

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2025-026278

10/22/2025

HONORABLE SCOTT MINDER

CLERK OF THE COURT
M. R. Diaz
Deputy

JEREMY THACKER

JEREMY THACKER
4520 N 2ND AVE
PHOENIX AZ 85013

v.

CITY OF PHOENIX

BILL C SOLOMON

JUDGE MINDER

ORDER REGARDING MOTION FOR ORDER TO SHOW CAUSE

On September 9, 2025, Mr. Thacker filed his *Motion for Order to Show Cause*. The Court conferred with the parties a few days later and discussed the expected schedule for this case. Of note, the parties agreed that the case would be resolved through (1) dispositive motions which were scheduled to be filed on December 1, 2025, and/or (2) an *in camera* review of the various meeting materials as requested in the *Motion for Order to Show Cause*. The Court set the December date for dispositive motions specifically to permit briefing and resolution on the *Motion for Order to Show Cause*.

The Court has reviewed the show cause motion, the response, and the reply. Before the Court may consider the relief requested, Mr. Thacker must comply with the procedural requirements. Namely, Rule 7(c) of the Ariz. R. P. Spec. Actions permits a request for an order to show cause “as provided in Rule 7.3 of the Rules of Civil Procedure.” Rule 7.3 requires Mr. Thacker to support his argument with an affidavit. No affidavit has been provided. Or at least this Court has not found one.

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The Court will allow Mr. Thacker an opportunity to provide an affidavit and a brief period for the City to supplement its response in case the affidavit addresses new items. After that, the Court envisions doing exactly what the parties discussed at that September 15, 2025, conference: receiving the meeting materials (complete, unredacted minutes, along with any recordings, and any materials related to those meetings that were withheld from Mr. Thacker's public records request on the ground of privilege) for an *in camera* review. Given the short time before the deadline for dispositive motions, the Court believes that providing this expectation now will permit the City to gather the appropriate materials so as to avoid further delays.

IT IS ORDERED that Mr. Thacker shall comply with the Ariz. R. Civ. P. 7.3 requirement for an affidavit by **October 31, 2025**.

IT IS FURTHER ORDERED that, should Mr. Thacker provide his affidavit, and should that affidavit raise issues not previously described in the September 9 motion, the City shall have until **November 7, 2025**, to file any supplement to its brief.

IT IS FURTHER ORDERED that the City shall provide the requested items for *in camera* review no later than **November 14, 2025**, unless Mr. Thacker submits no affidavit, or the Court orders otherwise. The requested items are: (1) complete, unredacted minutes of the City Council executive sessions held on **January 28, 2025**, and **February 11, 2025**, (2) any recordings (video or audio) of those two executive sessions, and (3) any materials related to those two executive sessions that were withheld from Mr. Thacker's public records request on the ground of privilege.