-, / (6 J*c@)26> M())())(++(A*+12<-, / .'*. '*) =c1(++-,7.', c1(/ (6*-;4).(c,)9)., / .?²)))))))$

¹ H.B. 1020> R,3. S,)).> 2023 M()). L*:) c'. 5BC.

 $^{^2}$ O17 ,1> NAACP v. Reeve > N2. 3:23#C $^{"}$ #2D2#HTW#LGI> 2023 WL 3DCD05%> *. EE5#C FS.D. M()). J46 , 1> 20236.

+128()(26) : '(c' *1, *(/,7*.(/+128(63+4<-(c)*0,.9*67<2-).,1(63;47(c(*-1,)241c,)(6 J*c@)26)*1, 62.*.())4,.

&B. S, c.(26 1 20 H24), B(-- 1020>7(1, c.) .'() C241.5) C'(,0 J4).(c, .2 *++2(6.0241 *77(.(26*-F*67 46, -, c., 76 c(1c4(.; 473,).2.', ,H().(63 S, 8, 6. ' C(1c4(. C241. D().1(c. A.', 7().1(c. c2 / +1(), 7 20 .', C(.9 20 J*c@)26 *67 *-- 20 H(67) C246.9 A 021 * ., 1 / ,67(63 D, c, / <, 1 31> 202C.^c T',), c267 c'*--, 63, 7 +128()(26> S, c.(26 B 20 H24), B(-- 1020>() * / 21, */<(.(24), 67, *821.'*. c1, *.,) * 6, :).*.4.219 (60, 1(21 c241.> / 4c' -(@, * / 46(c(+*- c241.>.2), 18, .', CCID.^D

³ H.B. 1020> R,3. S,)).> 2023 M()). L*:) c'. 5BC> J K.
^B Id. JJ 2> 3> L %.
⁵ Id. J 13.
^C Id. J 1.

^D Id. J B.

&5. S*467,1)5) -* :)4(. c-*(/) <2.' +128()(26) 8(2-*., M())())(++(5) C26).(.4.(26. B4. H(67) C246.9 C'*6c,--21 J. D, :*96, T'2/*)> : '2',-7',*1(63) 26 S*467,1)5) c'*--,63,)> 7()*31, 7*677()/()),7',1 c2/+-*(6. S', 62: *++,*-).

&C. A0.,11,8(,:>:,*31,,:(.'.',c'*6c,--21.'*..',c1,*.(26 20.', CCID (60,1(21 c241.
(6 S,c.(26 B 20 H24), B(-- 1020 () c26).(.4.(26*-. A1.(c-, C>S,c.(26 1D2> 20.', M())())(++(
C26).(.4.(26, H+1,))-9*67 467,6(*<-9 c260,1) 26.', L,3()-*.41, .', *4.'21(.9.2,).*<-()'
(60,1(21 c241.)>)4c'*).', CCID (60,1(21 c241.>*) 6,,7,7. A67',1,.', L,3()-*.41,
,H,1c(),7.'()*4.'21(.9>c1,*.(63*/46(c(+*-#-(@, c241..2),18,.', CCID.

&D. B4. :, *31,, :(.' S*467,1) .'*. S,c.(26 15) c1,*.(26 20 0241 6, : *++2(6.,7) =., /+21*19)+,c(*- c(1c4(. ;473,)? (6 .', S,8,6.' C(1c4(. C241. D().1(c. 021 *)+,c(0(,7) *-/2).#0241#9,*1.,1/ 8(2-*.,) 241 C26).(.4.(265) 1,M4(1, /,6..'*. c(1c4(. ;473,) <, ,-,c.,7) 021 * 0241#9,*1.,1/.^K W'(-, S,c.(26 1 c*--) .',), 6, : ;473,) =)+,c(*- c(1c4(. ;473,)? 26 +*+,1):,), 62.'(63)+,c(*- 21 46(M4, *<24..', / A c,1.*(6-9 62.'(63 ,H+1,))-9...',1(63))

Ba !"#\$%&' Fa () * P#\$ +'%#a, H-)(\$#.

I. T/+L+''-, a(%#++&a (+' M-))-)-00- C\$ '+ S+ (-\$& 1-2-205 -& 2181. &11. I6 1%K%>.', L,3()-*.41, ,6*c.,7 S,c.(26 %#1#105. S4<), c.(26 1 c26c,16);47(c(*-*++2(6./,6.):',6*;47(c(*-200(c,1() 46:(--(63 21 46*<-,.2),18,. M())). C27, A66. J %#1#105F16 FR, 8. 201%6. S4<), c.(26 2 *4.'21(I,).', C'(,0 J4).(c, 20.', M())())(++(S4+1, /, C241. .2 *++2(6. *)+, c(*-;473, 26 * ., /+21*19 <*)() = (6.', ,8,6. 20 *6, /,13,6c9 21 28,1c12:7,772c@,..?* M()). C27, A66. J %#1#105F26.

II. $C/-+3 J_{\%}(-+) / a4+ \%(-,-5+' S+ (-\$\& 1-2-205627 (\$ a00\$-\&()0+ -a, 8\%''+) (\$ (/+S+4+\&(/C-\#\%-(C\$\%\#(9-))(\#-(3\$\#.+a\#))))$

&12. I6.', *-/2)..'(1.9#0(8, 9,*1) 20(.),H().,6c,>S,c.(26%#1#105F26'*)<,,6124.(6,-9 4.(-(I,7 64/,124) .(/,) <9 C'(,0 J4).(c,) 20 .'() C241. .2 *))(). .1(*- c241.) 0*c(63 ,/,13,6c(,) 21 28,1c12:7,772c@,.).

&13. I6 2003> *. .', 1,M4,). 20 .',),6(21 ;473, 20 .', T:,-0.' C(1c4(. C241. D().1(c.

[%] S4<), c.(26 F26 +128(7,):

