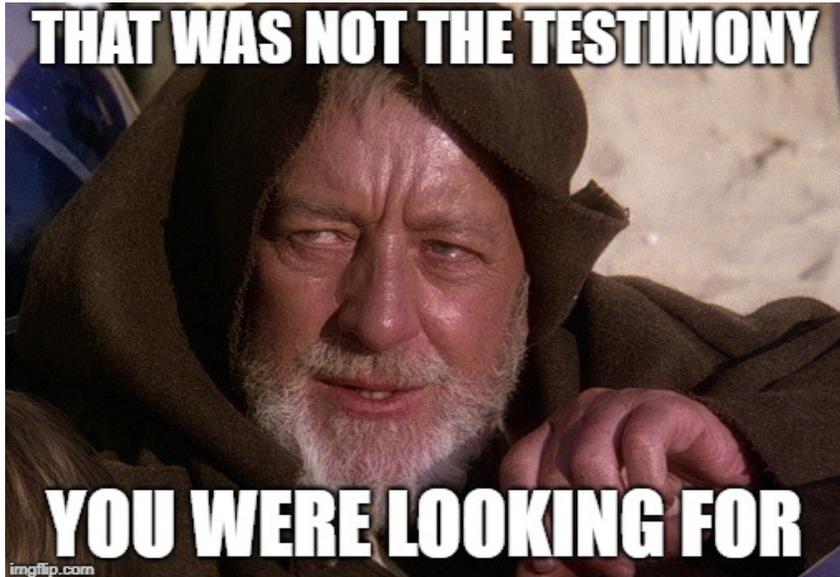


# YELLOW SHEET REPORT

## ·NEWS NOTES AND GOSSIP·

### **WITH WITNESSES LIKE THIS, WHO NEEDS ENEMIES?**

Gayle Burns took the stand in the “Ghost Lobby” trial today as rebuttal witness for the prosecution, but may have played in the defense’s hands by testifying that she viewed the arrangement at the center of the alleged bribery scheme as improper, but not necessarily illegal. Burns testified that she believed the arrangement between Kelly Norton, George Johnson and Sherry Pierce would have been kosher if Pierce had been employed directly by Johnson instead of by Norton. And she said she had no personal knowledge about the case, aside



from what Norton told her in 2011 and 2012. Burns was called as the sole rebuttal witness for the government in the “Ghost Lobby” trial, but the defense revealed her own uncertainties about the case and the events alleged in the indictment. She testified that Norton expressed to her discomfort with the arrangement, and that she in turn told Norton it was wrong. “[Kelly] wasn’t comfortable with it at all because she felt she was doing something that wasn’t right and maybe illegal,” Burns said. But despite her suspicions, she said she never told anyone – not the authorities, not Bob Burns – about the alleged scheme while it was occurring. “I did not know that it would rise to the point of being a crime,” Burns said. She said she did not raise the alarm even though Norton had been working on Bob Burns’ Corp Comm campaign at the same time she admitted participation in the alleged scheme, and she did not think to do so because she said she felt it was not her place to judge. The main cause for her concern, she said, was that Johnson and lobbyist Jim Norton had directed Kelly Norton to hire Pierce, and paid her through Kelly Norton’s firm, KNB Consulting, rather than hire and pay her directly. “Why would you do it that way?” she said. Burns was also prompted to walk back several statements she made in pretrial interviews with federal investigators. According to a transcript she was asked to review, she initially told the FBI that part of the alleged scheme had been to funnel “dark money” to the Pierces. “I never meant to say that any dark money was going to Gary and Sherry Pierce,” she testified today. “I was told this was set up because the Pierces needed money.” There was also disagreement with defense attorney Steven Cheifetz over the meaning behind statements about Kelly Norton being a “go-between” to pass money along to the Pierces. “I may not have expressed it right when I was answering these questions,” she said. Cheifetz suggested that what had been described to her might have been “a good old-fashioned bribery scheme” if Pierce hadn’t done actual work for the money. But Burns said she was at least aware that Pierce had been collecting \$5 qualifying contributions for Clean Elections funding. Burns was also asked about her husband’s legal actions against his fellow commissioners, but she declined to comment. “That has to do with the lawsuit that we’re not supposed to be discussing,” she said. After her testimony concluded, the government rested its case, leaving only closing arguments to be heard. The jury will not return for the parties’ final words until Thursday.

