

No. 23-924

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In the  
**Supreme Court of the United States**

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JOHN ANTHONY CASTRO,  
*Petitioner,*  
*v.*

ADRIAN FONTES, Secretary of State;  
DONALD J. TRUMP, ARIZONA REPUBLICAN PARTY,  
*Respondents.*

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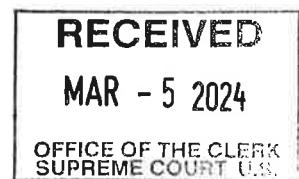
**On Petition for Writ of Certiorari Before Judgment  
To the United States Court of Appeals  
for the Ninth Circuit**

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**MOTION TO EXPEDITE CONSIDERATION OF THE  
PETITION FOR A WRIT OF CERTIORARI BEFORE JUDGMENT  
AND TO EXPEDITE CONSIDERATION OF THIS MOTION**

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Pursuant to Supreme Court Rule 21, Petitioner moves for expedited consideration of his petition for a Writ of Certiorari Before Judgment to the United States Court of Appeals for the Ninth Circuit. The petition raises the important question of whether a ballot-placed Republican primary presidential candidate has Article III standing to challenge the constitutional eligibility of another ballot-placed Republican primary presidential candidate. The underlying claim is that former President Donald J. Trump engaged in, provided aid to, or provided comfort to the insurrectionary attack on the United States Capitol on January 6, 2021, thereby rendering him ineligible to hold any public office in the United States.



The petition urges the Court to grant certiorari before judgment under Supreme Court Rule 11 because the Arizona Republican Primary Election is scheduled to take place on March 19, 2024.

The United States Court of Appeals for the Ninth Circuit twice denied a motion for expedited consideration despite the clear risk that Petitioner's claims would be moot and harm irreparable in the absence of expedited consideration. In effect, Petitioner is being denied appellate review.

For these reasons, Petitioner moves the Court to adopt a briefing schedule that would require Respondents to file a response by March 8, 2024. That deadline provides Respondents with one week to file a brief in opposition.

Through this motion, Petitioner waives the 14-day period provided by this Court's Rule 15.5 between the filing of a brief in opposition and the distribution of the petition to the Court. And to facilitate expedition, Petitioner also requests that this Court direct Respondents to file any response to this motion by Wednesday, March 6, 2024.

March 2, 2024.

Respectfully submitted,

/s/ John Anthony Castro  
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## CERTIFICATE OF SERVICE

I, John Anthony Castro, hereby certify that one (1) original and ten (10) copies of the foregoing Motion for Expedited Consideration of the Petition for Writ of Certiorari Before Judgment and to Expedite Consideration of this Motion in *John Anthony Castro v. Adrian Fontes, Secretary of State, Donald J. Trump, Arizona Republican Party*, were sent via Next Day Service to the U.S. Supreme Court, and three (3) copies were sent via Next Day Service and e-mail to the following parties listed below, this 2nd day of March 2024:

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