 $\begin{array}{l} \mathsf{U}+26.', 1,\mathsf{M4}, \mathsf{)}. 20.', \mathsf{C'}(,0 \mathsf{J473}, 20.', \mathsf{C241}. 20 \mathsf{A}++, *-) \mathrel{\rangle}.', \mathsf{)}, 6(21; 473, 20 \ast \mathsf{c}^{2} \ast \mathsf{c}^{2} \ast \mathsf{c}^{2}, \mathsf{19} 21 \mathsf{c}(\mathsf{1c4}(. \mathsf{c241}. 7().\mathsf{1}(\mathsf{c.} \mathrel{\rangle}.', \mathsf{)}), 6(21; 473, 20 \ast \mathsf{c246.9} \mathsf{c241}. \mathrel{\rangle} 21 \\ \mathsf{4}+26'(\mathsf{)} 2:6 / 2.(26 \mathrel{\rangle}.', \mathsf{C'}(,0 \mathsf{J4}).(\mathsf{c}, 20.', \mathsf{M}())(\mathsf{)})(\mathsf{)}(\mathsf{++}(\mathsf{S4}+\mathsf{1}, \mathsf{/}, \mathsf{C241}. \mathrel{\rangle} : (.' \\ \mathsf{'}, *78(\mathsf{c}, \ast \mathsf{67} \mathsf{c26}), \mathsf{6}. 20 \ast \mathsf{/} \ast; 21(.9 \ 20.', ; \mathsf{4}).(\mathsf{c}, \mathsf{)} 20.', \mathsf{M}())(\mathsf{)})(\mathsf{)}(\mathsf{++}(\mathsf{S4}+\mathsf{1}, \mathsf{/}, \mathsf{C241}. \mathrel{\rangle} : (.' \\ \mathsf{C241}. \mathrel{\rangle})'^{\ast}--'^{\ast} \mathsf{8}, \mathsf{.'}, \ast \mathsf{4}.' 21(.9 \ .2 \ast \mathsf{++2}(\mathsf{6}. \ast) +, \mathsf{c}(\mathsf{*-} ; \mathsf{473}, .2), \mathsf{18}, 26 \ast \\ \mathsf{,} / \mathsf{+21}^{\ast} \mathsf{19} <^{\ast})(\mathsf{)} (\mathsf{6}^{\ast} \mathsf{c}(\mathsf{1c4}(. \mathrel{\rangle} \mathsf{c'}^{\ast} \mathsf{6c}, \mathsf{19} \ 21 \ \mathsf{c246.9} \ \mathsf{c241}. (\mathsf{6}.', \mathsf{8}, \mathsf{6}. 20 \ast \mathsf{6} \\ \mathsf{,} / \mathsf{,13}, \mathsf{6c9} 21 \ 28, \mathsf{1c12} : \mathsf{7}, \mathsf{772c0} \mathrel{\rangle}, \mathsf{I}. \mathsf{)'}^{\ast}--< \mathsf{,} \cdot', \mathsf{74.9} \ 20 \ast \mathsf{69} \mathsf{)}+, \mathsf{c}(\mathsf{*-} ; \mathsf{473}, \mathsf{)2} \\ \overset{\ast}{\ast}++2(\mathsf{6}.\mathsf{,7} \ .2 \ast))(\mathsf{)}. \mathsf{'}, \mathsf{c241}. \ 21 : \mathsf{'}(\mathsf{c'}', (\mathsf{)}) \ast)(\mathsf{36}, \mathsf{7} \ (\mathsf{6} \cdot', \mathsf{7}(\mathsf{)}+2)(\mathsf{.(26} \ 20 \\ \mathsf{c}^{\ast} \mathsf{4}), \mathsf{)} \mathsf{)2} + \mathsf{67}(\mathsf{63} \ (\mathsf{6} \mathsf{)4c'} \ \mathsf{c241}. 021 : \mathsf{'}^{\ast}, \mathsf{8}, \mathsf{1} +, \mathsf{1}(\mathsf{27} \ 20. (\mathsf{/}, (\mathsf{)} \ \mathsf{7}))(\mathsf{36}^{\ast}, \mathsf{7} < \mathsf{9} \\ \mathsf{.'}, \mathsf{C'}(\mathsf{,0} \ \mathsf{J4}).(\mathsf{c}, \mathsf{T'}, \mathsf{C'}(\mathsf{,0} \ \mathsf{J4}).(\mathsf{c}, \mathsf{6} \ (\mathsf{'}) \mathsf{7})(\mathsf{c1}, \mathsf{.(26} \mathrel{\rangle} / \ast \mathsf{9} \ast + +2(\mathsf{6}. \mathsf{.'}, \mathsf{)}) +, \mathsf{c}(\mathsf{*-} ; \mathsf{473}, \mathsf{2}) \\ \mathsf{c}^{\ast} \mathsf{4} \mathsf{3}, \mathsf{2} \ \mathsf{'}, \mathsf{7} \mathsf{1} + \ast \mathsf{1}.(\mathsf{c4} - \ast \mathsf{1} \ \mathsf{c}^{\ast}), \mathsf{)} \ast + \ast \mathsf{1}.(\mathsf{c4} - \ast \mathsf{1} . \mathsf{9} +, 20 \ \mathsf{c}^{\ast}), \mathsf{21} \ast + \ast \mathsf{1}.(\mathsf{c4} - \ast \mathsf{1} + 21.(\mathsf{26} \ \mathsf{20} \\ \mathsf{20} \mathsf{.'}, \mathsf{C241.5}) \mathsf{72c0}, \ldots$

M()). C27, A66. J %#1#105F26.

FF211,). *67 P,119 C246.(,) \oplus C'(,0 J4).(c, E7 : (6 L. P(.. / *6 *++2(6.,7 J,)) H. D(c@(6)26 .2),18, *) *)+,c(*-c(1c4(.;473,.¹⁰ A67 (6 200B)*..',1,M4,).20.',S,8,6.' C(1c4(. C241. D().1(c.;473,) A.',8,19 c(1c4(.c241.7().1(c.*.())4, ',1, A C'(,0 J4).(c, J*/,) W. S/(.') J1.> *++2(6.,7 1,.(1,7;473, L. B1,-*67 H(-<416 *))+,c(*-c(1c4(.c241.;473,.2',-+'*67-, .',)413, 20 c1(/(6*-/*..,1) (6 H(67) C246.9.¹¹)

 $\& 1B. \quad O8, 1.', 6, H., (3'.9, *1) > C'(,0J4).(c, S/(.'*67'())4cc,))21 C'(,0J4).(c, W(--(*/L.W*--,1)J1) > 4.(-(I,7 S,c.(26\%#1#105F26 c26.(64*--9.2, H.,67 J473, H(-<4165))+,c(*-*++2(6./,6..'1243' A+1(-2012. D41(63.'().(/, +,1(27)*77(.(26*-;473,):,1, *-)2*++2(6.,7.2',-+H(67)C246.95)28,1c12:7,7 c1(/(6*-72c@,...T', C'(,0J4).(c, *++2(6.,7 12), 2/, 20.',)),)+,c(*-;473,))4*)+26., .^{12} O.',1):, 1, *++2(6.,7 *0.,1 c26)4-.(63.', S,8,6.' C(1c4(.C241.D().1(c.;473,)*<24..', c1(/(6*-c*), <*c@-23.^{13} T:2;473,)):, 1,)$

¹⁰ O17,1>1! '6#A\$\$% # ',

&1C. B, 3(66(63 (6 / (7#2020).', +1,)), 6. C'(,0 J4).(c,>*..', 8*1(24) c241.)51, M4,).><, 3*6
,H, 1c()(63 '()).*.4.219 *4.'21(.9 .2 *++2(6.)+,c(*-;473,) .2 C(1c4(. C241. D().1(c.))
C'*6c, 19 C241. D().1(c.)>C246.9 C241.)>*67 Y24.' C241.).'1243'24..', S.*., (61,)+26),
.2.', CO " ID#1%, / ,13,6c9.^{1C} A67 (6 2022).', C'(,0 J4).(c, *++2(6.,7 0241)+,c(*-;473,))

^{1B} O17, l>

.2.', \$,8,6.' C(1c4(. C241. D().1(c. =.2 *--,8(*., .',).1*(6 26 .', H(67) C246.9 c241.) c*4),7 21 ,H*c,1<*.,7 <9.', CO " ID#1% +*67, / (c.?^{1D}

III. T/+ L+"-),a(%#+ 0a))+' H\$%)+ B-,, 2020 -& 2023.

77(.(26-04--#.(/, *))().*6.7().1(c. *..216,9). Id. J3.

&1%. T', C*+(.2- C2 / +-, H I / +128, / ,6. D().1(c. FCCID(b) : '(c' 28, 1-*9) * +21.(26 20 .', C(.9 20 J*c@)26 *67 (6c-47,).', S.*., C*+(.2-*67 2.', 1).*., <4(-7(63)) '*7 <, .6 c1, *., 7 <9 .*1-(,1-,3()-*.(26. H24), B(--1020) S, c.(26 B) c1, *.,) *6 (60, 1(21 c241. 021 .', CCID) : '(c')) '*-- '*8, .',)* / , ;41()7(c.(26 *) / 46(c(+*-c241.).1% Id. J B. A67 S, c.(26) 5 .'1243' D)

^{1%} I6 (.) ,6.(1,.9> S,c.(26 B +128(7,)):