## **MUCH ADO ABOUT NOTHING**

After much back-and-forth about Burns' possible testimony in the "Ghost Lobby" trial, the defense rested without calling him to the stand. The defense also ultimately opted not to call FBI Agent Marilyn Shefveld, despite questions it has raised with her role in the case. The defense has suggested Kelly Norton fabricated the story she told investigators about the alleged scheme with Burns' help, and that Burns influenced Shefveld's investigation. But neither Burns nor Shefveld will have the opportunity to refute or confirm those theories.

## **GOOD THING THEY'RE ALMOST FINISHED**

The "Ghost Lobby" trial is down to just one alternate juror ahead of closing arguments. Another juror was excused today after she informed the court about a scheduling conflict heading into next week. Closing arguments will be presented on Thursday, and the case will be up for the jury's deliberations from there. Twelve jurors are needed for deliberations, or a mistrial may be declared.

## **YOU CAN'T SIT WITH US**

Syms' name was glaringly absent when the Arizona Chamber of Commerce released its legislative endorsements last week. The Chamber only endorsed one candidate for LD28 House, backing GOP challenger Kathy Petsas while snubbing both incumbents. Two members of the Chamber's board of directors told our reporter that the snub was due to Syms' husband's attempt to run against Brophy McGee as an independent, which would jeopardize the GOP's hold on the LD28 Senate seat. "There are only three swings seats in the state of Arizona. This is one of them. And the Kate Brophy McGee seat is going to be critical," one board member said. Another board member said the board is unhappy that Syms is threatening to derail Brophy McGee's re-election chances because of a "temper tantrum," and the vote against endorsing her wasn't close. "She really has a possibility of hurting the business community," the source said. Ducey last month threatened to withdraw support from Syms if she and her husband pressed forward with the challenge to Brophy McGee. But the source said few, if any, of the board members who opposed endorsing Syms did so because of the Ninth Floor's anger toward her. "People were like, 'Really? Why would we help if she's not helping us?'" the board member said. "Because of this, you could have a situation where you have a really ugly Senate, and it's going to be detrimental to what we're trying to do." But the Chamber's snub is unlikely to carry any greater ramifications for Syms. The source said the Chamber is likely to focus independent expenditure money in LD28 on aiding Brophy McGee, and that the district's House seats will simply be less of a priority. But if the Chamber does end up spending in the LD28 House race, that money will likely go to Petsas instead of Syms, the source said. The Chamber isn't the only organization to snub Syms in recent days. The Arizona REALTORS endorsed Butler and Petsas for LD28 House. They didn't endorse Syms in 2016 either, instead backing Butler and Republican Mary Hamway.

## **ON THE HOT SEAT ALREADY**

It may be too late for another Republican to run against Tyler Pace this year, but he's already got one potential opponent eyeing the 2020 race for LD25 Senate. Maricopa County Assessor Paul Petersen is upset over the transfer of power between Worsley and Pace, and may run against him in two years, depending on how things work out in Pace's first term, according to a source close to Petersen. "Although he's very happy being the assessor, he's very concerned about the way this transition went down. And while Mr. Pace deserves every chance to prove himself, Mr. Petersen is going to be strongly watching this as a potential candidate two years from now," the source said. Petersen is "kind of fuming" over the way Worsley and Pace handled things, the source said. "He feels like everybody's getting a little bit shortchanged ... There's something that seems a little dirty about it." Four or five people have reached out to Petersen about running as a write-in, but the assessor feels obligated to serve out the remainder of his

four-year term, the source said. The source noted Petersen has lived in the district for many years, and that his father, former senator and state Treasurer David Petersen, represented the district in the Legislature.

## **GARCIA GETS THE TOM STEYER SEAL OF APPROVAL**

Tom Steyer held a fundraiser for David Garcia last night at his palatial San Francisco home. Steyer, a billionaire donor who is pushing the Clean Energy for a Healthy Arizona ballot initiative, has also poured money into a youth vote initiative in Arizona that he hopes will tip the scales for Democrats in the US Senate race, the governor's race and key congressional races. But the fundraiser for Garcia was the first indication that the wealthy donor is picking sides in Arizona's Democratic primary for governor. The event included Steyer and Steve Phillips, a national political leader and founder of Democracy in Color, a media organization dedicated to race and politics. A regular contributor to *The Nation*, Phillips wrote a glowing piece on Garcia last week that compared Garcia's candidacy to that of Stacey Abrams of Georgia, the first African-American woman to win a major party's nomination for governor. He also said that because of Garcia's Latino heritage, he is the best chance to drive voter turnout among moderate Democrats in Arizona this year ([LINK](#)). "National folks have absolutely taken an interest in David Garcia and Arizona," Garcia campaign spokeswoman Sarah Elliott told our reporter. Elliott, who did not travel to San Francisco, could not say how many people were in attendance at the event.

