

FILED

January 31, 2025

**OFFICE OF
APPELLATE COURTS**

STATE OF MINNESOTA

IN SUPREME COURT

A25-0157

Lisa Demuth, et al.,

Petitioners,

vs.

Minnesota Secretary of State Steve Simon,

Respondent.

O R D E R

On January 30, 2025, petitioners Lisa Demuth and Harry Niska filed a petition for a writ of quo warranto against respondent Minnesota Secretary of State Steve Simon. The petition alleges that the Minnesota House of Representatives has lacked a quorum since the start of the legislative session, and that actions taken by Secretary of State Simon in the house have frustrated the ability of those members present to “adjourn from day to day and compel the attendance of absent members in the manner and under the penalties it may provide,” as provided in Article IV, Section 13 of the Minnesota Constitution.

Based upon all the files, records, and proceedings herein,

IT IS HEREBY ORDERED THAT:

1. Petitioners must personally serve a copy of the petition and this order on respondent in the manner provided in Minn. R. Civ. P. 4.03(a). With the verbal or written consent of respondent, service may instead be made by email. Petitioners must complete service no later than 4:30 p.m. today. Petitioners must file with the Clerk of Appellate Courts, no later than 9:00 a.m. on Monday, February 3, 2025, proof of service regarding the petition and order.

2. Respondent must file and serve a response to the petition no later than 4:30 p.m. on Monday, February 3, 2025.

3. Petitioners may file and serve a reply by no later than 4:30 p.m. on Tuesday, February 4, 2025.

4. To ensure that filing and service is completed on the dates and by the times directed in this order, the parties are required to use the appellate courts' electronic filing system, E-MACS, to serve and file all documents in this appeal, other than those identified as requiring personal service in paragraph 1 of this order. *See* Minn. R. Civ. App. P. 125.01(a)(1) (requiring parties to use E-MACS if ordered to do so by the court). All submissions to the court must be in the form provided in Minn. R. Civ. App. P. 132.02.

5. Oral argument will be held on Thursday, February 6, 2025. Oral arguments that day are being held at the Supreme Court Courtroom at the State Capitol. Court convenes at 9:00 a.m., and all counsel must check in no later than 8:40 a.m. This case will be the second case on the calendar and will begin at approximately 10:00 a.m.

6. Petitioners and respondent must notify the Clerk of Appellate Courts by no later than noon on Wednesday, February 5, 2025, of counsel who will be appearing for oral argument.

Dated: January 31, 2025

BY THE COURT:

A handwritten signature in black ink, appearing to read "Natalie E. Hudson". The signature is written in a cursive style with a long, sweeping tail on the final letter.

Natalie E. Hudson
Chief Justice