 $\begin{array}{l} \mbox{F10 F*6 F12 / *67 *0.,1 J*64*19 1> 202B>.',1,)'*--<, c1,*.,7 26, F16 (60,1(21 c241.*)*4.'21(I,7 <9 A1.(c-, C> S,c.(26 1D2 20.', M())())(++(C26).(.4.(26 20 1K%0>.2<,-2c*.,7 : (.'(6.',<2467*1(,),).*<-()',7 (6 S,c.(26 2%#5#203 021.', C*+(.2- C2 /+-,H I /+128, /,6. D().1(c.>',1,(6*0.,1 1,0,11,7 .2*) = CCID?. T', CCID (60,1(21 c241.)'*-- '*8, ;41()7(c.(26 .2 ',*1 *67 7,.,1 / (6,*--+1,-(/(6*19 /*..,1)*67 c1(/(6*- /*..,1)*4.'21(I,7 <9 -*: 021 /46(c(+*- c241.)).'*.*cc14, 21 2cc41> (6 : '2-, 21 (6 +*1.>): (.'(6 .',<2467*1(,) 20.', C*+(.2- C2 /+-,H I /+128, /,6. D().1(c.$*67)'*--'*8,.',)* /, ;41()7(c.(26*) /46(c(+*- c241.)).2 ',*1*67 7,.,1 / (6,*--c*),)c'*13(63 8(2-*.(26) 20.', /2.218,'(c-,*67 .1*00(c -*:) 20.'()).*.,>*67 8(2-*.(26) 20 .', C(.9 20 J*c@)265).1*00(c 217(6*6c, 21 217(6*6c,)1,-*.,7 .2.', 7().41<*6c, 20.', +4<-(c +,*c, .'*.*cc14, 21 2cc41> (6 : '2-, 21 (6 +*1.>): (.'(6 .', <2467*1(,) 20.', C*+(.2- C2 /+-,H I /+128, /,6. D().1(c..)))]$

 $\label{eq:F} \begin{array}{l} F<\!\!6\ A69+,1)26\ c268(c.\,,7\ (6.\,'\ ,\ CCID\ (60,1(21\ c241.\ /\ *9<,\ +-*c,7\ (6.\,'\ ,\ c4).279\ 20.\,'\ ,\ M())())(++(\ D\,,+*1.\ /\ ,6.\ 20\ C211,c.(26)>C\,,6.1^{*-}\ M())())(++(\ 0*c(-(.9.$

F26 T', C'(,0 J4).(c, 20 .', M())())(++(S4+1, /, C241.)'*--*++2(6..', CCID (60,1(21 c241.;473,*4.'21(I,7<9.'()),c.(26. T',;473,)'*--+2)),)) *--M4*-(0(c*.(26) 1,M4(1,7<9-*:021 / 46(c(+*-c241.;473,).S4c';473,)'*--<,*M4*-(0(,7,-,c.21 20.'()).*.,>*67)'*--'*8,)4c' 2.',1M4*-(0(c*.(26)*)+128(7,7<9-*:021 / 46(c(+*-;473,).

F3G T', A7 / (6().1*.(8, O00(c, 20 C241.)) '*-- +128(

+128(7, 021+12), c4.(63*..216,9)>*c-,1@>*67*)4(.*<-, <4(-7(63021.', CCID(60,1(21c241.. Id. JJ 5.2 D.

&20. S, c.(26 K, H., 67).', CCID5) 3, 231*+'(c*-<2467*1(,). Id. J K. A67 S, c.(26 % 7(8,1.)
+21.(26 20)-,).*H c2--, c., 7 (6 J*c@)26 .2.', CCID P12;, c. F467. Id. J %. A77(.(26*-), c.(26)+128(7, 021.', 04--).*00(63 20.', J*c@)26 P2-(c, D, +*1./, 6.><279 c*/, 1*) 021.',
C*+(.2- P2-(c,>*67 * %11, /, 13, 6c9 c*--)9)., / 021.', CCID. Id. JJ 10>11>*67 13.
&21. O6-9 S, c.(26 1 A : '(c' c*--) 021.', *++2(6./, 6. 20 0241)+, c(*- c(1c4(.;473,) 021.', S, 8, 6.' C(1c4(. C241. D().1(c. A*67 S, c.(26 B A : '(c' c1,*.,).', CCID (60, 1(21 c241. A*1, *. ())4, ', 1,.

I:. Sa%&'+#) 3-,+' a \$; 0,a-&(3\$# '+ ,a#a(\$#. a&' -&8%& (-4+ #+,-+3.

&22. T'1,, 7*9) *0.,1 H24), B(-- 1020 : *1-1 26*9(2)-0.960319(4)-0.960319(1)-92.2903(*)-1.44954()92 4)6 & .8 3 8 1 2 8 4 ('] 15x1 (9.. 96 (4 2 1 9 (, 1-)2.. 4 G 9 5 G ((*))912. x8x0 0 9 5 (013) 1 9((.*)9 6 0 3 9 9 789)(-9).2966 (8 <,c*4), H24), B(--1020>S,c.(26B>-*c@)*6,H+1,))1(3'..2*++,*-012/.', CCID c241..2 .',)4+,1(21 c(1c4(. c241..

 $\& 25. \quad F(6^{*}-9) \ S^{*}467, 1) \ ^{*}-, 3, 7 \ S, c. (26 \ \% \#1 \#105 F26 () \ 46c26). (.4. (26^{*}-021 \ .' \ , \)^{*} \ / \ , \ 1, \ ^{*})26)$

 $(6^{++-}(c^{+}(-, .2^{+}12))+, c.(8, (6; 46c.(8, 1, -(, 0. B, c$

7,.,1/(6,7 ', c24-7 62..

&33. T', c'*6c,--21 041.',1 ,/+'*)(I,7 6,(.',1).*.4., c1,*.,) *77(.(26*-+,1/*6,6.
;473,)'(+). I6).,*7><9.',(11,)+,c.(8,.,1/)>.',*++2(6./,6.)*1,.,/+21*19*67<*),726
,H(3,6. c(1c4/).*6c,) *67 7(7 62. 7(-4.,.',+2:,121 74.(,) 20.',,-,c.,7 H(67) C246.9
c(1c4(.;473,).

&3B. A) .2.', CCID (60,1(21c241.>.', c'*6c,--211,;,c.,7S*467,1)5)*134/,6..'*. H24),
B(-- 1020> S,c.(26 B> 8(2-*.,7 A1.(c-, C> S,c.(26 1D2> 20 .', M())())(++(C26).(.4.(26. Acc217(63 .2.', c'*6c,--21>=N.0', -*c@ 20)+,c(0(c -*634*3, 1,3*17(63 .', 1(3'. 20*++,*->

15

: '(-, +,1'*+) 62. (7,*->72,) 62. 6, c,))(.*., .'*..',1, ,H().) 62 1(3'. 20*++,*-.? T', CCID (60,1(21 c241. '*).',)*/,;41()7(c.(26*)/46(c(+*-c241.).2',*1*677,.,1/(6,+1,-(/(6*19 *67 c1(/(6*-/*..,1). A67 2.',1>*-1,*79,H().(63).*.4.219-*:+,1/(.)*6926,*7;47(c*.,7 34(-.9<9*/46(c(+*-c241..2*++,*-.2.',c246.9c241.>21(0.',1,() 62 c246.9c241..2.', c(1c4(. c241.. M()). C27, A66. J 11#51#K1 FR,8. 201%6. B,c*4), H24), B(--1020>S,c.(26 B>c*6<,1,*)26*<-91,*7: (.'2.',1,H().(63-*:.2+128(7,*1(3'..2*++,*-012/.',CCID c241..2*c26).(.4.(26*-c241.>.',c'*6c,--2114-,7S*467,1)c24-762.)'2:.', CCID c241. () 46c26).(.4.(26*-.

:II. Sa%&'+#) a00+a,+'.

&35. O6 M*9 15> 2023>.', c'*6c, --21, 6., 1, 7 * 0(6*- 217, 17, 69(63 *--1, -(, 01, M4,)), 7 <9 S*467, 1). S*467, 1) (//, 7(*, -9 *++, *-, 7 *--.'1, , 7()/())*- 217, 1) A.', 217, 17()/())(63 C'(, 0 J4).(c, R*672-+'>.', 217, 17()/())(63 C(1c4(. C-, 1@ P*c@ W*--*c, >*67.', 0(6*- 217, 17, 69(63 S*467, 1)5)) / 2.(26 021 *+1, -(/(6*19(6; 46c.(26*677())/())(63 S*467, 1)5)) c2 /+-*(6. *67 */, 67, 7 c2 /+-*(6. 021 7, c-*1*.219*67(6; 46c.(8, 1, -(, 0.

