



MEMORANDUM

Date: April 29, 2020

To: The Honorable Chairman and Members
Pima County Board of Supervisors

From: C.H. Huckelberry
County Administrator

A handwritten signature in black ink, appearing to be "CHH", is written over the printed name "C.H. Huckelberry".

Re: **World View Challenge by the Goldwater Institute - Three Main Arguments of the Goldwater Institute's Litigation against Pima County for Entering into an Economic Development Agreement with World View**

The first element was whether the County was required to follow the statutory public bidding process normally applicable to the County's land and building leases even though it entered into the lease agreement with World View under a separate economic-development statute. The Trial Court ruled that it was. The County appealed and won a favorable ruling from the Arizona Court of Appeals. The Goldwater Institute then requested review by the Supreme Court, which denied review.

The second component was regarding the process used by the County to select the architect and contractor. The Trial Court agreed with the County that its direct selection of the firms was appropriate. The Goldwater Institute appealed and the Court of Appeals once again ruled in favor of Pima County. The Goldwater Institute again requested review by the Supreme Court. Yesterday, April 28, 2020, the Supreme Court denied the Goldwater Institute's petition for review.

The last area of contention is with the Gift Clause. This portion of Goldwater's case against Pima County is still in the Superior Court.

In summary, the County continues to prevail in this protracted and lengthy litigation.

As you will see, Justice Bolick voted to grant review. As you may recall, he is the former Vice President of Litigation at the Goldwater Institute.

CHH/mp

Attachment

c: Andrew Flagg, Chief Civil Deputy County Attorney
Regina Nassen, Deputy County Attorney



Supreme Court

STATE OF ARIZONA

ROBERT BRUTINEL
Chief Justice

ARIZONA STATE COURTS BUILDING
1501 WEST WASHINGTON STREET, SUITE 402
PHOENIX, ARIZONA 85007
TELEPHONE: (602) 452-3396

JANET JOHNSON
Clerk of the Court

April 29, 2020

RE: RICHARD RODGERS et al v CHARLES HUCKELBERRY et al
Arizona Supreme Court No. CV-19-0285-PR
Court of Appeals, Division Two No. 2 CA-CV 18-0161
Pima County Superior Court No. C20161761

GREETINGS:

The following action was taken by the Supreme Court of the State of Arizona on April 28, 2020, in regard to the above-referenced cause:

ORDERED: Petition for Review of Opinion of Court of Appeals = DENIED.

FURTHER ORDERED: Cross-Petition for Review = DENIED.

Justice Bolick voted to grant review on the petition for review, issue 1.

Janet Johnson, Clerk

TO:
Timothy Sandefur
Veronica Thorson
Regina L Nassen
Andrew L Flagg
Jeffrey P Handler
pm