


Joey D. Moya

1 **IN THE SUPREME COURT OF THE STATE OF NEW MEXICO**

2 **August 4, 2020**

3 **NO. S-1-SC-38336**

4 **MICHELLE LUJAN GRISHAM,**
5 **Governor of New Mexico; MARK**
6 **R. SHEA, Secretary of the New**
7 **Mexico Department of Public**
8 **Safety; KATHYLEEN KUNKEL,**
9 **Secretary of the New Mexico**
10 **Department of Health,**

11 Petitioners,

12 v.

13 **HON. DAVID P. REEB,**
14 **District Court Judge,**
15 **Ninth Judicial District Court,**

16 Respondent,

17 and

18 **SID STREBECK; SSET LLC d/b/a**
19 **K-BOB'S STEAKHOUSE; JIM BURLESON;**
20 **TERRI CHRISMAN; FRONTIER AUTO, INC.;**
21 **KATHY DIAZ; CHRISTOPHER & MICHELLE**
22 **KEMP; BODY & SOL FITNESS, LLC; KEMP'S**
23 **INVESTMENTS, LLC; SHELLY QUARTIERI;**
24 **COLFAX TAVERN & DINER, LLC; JOY**
25 **THOMPSON; and J. JONES MASSAGE,**

26 Real Parties in Interest.

27 **WRIT OF SUPERINTENDING CONTROL**

TO: **HON. DAVID P. REEB,**
District Court Judge,
Ninth Judicial District Court.

1 GREETINGS:

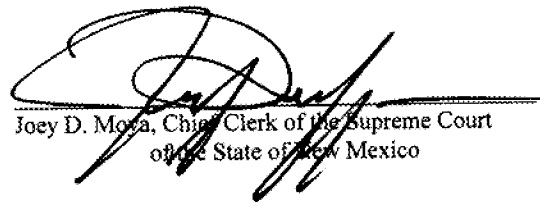
2 WHEREAS, an order on an Emergency Verified Petition for Writ of
3 Superintending Control having issued by this Court on August 4, 2020, and the
4 Court being sufficiently informed and good cause appearing for the issuance of a
5 writ of superintending control;

6 NOW, THEREFORE, you, Hon. David P. Reeb, are directed to resolve
7 Counts 1 and 2 of the complaint in cause numbered D-905-CV-2020-00233 in
8 accordance with this Court's ruling that the New Mexico Legislature has clearly
9 given the Governor of New Mexico authority to issue civil administrative penalties
10 under the Public Health Emergency Response Act for violations of restrictions on
11 mass gatherings and business operations contained in emergency public health
12 orders.

13 IT IS SO ORDERED.



WITNESS, the Honorable Michael E. Vigil, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 4th day of August, 2020.


Joey D. Moya, Chief Clerk of the Supreme Court
of the State of New Mexico

14 I CERTIFY AND ATTEST:

A true copy was served on all parties
or their counsel of record on date filed.

Joey D. Moya

Chief Clerk of the Supreme Court
of the State of New Mexico