9-) %))-\$&

&3C. O6 *++, *-> 241 34(7(63 +1(6c(+-, () 241).*67*17 201,8(, : . A671,3*17-,)) 20 +4<-(c),6.(/,6. 021 21 *3*(6). H24), B(-- 1020> 241).*67*17 20 1,8(, : 1, /*(6) .',)*/, A-,3()-*.(8, ,6*c./,6.)*1, +1,)4/,7 8*-(7.

 $\begin{array}{l} \& \text{3D.} \quad \mathsf{T'()} \ \mathsf{C241.} = *7', 1, \mathbb{N} \\ 0.2 \ .', \ 14-, \ .'*. \ 26, \ :'2 \ *)) * (-) \ *-, 3() - *.(8, \ ,6^* \texttt{c}. \ /, 6. \ / 4). \\ 28, 1 \ \mathsf{c2} \ /, \ .', \).12 \ \mathsf{c3} \ +1,) 4 \ / \ +.(26 \ 20 \ 8^* - (7(.9 \ *67 \)4 \ \mathsf{c'} \ *)) * (-* \ 6. \ / 4). \ +128, \ '() \ \mathsf{c26c-4}) (26 \ *00(1 \ / \ *.(8, -9) \ *67 \ \mathsf{c-}, \ *1-9 \)) \ *.(-) \ '(. \ <, 92 \ \mathsf{c7} \ *1, \ *) 26^* <-, \ 724 <...? \ \mathsf{L} \ \ \ \mathsf{e!} \ \mathsf{v.} \ \mathsf{M\& } \ . \ \mathsf{P-} \ \cdot \ \ \mathsf{Se'v}. \end{array}$

C% (;!> 2D% S2. 27 C3C> CB0 FM()). 1%D36. 16 1,8(,: (63 *..*c@) 26 74-9 ,6*c.,7 -,3()-*.(26>=N*0--724<. /4).<,1,)2-8,7 (6 0*821 20.', 8*-(7(.9 20 *).*.4.,.? I. A67 =N(00 +2))(<-,> c241.))'24-7 c26).14,).*.4.,))2 *) .2 1,67,1 .', / c26).(.4.(26*-1*.',1.'*6 46c26).(.4.(26*-(0.',).*.4., 467,1 *..*c@ 72,) 62. c-,*1-9 *67 *++*1,6.-9 c260-(c. :(.' 213*6(c -* : *0.,10(1).1,)2-8(63 *--724<.) (6 0*821 20 8*-(7(.9.? I. Fc(.(63 B. % E. -*. v. S'+'e E. -*. F&. C% (;!>2B3 M()). DK2> 13K S2. 27 %12 F1%C266.

I. CCI9 1&3+#-\$# C\$%#(

&3K. W, 0(1). *++-9. '()).*67*17.2.', 6, : CCID (60,1(21 c241.. A67 (6 72(63)2> :, 0(67 S*467,1) c*662. 28,1c2 /, .',).1263 +1,)4 / +.(26.'*..', L,3()-*.41,5) c1,*.(26 20.', CCID (60,1(21 c241. () c26).(.4.(26*-.

&3%. A3*(6> 62 26, <,021, .'() C241. () M4,).(26(63 .', c1,*.(26 20 .', C*+(.2- C2 / +-,H I / +128, / ,6. D().1(c.. N21 () S*467,1) c'*--,63(63 S,c.(26 K 20 H24), B(-- 1020 .'*. ,H+*67) .', CCID5) 3,231*+'(c*-<2467*1(,). T', 2.',1+128()(26) .'*.+128(7, .*H0467(63> (6c1,*),7 -*: ,6021c, / ,6.>*67 * %11 c*--)9)., / 021 .', CCID *1, *-)2 62. *. ())4,. W'*. S*467,1) c2 / +-*(6) *<24. () .', L,3()-*.41,5) c1,*.(26 20 *6 (60,1(21).*.4.219 c241.>*@(6.2 * / 46(c(+*- c241.>2),18, .', CCID.

&B0. A1.(c-, C> S, c.(26 1D2> 20.', M())())(++(C26).(.4.(26 72.) 62. /,1,-9+,1/(. <4.
c.4--9 directs.', L,3()-*.41, .2 ,).*<-()' *67 *<2-()' (60,1(21 c241.) *) 6,,7,7. M()).
C26).. *1.. C> J 1D2 F=The Legislature shall, ha =

courts as may be necessary

2 / ())(26 20 *++,*-) -*634*3, against .', CCID c241.5) 8*-(7(.9 : ',6 241 -* : 7(1,c.) : , 72 .', ,H*c. 2++2)(., A).1263-9+1,)4 / , +12+,1-9 ,6*c.,7 -,3()-*.(26 () 8*-(7. L% e!>2D% S2. 27 *. CB0.

&B3. W'(-, :, *31,, :(.'.', c'*6c,--21.'*. S,c.(26 B5) *<),6c, 20 *6, H+1,)) *++,*-

&B5. G(8, 6.'*...', CCID c241. '*)..',)*/, ;41()7(c.(26*67046c.(26*)*/46(c(+*-c241.A*671,)2-8(63*69724<. (60*82120.', CCID c241.5)8*-(7(.9)*):, /4).A:, c26c-47, .', L,3()-*.41, (6.,67,7*++,*-)012/.'()(60,1(21c241..2+12c,,7;4).-(@,.9+(c*-/46(c(+*-c241.*++,*-).²²)

D. $T1ee8\&'\&' + \$$e_{, \$'}\%e + \$$, \& .$

&BC. U67,1 M())())(++(C27, S,c.(26 11#51#K1>*++,*-) 012 / /46(c(+*-c241.) 0(1). 32.2
c246.9 c241.. M()). C27, A66. J 11#51#K1. A67 012 / .',1,>041.',1*++,*- /*9<, .*@,6.2
.', c(1c4(. c241.. Id. R,c236(I(63.'(),H().(63*++,*-)+12c,))*++-(,).2.', CCID (60,1(21
c241. () 62. -,3()-*.(8, /(67 1,*7(63*).',7()),6.)433,).). R*.',1>(. () *).1*(3'.021:*17
c2 / /26),6), 1,*7(63 20.', -,3()-*.(26*67 S,c.(26 11#51#K1 A 26, .'*.1,)2-8,) 724<. (6
0*821 20.', CCID c241.*67).*9).14, .2 241-*:5) 7(1,c.(8, .2).1263-9+1,)4 / ,.', validity
20 74-9,6*c.,7).*.4.,). See L% e!>2D% S2.27*. CB0 F=A--724<. /4).<,1,)2-8,7 (6 0*821
20.', validity 20*).*.4.,.?F, /+'*)()*77,766.

&BD. B4...', 7()), 6. (3621,)..'() 7(1, c.(8,. 160*c. (.72,).', 2++2)(.,. 1.1,*7).'() 74-9
,6*c.,7).*.4., : (.'*6,9,.2:*17) 0(67(63 (. invalid A '46.(63021*1,*)26.2.'12: (.24..
1.72,))2 <91,)2-8(63724<.*3*(6)..',).*.4.,*676,3*.(8,-9+1,)4/(63.', L,3()-*.41,
(6.,67,7.',1,<, no right to appeal from a CCID court, ever. W(.'1,)+,c.021.',7()),6.>
241 -*: 021<(7).'()*++12*c'.

&BK. B,c*4), .', L,3()-*.41, c1,*.,7.', 046c.(26*-,M4(8*-,6.20*/46(c(+*-c241.021.', CCID>*++,*-) 012/.', CCID : (--02--2:.',)*/,).*.4.219*++,*-) +12c,))*)/46(c(+*-

²² See M()). C27, A66. J 11#51#K1.

c241.). S2.', c(1c4(. c241. A.', c26).(.4.(26*- c241. 012 / : '(c'.', CCID (60,1(21 c241.5) ;41()7(c.(26 :*) c*18,7 A '*) c26.12--(63 *4.'21(.9 8(*.', *++,--*., +12c,)) 24.-(6,7 (6 S,c.(26 11#51#K1.