## **PETSAS RALLIES SUPPORTERS**

Republican House hopeful Kathy Petsas announced yesterday that Maricopa County Supervisors Steve Chucri and Bill Gates, whose districts include parts of LD28, will serve as her campaign co-chairs. In a press release Monday afternoon announcing the endorsement, Gates described Petsas as a conservative who favors limited government, fiscal responsibility and personal responsibility. He said she also supports small businesses and is a "tireless advocate for education." "As a Republican PC and LD28 resident, I have known Kathy for many years and seen how deeply she cares about this community," Gates said. "I fully endorse Kathy's candidate for the Arizona House of Representatives." Chucri cited Petsas' ties to the LD28 community and her experience as district chairwoman as two reasons why she should represent the district. "Kathy knows what it takes to build and maintain a strong community," he said. "She will be a leader driven to provide high quality service to her constituents." Chucri said his and Gates' roles with Petsas' campaign shouldn't be viewed as a political jab against Syms. He said he supports a three-for-three Republican slate in the district, and felt that his involvement in the campaign could help push that narrative forward. Gates has also endorsed Syms in the race, though Chucri has not. As a first-time candidate, Chucri said he and Gates felt Petsas could put their political expertise to better use, and he noted that Syms was in the race long before Petsas announced her candidacy. "This isn't about supporting one over the other. My goal in all of this is how do we get both seats in the House and the Senate seat to be Republican," he said. "I don't want people to read into this. The goal is to have a strong Republican showing and representation in LD28."

## **NO NEED TO RUSH**

The Arizona Supreme Court has set deadlines for written arguments to be filed in Mark Syms' appeal to stay on the ballot. A Maricopa County Superior Court judge ruled that Syms, an independent candidate for the LD28 Senate seat and the husband of Rep. Maria Syms, was 757 signatures short of the 1,250 he needs to qualify for the ballot in November. Syms filed his notice of appeal on Monday. But unlike appeals from candidates who are vying to be on the August 28 primary election ballot, there's no rush for Syms. Because he wouldn't appear on the ballot until the general election in November, the Supreme Court won't need to decide Syms' appeal by the July 5 deadline that it must meet in other cases so the counties can print their ballots on time. The first round of briefs due to the Supreme Court, from Syms camp, must be filed no later than July 16. Attorneys for Robert McGee, who sued to keep Syms off the ballot, must reply by July 23. Syms gets the final comment on July 27.

·PRESS RELEASES AND NEWS CLIPS·

## **Chandler Chamber Of Commerce Endorses Governor Ducey**

PHOENIX — Following yesterday’s [endorsement from Arizona realtors](#), the Chandler Chamber of Commerce today endorsed Doug Ducey for Governor, citing his leadership in helping bring hundreds of thousands of new jobs and billions in new investments to Arizona. Since 2015, Arizona has added over 160,000 new private sector jobs and 200,000 new residents, and over 300 companies have relocated to or expanded in the state.

“I am honored to have the support of Chandler’s entrepreneurs and job creators, who have helped make Arizona’s economy one of the fastest growing in the nation,” said Governor Ducey. “I am committed to keeping government out of their way so they can continue adding more jobs and investing in Arizona.”

“Governor Ducey’s leadership has been instrumental in bringing 10,000 jobs and \$7.4 billion dollars directly into Chandler,” said Terri Kimble, President and CEO of the Chandler Chamber of Commerce. “The Chandler Chamber is confident he will continue to foster this business and community friendly environment and agenda.”

Since 2015, companies that have worked with the Arizona Commerce Authority as well as local and regional economic development partners have announced adding over 10,000 new jobs and more than \$7.4 billion in new investments in Chandler. Successes include the [expansion of Intel](#), which announced in 2017 adding 3,000 new jobs and a \$7 billion investment; the [expansion of Orbital ATK](#), which announced hiring an additional 500 employees and investing over \$200 million in its Chandler operations in 2016; and the [relocation of Rogers Corporation global headquarters](#) in 2016, which came with 190 jobs and over \$20 million in investment.

