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2 **LTD**

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8 *Attorney for Plaintiff*

9 STATE OF ARIZONA

10 MARICOPA COUNTY SUPERIOR COURT

11 JEREMY THACKER,

12 Plaintiff,

13 v.

14 CITY OF PHOENIX, and LAURA PASTOR,
15 in her capacity as District 4 Councilwoman,

16 Defendants.

CASE NO. _____

**COMPLAINT FOR SPECIAL ACTION
(A.R.S. § 39-121.02)**

17
18 1. Plaintiff, Jeremy Thacker, by and through counsel, brings this Special Action
19 against Defendants, City of Phoenix and Laura Pastor for statutory public records violations, as
20 follows:

21 **PARTIES**

22 2. Plaintiff Jeremy Thacker (“Thacker”) is an individual residing in Phoenix,
23 Maricopa County, Arizona.

24 3. Defendant City of Phoenix (“City”) is a municipal corporation organized under
25 the laws of the State of Arizona and thus a “public body” within the meanings of the public
26 records statutes.

27 4. Defendant Laura Pastor (“Pastor”) is the District 4 Councilwoman for the City,
28 and thus an “officer” within the meaning of the public records statutes.



1 14. Defendant Pastor informed Thacker that she had directed her office not to
2 communicate with him.

3 15. On February 21, 2025, Thacker again followed up with the City regarding the
4 status of both PRRs, referencing possible legal action if the requests were not fulfilled.

5 16. As of the date of this Complaint, more than seventeen months have passed since
6 Thacker submitted the PRRs, and Defendants have failed to provide the requested records,
7 provide a reasonable explanation of the delay, or demonstrate that such records are exempt from
8 disclosure.

9 17. The PRRs should thus be deemed denied within the meaning of A.R.S. § 39-
10 121.01(E).

11 **COUNT I - VIOLATION OF ARIZONA PUBLIC RECORDS LAW**

12 18. Plaintiff incorporates by reference all preceding paragraphs as if fully set forth
13 herein.

14 19. The City’s website states *inter alia* that “[t]he city of Phoenix firmly believes that
15 transparency in government encourages efficiency, as well as accountability to residents.”

16 20. Defendants City of Phoenix and Laura Pastor have violated A.R.S. § 39-121, *et seq.*
17 by failing to promptly furnish the requested public records within a reasonable time frame.

18 21. Defendants have further violated A.R.S. § 39-121, *et seq.* by failing to provide a
19 reasonable explanation for the delay and failure to produce the records.

20 22. Plaintiff is entitled to an order compelling the Defendants to immediately produce
21 all responsive documents to his two PRRs.

22 23. Plaintiff is entitled to recover his reasonable attorney’s fees and costs incurred in
23 bringing this action, pursuant to A.R.S. § 39-121.02(B).

24 24. Plaintiff is entitled to any other relief the Court deems just and equitable.

25 25. Pursuant to A.R.S. § 39-121.02(C) and the Arizona Rules of Procedure for Special
26 Actions, Plaintiff requests an expedited hearing on this matter.

27 26. The requested records are crucial to Plaintiff’s understanding of matters of
28 significant public concern and are necessary for Plaintiff to exercise his rights.



1 **PRAYER FOR RELIEF**

2 WHEREFORE, Plaintiff Jeremy Thacker prays for judgment against Defendants:

- 3 A. For an Order compelling the Defendant City of Phoenix and Defendant Laura Pastor to
4 immediately produce all documents responsive to PRR #R004767-093023 and PRR
5 #R004768-093023;
- 6 B. For an award of Plaintiff's reasonable attorney's fees and costs incurred in this action,
7 pursuant to A.R.S. § 39-121.02(B);
- 8 C. For an Order granting Plaintiff an expedited hearing on this matter, pursuant to A.R.S. §
9 39-121.02(C) and the Arizona Rules of Procedure for Special Actions;
- 10 D. For such other and further relief as the Court deems just and equitable.

11 Respectfully submitted on this 28th day of February, 2025,

12 CARDEN LIVESAY, LTD.

13 By: /s/ Joshua W. Carden
14 Joshua W. Carden
15 *Attorneys for Plaintiff*
16 *Jeremy Thacker*

17 ORIGINAL of the foregoing electronically filed on this 28th day of February, 2025, with:

18 Clerk of the Court
19 Maricopa County Superior Court

20
21 /s/ Joshua W. Carden
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