&B%. B4. *8*(-*<-, *++,--*., 1,8(, : 20 CCID 7,c()(26) 72,) 62.).2+.',1,.

E. TIe CCID I! e' &&' C%'' +, % e! ?%7 + . &&&&I +, 'ev &eO. &50. T', CCID (60,1(21 c241. *-)2 ,6;29) *77(.(26*- c,1.(21*1(1,8(, : 467,1 M()))())(++(C27, S,c.(2611#51#%5FR,8.201%6. T'*.),c.(2631*6.),H+1,))> c26.12--(63*4.'21(.9.2.', c(1c4(. c241. .21,8(, : ;473 / ,6.) <9 =*-- .1(<46*-) (60,1(21 .2.', c(1c4(. c241.?.'1243'.', +12c,741, 20 : 1(. 20 c,1.(21*1(. Id. A67.'() -263#,).*<-()',7).*.4.219 / ,c'*6() / 021 c,1.(21*1(1,8(, : 20 (60,1(21 c241.),H().) =: ',.',1*6*++,*-<, +128(7,7<9-*: 012 / .', ;473 / ,6.) 243'. .2 <, 1,8(, : ,7 21 62..? Id.

M())())(++(C26).(.4.(26.

11. A00\$-&(; +&(\$3 \$0+ -a, T+; 0\$#a#. J%'"+)
&55. \$*467,1)5) 2. ',1 c26).(.4.(26*-c'*--, 63, 02c4),) 26. ', C'(,0 J4).(c,5) *++2(6. /, 6.
20)+, c(*-., / +21*19;473,). \$*467,1) *134,) <2. ' H24), B(-- 1020> S, c.(26 1> *67 S, c.(26 %#1#105F26 8(2-*., .', +-*(6 -*634*3, 20 A1.(c-, C> S, c.(26) 153 *67 1C5> 20. ', M())())(++(
C26).(.4.(26.

&5C. S,c.(26 153 +128(7,)) =T', ;473,) 20.', c(1c4(.*67 c'*6c, 19 c241.))'*--<, ,-, c., 7
<9.', +, 2+-, (6* /*66, 1*67*.*.(/, .2<, +128(7, 7<9.', -, 3()-*.41, *67.', ;473,))'*-'2-7.', (1 200(c, 021*., 1/ 20 0241 9, *1).? A67 467, 1 S, c.(26 1C5) =W', 6, 8, 1*69; 473, 20
.', S4+1, /, C241.21.', ;473, 21 c'*6c, --21 20*697().1(c. (6.'() S.*.,)'*-->021*691,*)26>
<, 46*<-, 21 7()M4*-(0(, 7.2+1,)(7, *.*69., 1/ 20 c241.>....', G28, 1621 /*9 c2 / /())(26)

A. H% e B& 4@@ Se*'& 4, Ve'' - Se*'& 53434@42>6

 $\&5K. \quad A0.,11,8(,:>:,*31,,:(.'S*467,1).'*.S,c.(26 1 20 H24), B(--1020 8(2-*.,) A1.(c-, C>S,c.(26 153>20.', M())())(++(C26).(.4.(265),H+1,))1,M4(1,/,6..'*.=N.0',; (473,) 20.', c(1c4(...c241.))'*--<,,-,c.,7<9.',+,2+-,?021=*.,1/2002419,*1).? \\ &5\%. \quad S,c.(26 172,) 62.c1,*.,*c26).(.4.(26*--9*--2:,7(60,1(21 c241.>-(@,.',-,3()-*.(8,-9 c1*0.,7 CCID c241.(6 S,c.(26 B. N,(.',172,)(.*77*77(.(26*-,-,c.,7 c(1c4(.;473,).2.', c411,6.S,8,6.' C(1c4(. C241. D()).1(c. 621 c1,*.,*6,:*67 7()).(6c. c(1c4(. c241. 7()).1(c.>).*00,7:(.'6,:-9,-,c.,7;473,).$

&C0. 16)., *7> S, c.(26 1 c1, *.,) 0241 *77(.(26*-> 46, -, c., 7 c(1c4(. c241. ;473,) '(+). T',), 6, : ;473,) '(+) *1, +2).,7 : (. '(6.', *-1, *79, H().(63 S, 8, 6. ' C(1c4(. C241. D().1(c.. A67 (6)., *7 20, -, c.(26>.', -, 3()-*.(26 / *67*.,).', C'(,0 J4).(c, *++2(6..',), 0241 6, : ;473,). T',), S, c.(26 1 -0.96031.289.154 -30.72 T dG(c)-1.29779(.)-0.311424(()-0.31(.)-0.480159(.)-0.310292(')-0.9 S,c.(261;473,)*1,;4). 46,-,c.,7 c(1c4(.;473,)>*++2(6.,7 (6.2.', S,8,6.' C(1c4(. C241. D().1(c..2),18,.'1,,#*67#*#'*-09,*1) (6).,*7 20 0241.

&C1. E8,6 8(,:(63 S,c.(26 15) -*634*3, :(.' *).1263 ,9, .2:*17) 8*-(7(.9> :, 0(67 S,c.(261535),H+1,)),-,c.(261,M4(1, / ,6.+12'(<(.).',),+*1.(c4-*1c(1c4(.c241.;473,)'(+)> :'(c' *1, *++2(6.,7 021 * .,1/>*67 62.,-,c.,7. T'4)> S,c.(26 1 c*662.)418(8,

<1243'. 26 <9.', CO " ID#1% +*67, / (c.^{2C}

&CD. T',1, () *77(.(26*- 0-,H(<(-(.9 (6 .', C'(,0 J4).(c,5) 7()c1,.(26*19*++2(6./,6. *4.'21(.9>041.',17().(634()'(63(.012/S,c.(2615)/*67*.219*++-(c*.(26. A) S,c.(26\%#1# 105F26,H+-*(6))=N.0', C'(,0 J4).(c,>(6'()7()c1,.(26>/*9*++2(6..',)+,c(*-;473,.2',*1 +*1.(c4-*1 c*),)>* +*1.(c4-*1.9+, 20 c*),> 21*+*1.(c4-*1+21.(2620.', c241.5)72c@,..?

B. U &/ Se*'&/ 53434@A2>6Te(\$%'+'7 A\$\$%&'(e!' '% H+!.,eC'& &+, C+ e

&CK. B,021, .', c'*6c,--21>.', S.*., *134,7>=H24), B(--1020 (6,)c*+*<-9:*)7,)(36,7 (6-*13, +*1..2*771,)) J*c@)265) c1(/, +12<-, /'*. /*9<, .', ,-,+'*6. (6.', 122/><4.:,58, 32.* c1(/, +12<-, / (6.'() c(.9>+,1(27.? W'(-, *++,--*., c241.) 72 62. /*@, (67,+,67,6.0(67(63)>:, :24-7 '*8, .2 <419 241 ',*7 (6.',)*67 .2)433,). c1(/, () 62.))413(63 (6 J*c@)26.

&C%. A 7().1(c. ;473, (6 * +*1*--, - +12c, ,7(63 c'*--, 63(63 H24), B(-- 1020 (6 0,7, 1*- c241. 1, c, 6.-902467.', =0*c.) 20 J*c@)26? A : '(c' (6c-47, * 6*.(26#-, *7(63 +, 1 c*+(.* / 417, 11*., (6 2021 F=N'0(3', 1.'*6 B(1/(63'*/>A.-*6.*>D, .12(.>*67, 8, 6 C'(c*32?6*67*)-(3'.-97, c1,*), 7'2/(c(7, 1*., (6 2022 .'*. =).(-- /*6*3, 7.2)41+*)), 8, 19 2.', 1 /*;21 c(.9)? c2 / <(6,7 : (.')(/(-*1-9'(3'+, 1c, 6.*3,)20 2.', 1 8(2-, 6. c1(/,)*67, 8, 1#1, c14(.(63).1, ... 3*63) A = '*8, c1(++-, 7.', c1(/(6*-; 4).(c,)9)., /.?^{2D} W, /, 6.(26.'() <, c*4), ;4).*).',

2C See supra 6.1C.

