

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS  
EMERGENCY MEETING HELD ON  
THURSDAY, DECEMBER 1, 2022**

An emergency meeting of the Cochise County Board of Supervisors was held on Thursday, December 1, 2022 at 11:00 a.m. in the Board of Supervisors' Executive Conference Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Ann English, Chairman; Peggy Judd, Vice-Chairman, telephonic; Tom Crosby, Supervisor, telephonic

Staff Present: Richard G. Karwaczka, County Administrator  
Christine Roberts, Chief Civil Deputy County Attorney  
Tim Mattix, Clerk of the Board

Chairman English called the meeting to order at 11:00 a.m.

**ANY ITEM ON THIS AGENDA IS OPEN FOR DISCUSSION AND POSSIBLE ACTION**

**THE ORDER OR DELETION OF ANY ITEM ON THIS AGENDA IS SUBJECT TO MODIFICATION AT THE MEETING**

***ITEMS FOR DISCUSSION***

**Board of Supervisors**

1. Discussion regarding the Board of Supervisors' November 29, 2022, selection of outside legal representation in the matter of Katie Hobbs, in her official capacity as Arizona Secretary of State v. Tom Crosby, Ann English, Peggy Judd, in their official capacities as members of the Cochise County Board of Supervisors, and Cochise County, a political subdivision of the State of Arizona, CV202200553, and any other filed lawsuits naming the Board of Supervisors as Defendants regarding the General Election Canvass.

Mr. Karwaczka stated that the purpose of the Emergency Meeting is due to the lawsuits ending in 553 and 552. The Board previously held an Emergency Meeting to get outside legal representation by Mr. Blehm; Mr. Blehm has informed Mr. Karwaczka that he is unable to represent the Board in these two matters. Mr. McCauley, McCauley Law Office, is able to represent the Board in this matter. Court is scheduled at 1:00 p.m. and the emergency is to get legal representation.

***ACTION***

**Board of Supervisors**

2. Approve obtaining outside legal representation by McCauley Law Offices, P.C., and authorize the County Administrator to sign an agreement for representation with McCauley Law Offices, P.C., for the matters of Katie Hobbs, in her official capacity as Arizona Secretary of State v. Tom Crosby, Ann English, Peggy Judd, in their official capacities as members of the Cochise County Board of Supervisors, and Cochise County, a political subdivision of the State of Arizona, CV202200553; Arizona Alliance for Retired Americans, Inc. and Stephani Stephenson v. Tom Crosby, Ann English, and Peggy Judd, in their official capacities as the Cochise County Board of Supervisors, CV202200552; and any other filed lawsuits naming the Board of Supervisors as Defendants regarding the General Election Canvass.

Supervisor Crosby made a motion to engage Mr. Daniel McCauley for outside legal services in the matter of court cases ending in 553 and 552, previously attempted to be arranged with Mr. Blehm. Vice-Chairman Judd seconded the motion. Vice-Chairman Judd withdrew the second and Supervisor Crosby withdrew the motion.

Vice-Chairman Judd made a motion to approve obtaining outside legal representation by McCauley Law Offices, P.C., and authorize the County Administrator to sign an agreement for representation with McCauley Law Offices, P.C., for the matters of Katie Hobbs, in her official capacity as Arizona Secretary of State v. Tom Crosby, Ann English, Peggy Judd, in their official capacities as members of the Cochise County Board of Supervisors, and Cochise County, a political subdivision of the State of Arizona, CV202200553; Arizona Alliance for Retired Americans, Inc. and Stephani Stephenson v. Tom Crosby, Ann English, and Peggy Judd, in their official capacities as the Cochise County Board of Supervisors, CV202200552; and any other filed lawsuits naming the Board of Supervisors as Defendants regarding the General Election Canvass. Supervisor Crosby seconded the motion.

Chairman English stated her opinion that it was poor planning to have no legal representation two hours before court. Obtaining legal representation at this time would allow the attorney to ask for a continuance, which she does not feel is in the best interest of the voters of the County. Vice-Chairman Judd noted the work done when it was discovered Mr. Blehm was unavailable.

Chairman English called for the vote and it was approved 2-1 (English opposed).

Chairman English adjourned the meeting at 11:07 a.m.

APPROVED:

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Ann English, Chairman

ATTEST:

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Tim Mattix, Clerk of the Board

