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7 **IN THE UNITED STATES DISTRICT COURT**
8 **FOR THE DISTRICT OF ARIZONA**

9 JOHN ANTHONY CASTRO,

10 Plaintiff,

11 v.

12 SECRETARY OF STATE ADRIAN
13 FONTES, and DONALD J. TRUMP,

14 Defendants.

Case No. 2:23-cv-01865-DLR

**RESPONSE TO PLAINTIFF’S
MOTION TO CONTINUE
PRELIMINARY INJUNCTION
HEARING**

(assigned to the Honorable Douglas L.
Raves)

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16
17 Defendant Donald J. Trump urges this Court to deny Plaintiff’s motion to continue
18 the preliminary injunction hearing set for Tuesday, October 31, 2023 due to what Plaintiff
19 asserts are “immovable scheduling conflicts that would prevent me personal physical
20 attendance [sic]”.

21
22 As Plaintiff indicated to counsel for Defendants by email, these “immovable
23 scheduling conflicts” apparently stem simply from October 31 being Halloween. (Email
24 attached). Defendant does not believe that the occasion of Halloween, which had to be
25 known to Plaintiff when he agreed to the October 31, 2023 hearing, merits a continuance.
26 And this is particularly true in a matter that Plaintiff commenced by demanding emergency
27 relief on an *ex parte* basis and in which he seeks to bar the leading Republican candidate
28

1 from the ballot in a swing state—something that would have a profound effect on a national
2 election.

3
4 **RESPECTFULLY SUBMITTED** this 27th day of September, 2023.

5
6 **TIMOTHY A. LA SOTA, PLC**

7
8 By: /s/ Timothy A. La Sota
9 TIMOTHY A. LA SOTA
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12 *Attorney for Defendant Donald J. Trump*
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CERTIFICATE OF SERVICE

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I hereby certify that on September 27, 2023, I electronically transmitted the attached document to the Clerk’s Office using the CM/ECF system for flinging and transmittal of a Notice of Electronic Filing, with a paper courtesy copy mailed to the Judge on the same day.

COPY of the foregoing
emailed this 27th day of September, 2023 to:

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Mansfield, TX 76063
202-594-4344
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PRO SE

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/s/ Timothy A. La Sota

Proposed Motion for Continuance to November 7

John Anthony Castro <j.castro@johncastro.com>

Tue 9/26/2023 4:23 PM

To:tim timlasota.com <tim@timlasota.com>;'adminlaw@azag.gov' <adminlaw@azag.gov>;'Kara.Karlson@azag.gov' <Kara.Karlson@azag.gov>;'Kyle.Cummings@azag.gov' <Kyle.Cummings@azag.gov>

Hi All,

I should have objected to an October 31 hearing during the conference call, but it is what it is. October 31 is not a recognized federal holiday, but, as a parent of two young children, it is important. I wanted to request we move the hearing to the following Tuesday, November 7.

Please state whether you consent or are opposed so I can file a Motion for Continuance and state everyone's position.



John Anthony Castro

2024 Republican Presidential Candidate

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