^{2D} O17,1> NAACP v. Reeve > N2. 3:23#C " #2D2#HTW#LGI> 2023 WL 3DCD05%> *. EE5#C FS.D. M()). J46, 1> 20236. A) J473, W(63*.,5) 217,1 2<),18,):

T', FBI cl(/,).*.().(c) .,--.',)2112:04-).219: I6 2020> J*c@)26 1,+21.,7 130 '2/(c(7,) A*1,c217 64/<,1*..'*..(/,. I6 2021> J*c@)26)41+*)),7 ;473,)*))()..', c241.=021 : '*.,8,1+,1(27 20.(/

*) * 7,0,67*6.. 2K

&DB. M())())(++('*) -263 1, c236(I,7 .', 72c.1(6, 20; 47(c(*- (//46(.9. WIee,e''v. S'e0+'')D%K S2.27 3KC) 3%2 FM()). 20016 Fc(.(63 DeW&'v. TI% \$ %) > 1%2 M()). C15> D S2. 27 52% F1%B26% Be, v. M*K&! e7> C3 M()). 1KD F1KK566. J47(c(*- (//46(.9 *++-(,) .2; 47(c(*-*c.). L%+*%)%v. E,, &> 5D1 S2. 27 23D> 23K FM()). 1%%06 Fc(.(63 DeW&'> D S2. 27 *. 5326. A67 .', C'(,0 J4).(c,5) *++2(6.(63 *)+, c(*-; 473, () c-, *1-9 *; 47(c(*-*c.. V& %) > KD% S2. 27 *. 105D F'2-7(63 .'*. C'(,0 J4).(c, P1*.', 15) *++2(6./, 6. 20 *)+, c(*-; 473, 467, 1 S, c.(26 %#1#105 :*) * =; 47(c(*-*c.?, 6.(.-, 7 .2; 47(c(*-(//46(.96%) see also Ke(\$ e8 'e, Ke(\$ v. Pe'9& > 32B F, 7. A++5H B0%) B12 F5.' C(1. 200%6.

&D5. S.(--> S*467,1) *)@) .'() C241. .2 1,c236(I, 021 .', 0(1). .(/, *1, /,7(,)#<*),7 ,Hc,+.(26.2.241;47(c(*-#(//46(.972c.1(6,. S*467,1)1,M4,).) :, +,1/(.;473,).2<,)4,7 021 .',(1;47(c(*-*c.) :',626-9+12)+,c.(8, (6;46c.(8, 1,-(,0())243'.)*6762. /26,9 7*/*3,). B4. :, *1, 46+,1)4*7,7*6, Hc,+.(26)'24-7*++-9',1,.

&DC. A))4++21. 021 ',11, /,7(,)#<*),7 ,Hc,+.(26) S*467,1) +1(/*1(-9-,*6) 26 P-,,&(v. A,,e!>*0,7,1*-J 1%K3 c*), (6 : '(c' . ', U6(.,7 S.*.,) S4+1, /, C241. ',-7 . '*. =;47(c(*-(/ / 46(.9 () 62. * <*1 .2 +12)+, c.(8, (6;46c.(8, 1,-(,0 *3*(6). *;47(c(*- 200(c,1 *c.(63 (6 ', 1 ;47(c(*- c*+*c(.9.? P-,,&(v. A,,e!>BCC U.S. 522>5B1#B2>10B S. C.. 1%D0>1%K1>K0 L. E7. 27 5C5 F1%KB6. B4. (6.', :*@, 20 P-,,&(>C2631,)) */,67,7 J 1%K3.2 /*@, c-,*1.'*.=(6

 $[\]overset{2K}{H}, \ \ , \ \ / + ' *)(I, \ . ', \ C '(, 0 \ J4).(c, \ ' *) \ \ / *(6.*(6,7 \ ', () \ 62. * +12+, 1 + *1.9 \ .2 \ . '() \)4(.. \ H, \ 7, 6(, 7 \ S *467, 1)5) \ \ / \ 2.(26 \ .2 \ 1, c4), \ \ 26 \ *++, *-> 0(67(63 \ 62 \ <*)() \ 021 \ 1, c4)^{*-} \ , H()., 7 \ <, c^*4), \ \ ', \ \ ' *7 \ 62 \ (6., 1,). \ (6 \ .', \ 24.c2 \ /, \ 211(4)-0.962.72.$

*69 *c.(26 < 1243'. *3*(6). *; 47(c(*-200(c, 1021*6*c. 212/())(26.*@, 6(6)4c'200(c, 15); 47(c(*-c*+*c(.9) in/unctive relief shall not be granted 46-,)) * 7, c-*1*.219 7, c1, ; *)8(2-*., 7217, c-*1*.2191, -(,0:*) 46*8*(-*<-,.? B2 U.S.C. J 1%K3F, /+'*)() *77, 76\$ see also B+- e''v. Te8+ > 3B1 F.37 352> 35D F5.' C(1. 20036.

&DD. W'(-, J 1%K35) ,H+1,))(//46(.9+128()(26()2

;473, '*7 /*7, *6 *--,3,7-9 46c26).(.4.(26*- *7 / (6().1*.(8, 7,c()(26 A)2 / ,.'(63 / 4c' $7(00, 1, 6... * 6\ 02-2: (63 * 6, 6* c., 7 - *:.. *. () *--, 3, 7.2 <, 46c26).(.4.(26*-..^{2%}))$ B9)4(63.', C'(,0J4).(c, *) * 7,0,67*6. (6 *6 *c.(26)2-,-9*(/,7*.'*8(63).*.4.,) &K**O**. 7, c-*1, 746c26). $(.4.(26^{*}) S^{*}467, 1) + (..., 7.', C'(.0 J4).(c, (6.', c26).(.4.(26^{*}-946., 6^{*}<...))))$ +2)(.(26 20), / (63-9 '*8(63 .27,0,67 '(/),-0 28,1*).*.4., +*)),7 <9.', L,3()-*.41, *67 (36.7 < 9.', G28, 1621. T', ..., 6)(26 : (.', .'())) 2 < 8(24) < ..., c*4), = N;0473, ..., H()..., 21,)2-8, $c26.128,1)(,) \approx 24. \approx -3.5) / 36(63 21 (.) c26021 / 36c, .2 .', F,7,1*- 367 S.*.,$ C26).(.4.(26)) not to " age battle as contestants in the parties#litigation.? W1 % $W_{4} + !$; He+, '1 v. J+*9 % > 5%5 U.S. 30> B0> 1B2 S. C. 522> 211 L. E7. 27 31C F2021G F, /+'*)() *77,76. =A) N.', U6(.,7 S.*.,) S4+1, /,0 C241. '*), H+-*(6,7>062 c*), 21 c26.128,1)95 ,H().) 0<,..:,6*;473, : '2*7;47(c*..) c-*(/) 467,1*).*.4.,*67*-(.(3*6.:'2*..*c@).', c26).(.4.(26*-(.9 20.',).*.4.,.5? I. FM42.(63 P-, & > BCC U.S. *. 53K 6.1KG. W'(-, *6 ,H().(63 =c*), 21 c26.128,1)9? () * 0,7,1*-).*67(63 1,M4(1, / ,6.> M())())(++(5) / 21, -*H).*67(63 14-,) <9 62 / ,*6) 31,,6 -(3'...',)4(63 20 ;473,) : ',6 ..',)2-, c-*(/ () ..'*.*).*.4., () 46c26).(.4.(26*-. A) S*467,1)5) c246),-