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## **Rep. Ruben Gallego Statement on Supreme Court Decision on Trump’s Muslim Ban**

WASHINGTON, DC – Today, Rep. Ruben Gallego (D-AZ) released the following statement on the Supreme Court’s 5-4 ruling in *Trump v. Hawaii*, upholding President Trump’s Muslim ban:

“The Supreme Court’s decision to uphold President Trump’s Muslim ban is a disappointing and dangerous outcome that undermines our core values of religious liberty and inclusion.

“Trump’s Muslim ban casts a wide net of bigotry across an entire region, endangering people who are fleeing terrorism and fueling the recruitment and propaganda machines of groups like ISIS. It will keep families apart, and does nothing to make our country safer.

“The decision to uphold this blatant discrimination will be looked back on by future generations with shame. Congress must work together to stop President Trump from continuing to drive this country further down the path of injustice and intolerance.”

###

## **U.S. Supreme Court Gives Free Speech Life**

*A Statement from Center for Arizona Policy President Cathi Herrod*

In [National Institute of Family and Life Advocates v. Becerra](#), a win that gives free speech life, the U.S. Supreme Court struck down a California law that forced pro-life pregnancy resource centers to advertise for abortion. The pregnancy centers were represented by Alliance Defending Freedom.

No one should be forced by the government to express a message that violates their convictions, especially on deeply divisive subjects such as abortion. Today’s decision is a win for all who value the First Amendment’s guarantee of free speech. Respect for differences of opinions are essential to preserving freedom and diversity in our nation.

As Justice Clarence Thomas wrote in the 5-4 majority opinion, “the people lose when the government is the one deciding which ideas should prevail.”

Similarly, Justice Anthony Kennedy wrote in his concurring opinion, “Governments must not be allowed to force persons to express a message contrary to their deepest convictions. Freedom of speech secures freedom of thought and belief. This law imperils those liberties.”

At Center for Arizona Policy, we joined 40 other family policy organizations in an *amici curiae* [brief](#) drafted by David French in support of the pregnancy centers. In the brief, French concluded:

“Compelled speech is not the answer to cultural conflict. This court must not render professionals second-class citizens with diminished constitutional rights. There are few state actions more repugnant to the consciences of sincere, pro-life citizens than demanding that they advertise free or low-cost access to the deadly procedure they work so mightily to oppose.”

Detailed information on the case is available at [Alliance Defending Freedom](#).

Center for Arizona Policy promotes and defends the foundational values of life, marriage and family, and religious freedom. For more information, visit [azpolicy.org](#).

###

## Kathy Pappas Petsas Announces Maricopa County Supervisors Bill Gates & Steve Chucri As Campaign Co-Chairs

Respected and Influential Republican Supervisors Give Pappas Petsas a Huge Boost of Momentum Heading Into July  
Republican [Kathy Pappas Petsas](#) received a huge boost of momentum in her campaign for State Representative in Legislative District 28 today with the announcement of Maricopa County Supervisors Bill Gates and Steve Chucri as campaign co-chairs.

“I am proud to co-chair Kathy Pappas Petsas' campaign with my good friend and colleague Maricopa County Supervisor Steve Chucri,” said Gates, whose county district makes up a significant portion of LD28. “As a Republican PC and LD28 resident, I have known Kathy for many years and seen how deeply she cares about this community. She is a conservative who believes in limited government, fiscal discipline, and personal responsibility. Kathy is also a tireless advocate for education, small businesses, and keeping our neighborhoods safe and secure. I fully endorse Kathy's candidacy for the Arizona House of Representatives.”

“I am excited to co-chair Kathy Pappas Petsas' campaign for the Arizona House of Representatives alongside my colleague Supervisor Bill Gates,” said Chucri, whose county district also overlaps LD28. “Kathy knows what it takes to build and maintain a strong community. She grew up in LD 28 and has been the LD chair for two years. Kathy's policy priorities of strong schools and job creation are what we need as the fastest growing county in the U.S. She will be a leader driven to provide high quality service to her constituents. Please join me in supporting Kathy Petsas for the Arizona House.”

“I am honored to have Supervisors Bill Gates and Steve Chucri as Co-Chairman of my campaign for the State House,” said Petsas. “These two respected gentlemen personify the principles of servant leadership and their conservative credentials are impeccable. I appreciate their guidance and look forward to working with them toward victory in November.”

Petsas is the only candidate running for the Arizona House of Representatives in LD28 to have been endorsed by the [Arizona Chamber of Commerce](#) highlighting her solid pro-job creation and pro-business agenda. Other endorsements include: [Greater Phoenix Chamber of Commerce](#) and the [Arizona Association of REALTORS®](#).

