

IN THE SUPREME COURT
STATE OF NORTH DAKOTA

ORDER

Supreme Court No. 20200251

**Kenton Onstad, individually in his
capacity as a resident and elector of
North Dakota District 4 and as chair of
the District 4 Democratic-NPL Party,**

Petitioner

v.

**Alvin Jaeger, in his capacity as
North Dakota Secretary of State, and
Terry B. Jones,**

Respondents

[¶1] On September 16, 2020, a petition for a writ of mandamus was filed by Kenton Onstad, individually in his capacity as a resident and elector of North Dakota District 4 and as chair of the District 4 Democratic-NPL Party. On September 17, 2020, this Court ordered Terry B. Jones added as a respondent in this matter. Jaeger filed a response to the petition on September 18, 2020. Jones filed a response on September 21, 2020. The Court held oral argument on September 21, 2020. The Court considered the matter, determined that there is a disputed question of fact necessary to its decision in this matter, and

[¶2] ORDERED, this matter is assigned to the Honorable Frank L. Racek, Judge of the district court, East Central Judicial District, to hold an evidentiary hearing and make findings of fact on the following issue: whether Terry B. Jones will have been a resident of the State of North Dakota for one year or more on November 3, 2020.

[¶3] IT IS FURTHER ORDERED, Judge Racek hold the hearing and submit findings of fact no later than 1:30 p.m. Thursday, September 24, 2020. The hearing may be held through the use of reliable electronic means.

[¶4] The Supreme Court of the State of North Dakota convened this 21st day of August, 2020, with the Honorable Jon J. Jensen, Chief Justice, and the Honorable Gerald W. VandeWalle, the Honorable Daniel J. Crothers, the Honorable Lisa Fair McEvers, and the Honorable Jerod E. Tufte, Justices, directing the Clerk of the Supreme Court to enter the above order.

/s/ Petra H. Mandigo Hulm
Clerk
North Dakota Supreme Court