&K1. W, '*8, 02467 62 c*),)>(6 .'() C241. 21 2.',1)> : ',1, * C'(,0 J4).(c, '*)<,,6)4cc,))04--9)4,7 (6 -(@, c(1c4 /).*6c,). A67 :, '2 20.', ;47(c(*- 6*.41, 20.',(11,)+26)(<(-(.9>.', c'*6c,19 c-,1@)*67;473,) 72 62. '*8, *)400(c(,6.-9 Q+,1)26*-).*@, (6.', 24.c2/, 20.', c26.128,1)9*).2*))41, .'*. c26c1,., *78,1),6,)) : '(c')'*1+,6).', +1,),6.*.(26 20 ())4,) 26 : '(c'.', c241.)2-*13,-97,+,67) 021(--4/(6*.(26 20 7(00(c4-. c26).(.4.(26*-M4,).(26).5?FM42.(63 B+9e''v. C+'")3C% U.S. 1KC> 20B>K2 S. C.. C%1>D L. E7. 27 CC3 F1%C2666. A@(6.2',1*c.(26*3*(6)..', C'(,0 J4).(c,> &K5. I c26c41 : (.'.', /*;21(.9 26 *-- ())4,) ,Hc,+. (.) 7,c()(26 .2 4+'2-7 .', C*+(.2-C2/+-,HI/+128,/,6. D().1(c. FCCID6 c241.. B,c*4), 20 * 0*.*- c26).(.4.(26*-7,0(c(,6c9 (6.', L,3()-*.41,5) 0*(-41, .2+-*c, .', CCID c241.467,1.',)4+,18()(26 20 * c26).(.4.(26*c241.>I 7()),6. (6 +*1..

&KC. T', +*1.(,) *67.'() C241. *1, (6 *31, , / ,6. 26.', 6*.41, 20 * -,3()-*.(8,-9 c1,*.,7 = (60,1(21 c241.?*) c26., / +-*.,7 < 9.', M())())(++(C26).(.4.(26. See

M46(c(+*- c241.) *1, -,3()-*.(8,-9 c1,*.,7 (60,1(21 c241.) . '*. *1, (68,).,7 : (. ')2 /, 20 . ', ;41()7(c.(26 20 . ', c(1c4(. c241. *67 *1,)4+,18(),7 <9 . ', c(1c4(. c241. 8(* * 1(3 '. . 2 *++,*-. M()). C27, A66. J %%#35#1 FR,8. 20206.³¹

&K%. I 7()*31, ... W, 72 62. '*8, .', c26).(.4.(26*- *4.'21(.9 .2 */,67 .',).*.4.219 7,0(6(.(26 20 * / 46(c(+*- c241.>*67 : ,--#,).*<-()',7+1(6c(+-,) 20).*.4.219 c26).14c.(26 72 62. +,1/(.4) .2,631*0. * 1(3'. 20 *++,*- (6.2 .', +-*(6 -*634*3, 20 H24), B(-- 1020. T', certiorari +12c,741, 467,1 S,c.(26 11#51#%5 c260(6,) .', c(1c4(. c241. .2 * 1,8(,: 20 M4,).(26) 20 -*: *++*1,6. 012/.', 0*c, 20 .', 1,c217 20 -2: ,1 c241. +12c, 7(63). T'() -(/(.*.(26 +1,c-47,))4+,1(21 c241. 28,1)(3'. 20 ,8(7,6.(*19>+12c,741*->*67 *7;47(c*.219)

³¹ O. ', 1, H* / +-,), H(). (6 M())())(++(5); 47(c(*19> (6c-47(63 924. ' c241.. See M())). C27, A66. J B3#21#C51F16 FR, 8. 20216.

³³ T'() /*67*.219 7(1, c.(8, *134*<-9 (/+-(c*.,)),+*1*.(26 20 +2:,1) c26c,16))

72c.1(6, *67 241 : ,--#,).*<-()',7 +1(6c(+-,) 20).*.4.219 c26).14c.(26. H,1,>.', +1*c.(c*-24.c2 / , 20 H24), B(-- 1020 ().'*..', CCID c241. '*) 62. <,,6+-*c,7 <9).*.4.,467,1.',)4+,18()(26 20 * c26).(.4.(26*- c241..

&%5. I. () 62. .', ;47(c(*195) +-*c, .2 02--2 : <, '(67 .', L,3()-*.41, *67 c'22), *77(.(26*-/46(c(+*-c241.+128()(26) .2 *77 .2 .', +-*(6 -*634*3, 20 *6 ,6*c.,7).*.4.,. T',1,021,>.'() C241. c*662. c-*))(09 21 4+'2-7 .', CCID c241. *) *6 = (60,1(21 c241..? W'(-, .', CCID c241. () A / ,.*+'21(c*--9)+, *@(63 A * +,3 (6 6, .7 20 * '2-.)(.><, (63 *)M4*1, +,3>)(/+-9 : (--62.

&%C. T', c*.c'#*---*634*3, =2.', 1.1(<46*-)?(6S, c.(2611#51#K172,) 62.2+, 1*., .2 c1,*., * 1(3'. 20 *++,*-012 / .', CCID c241.. S, c.(26 11#51#K1 c1,*.,7 * 1(3'. 20 *++,*-.2 c246.9 c241. 012 / ;4).(c, c241.) *67 / 46(c(+*- c241.). P1,8(24)-9> *++,*-) 012 / / 46(c(+*- c241. : ,6. 7(1,c.-9.2 c(1c4(. c241.021 * de novo .1(*-467,1 M())())()+(+(C27, S, c.(26 %%#35#1.³⁸ A0.,17,c-*1(63.'*..', 6, : *++,*-+12c,)) .2 c246.9 c241. =) '*--<, ... 467,1.',)* /, 14-,) *67 1,34-*.(26) *) *1, +128(7,726 *++,*-) .2.', c(1c4(. c241.\)0? S, c.(26 11#51#K1 c-*1(0(,) 041.',1.'*..', 6, : *++,*-.2 c246.9 c241. *++-(,) 26-9.2 ;4).(c, *67 / 46(c(+*-c241.) *67 () 62. *++-(c*<-, ... 2 c.',1*++,*-) +12c, .7(63 A*) ;4).(c, *67 / 46(c(+*-c241.) *67 () 62. *++-(c*<-, ... 2 c.',1*++,*-) +12c, .7(63 A*) ;4).(c, *67 / 46(c(+*-c241.) *67 () 62. *++-(c*<-, ... 2 c.',1*++,*-) +12c, .7(63 A*) ;4).(c, *67 / 46(c(+*-c241.) *67 () 62. *++-(c*<-, ... 2 c.',1*++,*-) +12c, .7(63 A*) ;4).(c, *67 / 46(c(+*-c241.) *67 () 62. *++-(c*<-, ... 2 c.',1*++,*-) +12c, .7(63 A*) ;4).(c, *67 / 46(c(+*-c241.) *67 () 62. *++-(c*<-, ... 2 c.',1*++,*-) +12c, .7(63 A*) ;4).(c, *67 / 46(c(+*-c241.) *67 () 62. *++,*-) '*8, <,, 672(63 8(* S, c.(26 %%#35#1 A +41)4*6. .2 2 .',1*++,*-) .*.4.,). 16).,*7> =*++,*-) '12 / 217,1) 20.', <2*17 20)4+, 18()21) / 46(c(+*-c2*17)) *67 2.',1 .1(<46*-) ...) '*-- <, 7(1,c. .2.', c(1c4(. c241.a) /+#+(\$3\$\$#+.? M()). C27, A66. J 11#51#K1 F, /+'*)() *77,76.