To support Kathy Pappas Petsas, consider [making an online contribution here](#) or [endorsing the campaign here](#).

### Facts on the Kathy Pappas Petsas Grassroots Campaign:

- The 1,336 signatures Petsas' campaign collected in only 25 days are nearly 3 times the 453 needed to get on the ballot.
- Petsas herself collected 736 signatures going door to door; friends, PCs and family collected 520 signatures.

- Not only did Petsas collect signatures from across LD 28 -- her grassroots efforts generated over 1,250 personal contacts with LD 28 constituents.
- Petsas' solid grassroots support across LD28 reflects her deep Arizona roots. As a life-long Goldwater Republican, a legislative district precinct committeeman (PC) practically since she was eligible to vote, and current District Chairman, Petsas has helped grow awareness throughout the district and encouraged the growth of the GOP in LD28.

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## Ruling on CD4 Petition Challenge Opens Primary Race

PRESCOTT--Today the campaign of Dr. David Brill, Democratic candidate for Congress from District 4, learned the court ruled 498 of fellow Democrat Delina DiSanto's signatures failed to meet state requirements, leaving her with a margin of 57 over the legal minimum of 1,145. With this ruling the primary campaign begins in earnest.

During the hearing in Maricopa Superior Court, Judge James D. Smith and both parties agreed that nearly 30% of DiSanto's 1,699 filed signatures were invalid. Most were from people living outside CD4.

Brill for Congress Campaign Manager Todd Landfried emphasized the point of the challenge was to ensure integrity in our election process: "Given the number of validity issues with campaign petitions this cycle, we looked at the signatures of every candidate in the race to confirm a clean and legally unimpeachable campaign.

"We accept the decision and look forward to a vigorous and positive campaign that will amplify the voices of the people of the District and highlight their great enthusiasm for political change."

## Congressman Biggs introduces resolution to censure and condemn Rep. Maxine Waters

WASHINGTON, D.C. - Congressman Biggs issued the following statement after introducing a resolution to censure and condemn Representative Maxine Waters:

*"Individuals have the right to debate their differences civilly, without fear of retribution. Unfortunately, Maxine Waters' comments condone public violence and encourage actions that jeopardize the safety and security of government officials and the American people.*

*"A little over a year ago, we witnessed a horrific shooting targeted at Congressional Republicans. That day, we promised that we would be better; that we would argue about ideas not people.*

*"Unfortunately, we are returning to the vitriol of that day. Those determined to undermine the progress and agenda of President Donald Trump, have taken it upon themselves to demonize their opposition. As Members of Congress we have the responsibility to lead by example and this rhetoric is simply unacceptable."*

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## Public Asked for Input on Candidates for Superior Court Vacancies

The Pinal County Commission on Trial Court Appointments is seeking public input on seven candidates for two openings on the Superior Court in Pinal County.

The candidates are:

- Patrick K. Gard
- Danielle Harris
- Barbara A. Hazel
- DeLana Jacobs Fuller
- Robert C. Olson
- Megan K. Weagant
- Lawrence M. Wharton

Their applications can be viewed online at the Commission's website <http://azcourts.gov/jnc>.

The Commission will meet to interview the candidates on July 31, 2018. The meeting will be held in Florence at the Pinal County Superior Court, [971 Jason Lopez Circle, Room 2130](#), starting at 9:30 a.m. The interview agenda will be posted on the Commission's website at least 7 days prior to the meeting.

Citizens may address the Commission on the day of the meeting or send written comments to [jnc@courts.az.gov](mailto:jnc@courts.az.gov) or to [1501 W. Washington, Suite 221, Phoenix, AZ 85007](#). It is not necessary to submit multiple copies of written comments, and email is preferred. Comments must be received no later than July 27<sup>th</sup> to be considered. Anonymous comments cannot be considered.

After the interviews, the Commission will recommend at least three nominees for each opening to Governor Doug Ducey, who will appoint the new judges.

## Statement on the Recent Peoria Walgreens Incident

A Statement from Center for Arizona Policy President Cathi Herrod

News outlets over the last couple of days have reported the tragic situation of a woman who suffered a loss of her child through miscarriage. The woman's baby was no longer viable and had passed away in the womb. When she sought to have the doctor's prescription to complete the miscarriage filled, she was denied by the pharmacist she visited.

My heart goes out to Nicole Arteaga who suffered a miscarriage. I can only imagine the pain and heartbreak she and her family are experiencing.

