FILED

AUG 3 1 2000

NOEL K. DESSAINT CLERKSUPREME COURT

SUPREME COURT OF ARIZONA

DOUGLAS G. ZIMMERMAN,

Plaintiff-Appellant/ Cross-Appellee,

V.

BETSEY BAYLESS, Secretary of State for the State of Arizona,

Defendant-Appellee,

and

THE HOUSE OF REPRESENTATIVES and SENATE OF THE STATE OF ARIZONA, by and through BRENDA BURNS, President of the Senate and JEFF GROSCOST, Speaker of the House,

Real Parties in Interest-)
Appellee/Cross Appellant,)

and

ARIZONANS FOR WILDLIFE CONSERVATION,

Intervenor-Appellee/)
 Cross-Appellant.)

Arizona Supreme Court No. CV-00-0316-AP/EL

Maricopa County Superior Court No. CV 2000-15053

ORDER

This Court has read and considered all the briefs in this case on appeal and cross-appeal. While the late filing in superior court may not have prejudiced that court's consideration of this matter on the merits, the matter reached this Court far too late for the Court to address the merits in a meaningful yet timely way. Harris v. Purcell, 193 Ariz. 409, 973 P.2d 1166 (1998). Therefore,

IT IS ORDERED dismissing the appeal.

IT IS FURTHER ORDERED dismissing the cross-appeal as moot.

DATED this 31st day of August, 2000.

THOMAS A. ZLAKET

Chief Justice

TO:

Stephanie Nichols-Young, Esq.

Lisa T. Hauser, Esq., Meyers Taber Meyers P.C.

Hon. Janet A. Napolitano, Esq., Arizona Attorney General Attn: Joseph A. Kanefield, Esq.

Hon. Robert D. Myers, Judge, Maricopa County Superior Court

Hon. Colin F. Campbell, Presiding Judge, Maricopa County Superior

Michael K. Jeanes, Clerk, Maricopa County Superior Court