&%D. S,c.(26 11#51#K1 +128(7,) (6 1,-,8*6. +*1.:

A-- *++,*-) 012 / c241.) 20 ;4).(c,) 20 .', +,*c, \mathbb{N}^{350})+,c(*- *67 3,6,1*-> *67 012 / *-- / 46(c(+*- c241.))'*-- <, .2.', c246.9 c241. 467,1.',)* /, 14-,)*67 1,34-*.(26) *) *1, +128(7,7 26 *++,*-) .2.', c(1c4(. c241.> <4. *++,*-) 012 / 217,1) 20 .', <2*17 20)4+,18()21)> / 46(c(+*- <2*17)>*67 2.',1.1(<46*-) 2.',1.'*6 c241.) 20 ;4).(c, 20 .', +,*c, *67 / 46(c(+*- c241.)))'*-- <, 7(1, c. .2.', c(1c4(. c241.*)',1,.2021,. A67 012 / .', 0(6*-;473 / ,6. 20 .', c246.9 c241. (6* c*), *++,*-,7 .2 (. 467,1.'()), c.(26>* 041.',1*++,*- /*9 <, .*@,6.2.', c(1c4(. c241. 26.',)* / , .,1 /)*67 (6.',)* / , /*66,1*) 2.',1*++,*-) 012 / .', c246.9 c241. .2.', c(1c4(. c241.*1, .*@,6....)

³⁵ J4).(c, C241.)

^{3B} See also M()). R. C1(/. P. 30.1 F+128(7(63 021 *++,*-) 012 / c246.9 c241.6. =NW0',1,.',1,() c260-(c. <,.:,,6*).*.4., *67*+12c,741*-14-, c1,*.,7 <9.', S4+1,/, C241.>.', 14-, c26.12-)*67.',).*.4., () 82(7*67 20 62,00,c..? M- '''+7v. S'+'e KD0 S2. 27 11K2> 11KB FM()). 200B6 Fc(.(63 S'+'ev. B,e'. e'.> DBK S2. 27 DD> KK FM()). 1%%%66.

T', ,H+1,)) 1(3'. .2 *++,*- .2 c(1c4(. c241. 012 / <2*17) 20)4+,18()21) *67 / 46(c(+*-<2*17) () 02467 (6 M())())(++(C27, S,c.(26 11#51#D5 FR,8. 201%6.

&%K. T',1,021,>c26)(7,1(63 S,c.(26 11#51#K1 *) * : '2-,>.',1,0,1,6c,.2=2.',1.1(<46*-)? /,1,-9c-*1(0(,).'*.*-(.(3*6.+2)),)),7 20*6,H+1,))).*.4.2191(3'..2*++,*-.2c(1c4(.c241. +128(7, c26).(.4.(26*--9)400(c(,6. 28,1)(3'. 20.', CCID c241.. A6 (60,1(21 c241. = / 4). <, (60,1(21 (6 4-.(/*., *4.'21(.9.2.', c26).(.4.(26*--9 c1,*.,7 c241. : '(c',H,1c(),).',)*/, ;41()7(c.(26N0?*67=N.0'())4+,1(21(.9())'2:6<93(8(63.', c26).(.4.(26*-c241.c26.12--(63 *4.'21(.9 28,1.', -,3()-*.(8, c241.N.0? M+''1+,) CC2 S2. 27 *. 5D0. =NS04+,1(21(.9 () *cc2/+-()',7 <9 3(8(63.', c(1c4(. c241..', c26.12--(63 *4.'21(.9 20 1,8,1)*-> 1,8()*-> c211,c.(26>*67 7(1,c.(26 28,1.', 6, : c241....? E8 \$+'"eT-*9e''> 1CB M()). 20> 1B3 S2. D00> D01 F1%3266.

&101. T', certiorari /, c'*6() / 20 S, c.(26 11#51#%3 /*67*.,).'*.=.', Nc(1c4(.0 c241.)'*--
<, c260(6,7.2.', ,H* / (6*.(26 20 M4,).(26) 20 -*: *1()(63 21 *++,*1(63 26 .', 0*c, 20 .',
1,c217 *67 +12c,,7(63).? T'() -(/(.*.(26 +1,c-47,) .', c(1c4(. c241.5) ,H,1c(), 20 =
=c26.12--(63 *4.'21(.9? 28,1 CCID c241.7,.,1 / (6*.(26) 20 /*..,1).'*.*1, 62. M4,).(26) 20 -*: > (6c-47(63 ,8(7,6.(*19 ())4,).'*. : 24-7 <, 1,8(, :,7 021 *<4), 20 7()c1,.(26. T'() -(/(.*.(26 () +*1.(c4-*1-9 +12<-, /*.(c 3(8,6.'*..', CCID c241. : 24-7 ',*1 c1(/(6*-c*),)) *67 () 62. * c241. 20 1,c217.

&102. Certiorari 1,8(, : c*6 <, *6 *++12+1(*., /,c'*6() / 021)4+,18()(26 20 *6 (60,1(21 c241..

/*@, certiorari 1,8(,: +*1.(c4-*1-9 *++12+1(*.,>)4c' *) .'*. =.', C241. 20 A++,*-) '*)
1,67,1,7 * 7,c()(26 : '(c' () (6 c260-(c. : (.' *+1(

021.',)*/, cl(/, (6 / 46(c(+*-21;4).(c, c241..^{3C} C26)(7,1 * / 2.21(). : '2 () .(c@,..,7 021 * .1*00(c 8(2-*.(26F21*11,)..,7021)2/, 2.',1 / ()7, / ,*6216 : (.'(6.', <2467*1(,) 20.', CCID. T', .(c@,..(63 200(c,1 c24-7 <, *).*., .122+,1> * J*c@)26 +2-(c, 200(c,1> * c*+(.2- +2-(c, 200(c,1> .',)',1(00> *)',1(005) 7,+4.9> 21 * c26).*<-,. T', 200(c,1 c24-7 ,-,c. .2 / *@, .', .(c@,..1,.416*<-, .2 .', J*c@)26 / 46(c(+*- c241.> .', CCID c241.> .', ;4).(c, c241.> 21 .', c246.9 c241..

&10C. A +,1)26 .1(,7 (6 /46(c(+*- c241. 21 ;4).(c, c241. c24-7 *++,*- 7(1,c.-9.', /()7, /,*621 c268(c.(26 7(1,c.-9.2 * c241. 20 1,c217 021 *.1(*- de novo. 10. '*. de novo. 1(*-() (6 c246.9 c241.) * c268(c.,7 7,0,67*6. c24-7 *++,*- .2 .', c(1c4(. c241.)(..(63 *) *6 *++,--*., c241.) : (.'.', <,6,0(. 20 * 04-- 1,c217 *67 62 1,).1(c.(26 -(/(.(63 .', *++,*- .2 M4,).(26) 20 -* :. A CCID c241. 7,0,67*6.) '2 : ,8,1) : 24-7 <, -(/(.,7 .2 +,.(.(26(63 021 7()c1,.(26*19 certiorari 1,8(, : 26-9 26 M4,).(26) 20 -* :. See A: "+I+(v. S'+'e C1 S2. 37 1% FM()). C.. A++. 20106 F.', c(1c4(. c241. +12+,1-9 7,6(,7 certiorari 1,8(, : 20 c268(c.(26 in absentia 021)+,,7(63*67 02--2 : (63 .22 c-2),-96% L%' v. C&7 % B+7 S\$''&/ >%C0 S2. 27 525 52C FM()). C.. A++. 20006 Fc(1c4(. c241. +12+,1-9 7,6(,7 certiorari 012 / * c268(c.(26 in absentia 021 71(8(63 467,1.', (60-4,6c,6.³⁰)

&10D. 16 +1*c.(c,>.'() certiorari +12c,741, .9+(c*--9() 4),7 021.', *++,*- 20 c(8(- /*..,1). See S\$e+'' v. M& . De\$;' % W& ,&e, F&1e'& C P+'9 > %%D S2. 27 %BC FM()). C.. A++. 200K6\$ B7!-(v. M& . De\$;' % E. - *.> %0C S2. 27 K1 FM()). C.. A++. 200B6\$ B. . % T'' . % S'+'el! ' . % H&1e''Le+''!&/ v. B'e0 e'> D32 S2. 27 %3B FM()). 1%%%6\$ H+,, v. B. . % T'' . % S'+'el! ' . % H&1e''Le+''!&/>D12 S2. 27 312 FM()). 1%%K6\$ M& . E(\$. Se*. C% (;! v. C%,& >C2% S2. 27 5DC FM()). 1%%36\$ M& v. C1- '*10 e, M%%'C% 15B M()). C31>122