To clarify statements over the last couple of days regarding Arizona law, A.R.S. 36-2154 states that a health care professional, including a pharmacist, who states in writing an objection to abortion medication is not required to "facilitate or participate" in the provision of an abortion. The law only addresses abortion. It is silent on times when a woman experiences a miscarriage.

When a woman has a miscarriage, she typically is given a choice of whether to have a surgical procedure or be given a prescription for medication to complete the miscarriage. If a pharmacist has a question regarding the prescription and its intent, the pharmacist can call the prescribing doctor to ask questions.

To date, we don't know why the pharmacist declined to fill the prescription. He should be afforded the opportunity to tell why he took that action.

Clearly, however, most women experiencing a miscarriage who opt to take prescription medication to complete the miscarriage in their home and avoid a surgical procedure do not share this experience. Their prescriptions are filled without incident.

This appears to be an isolated case to which the current Arizona law does not apply.

Again, my heart breaks for Nicole and her family.

Center for Arizona Policy promotes and defends the foundational values of life, marriage and family, and religious freedom. For more information, visit [azpolicy.org](http://azpolicy.org).

###

## Steve Farley Endorsed by State Rep. Peten for Governor

*Peten Switches Her Support from Garcia, Calling Farley "the Governor Arizona Needs to Improve Our Schools"*

**Phoenix, AZ**—Today, the Farley for Arizona campaign announced the endorsement of State Representative Geraldine Peten (LD-4), who has now switched her support from Garcia to Farley for the Democratic primary.

"As a former educator, I know Steve Farley will be the governor Arizona needs to improve our schools and retain top teacher talent. That is why I am proud today to announce I will now be throwing my support behind Steve and encourage my fellow colleagues to do the same. We must win in November and bring a change of leadership to our state," **said State Representative Geraldine Peten.**

Peten joins a long list of Steve's current and former colleagues in endorsing him for governor, including State Senator Sean Bowie on Friday of last week.

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## ARIZONA SUPREME COURT CENSURES SUPERIOR COURT JUDGE

PHOENIX – The Commission on Judicial Conduct announced today that on June 15, 2018, the Arizona Supreme Court censured Mohave County Superior Court Judge Lee F. Jantzen for misconduct while in office.

On March 31, 2015, Leroy Montoya filed a second/successive petition for post-conviction relief in one of his criminal matters that was assigned to Judge Jantzen. The state's response and Mr. Montoya's subsequent reply were all promptly filed. Thereafter, Mr. Montoya submitted multiple pleadings and letters inquiring when the court would rule on his petition. On October 21, 2016, Judge Jantzen held a status conference in Mr. Montoya's case, and the fact that he had not yet issued a ruling on the petition filed on March 31, 2015 was discussed. Respondent still had not ruled on Mr. Montoya's pending petition and other matters at the time Mr. Montoya filed his initial complaint with the commission in August 2017. In his response to the initial complaint in November 2017, Judge Jantzen admitted the rulings had not been made, and he recused from Mr. Montoya's cases. From June 30, 2015 through September 30, 2017, Judge Jantzen signed payroll certifications pursuant to A.R.S. §12-128.01, which falsely certified that he had no matters under submission that were pending and undetermined for more than sixty days.

The court's decision was based on a stipulated resolution between disciplinary counsel and the judge, in which the judge did not contest that his conduct, as described in the stipulated resolution, violated Rules 1.1, 1.2, and 2.5(A) of the Arizona Code of Judicial Conduct, Rule 32.6(c) of the Arizona Rules of Criminal Procedure, Article 2, Section 11 of the Arizona Constitution, and Article 6, Section 21 of the Arizona Constitution. Additionally, the judge's actions constituted conduct prejudicial to the administration of justice that brings the judicial office into disrepute, a violation of Article 6.1, Section 4, of the Arizona Constitution. The Commission on Judicial Conduct recommended the court approve the stipulated resolution.

The public record in this matter is available on the commission's website via the following link: <http://www.azcourts.gov/portals/137/reports/2017/17-232.pdf>.

The commission is an independent state agency with disciplinary jurisdiction over all state and local judges. It is comprised of six judges, two attorneys, and three public members. The commission investigates complaints and submits recommendations in formal cases to the Arizona Supreme Court for final decision.

## ”QUOTE OF THE DAY”

“I did not know that it would rise to the point of being a crime.”

- Gayle Burns, testifying in the “Ghost Lobby” trial about why she never went to the authorities after Kelly Norton told her about the alleged Corp Comm bribery scheme.