

The Complaint of

REPUBLICAN PARTY OF WISCONSIN  
MARK MORGAN,

Complainant,

Against

COMPLAINT

HONORABLE REBECCA F. DALLET,

Respondent.

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The Republican Party of Wisconsin, by and through its representative, Mark Morgan (“Complainant”), brings this complaint against Milwaukee County Circuit Court Judge Rebecca F. Dallet (“Dallet”) and alleges as follows:

1. Complainant Mark Morgan is a qualified elector of the State of Wisconsin and is the Executive Director of the Republican Party of Wisconsin with a mailing address of 148 East Johnson St., Madison, WI 53703.
2. Rebecca Dallet currently serves as Circuit Court Judge for Milwaukee County Branch 40 with a mailing address of 6208 N Berkeley Blvd., Whitefish Bay, WI 53217.
3. On June 1, 2017, Dallet announced her candidacy for Wisconsin Supreme Court and registered her candidate campaign committee “Dallet for Justice.”
4. Upon information and belief, Dallet has made judicial recusal rule one of the main tenets of her campaign and therefore knows and understands the recusal rules governing judges.
5. Upon information and belief, Dallet has also on several occasions claimed to recuse herself in any case where there could be an appearance of impropriety. Despite her strong rhetoric and promises of recusal, Dallet has sought and repeatedly accepted contributions from attorneys with cases currently before Judge Dallet in a manner that gives rise to an appearance of impropriety.

6. Upon information and belief, Between June 1, 2017 and February 5, 2018, Dallet for Justice collected \$21,100 in contributions from 39 attorneys with more than 100 cases before Dallet's court. (*See Dallet Attorney Donor Caselist*, attached hereto as Exhibit A). (*See also* Beck, M., *Supreme Court candidate stayed on case despite saying she would step away*, Wisconsin State Journal, March 2, 2018, attached hereto as Exhibit B.)
7. Upon information and belief, 74 of those cases were open cases before Dallet's court at the time the donation was made and 63 cases are still pending today. Moreover, the frequency and timing of such donations calls into question the way in which such contributions were solicited.
8. Upon information and belief, Dallet and her campaign acquired personal contact information and established connections with attorneys practicing in her courtroom.
9. Upon information and belief, Dallet utilized these new connections and her court calendar as a conduit for campaign contributions by seeking contributions around the time of the attorneys' court appearances.
10. Upon information and belief, Dallet solicited and received donations from attorneys within two weeks of either a hearing or conference with the attorney in the following cases:
  - a. 2017CV012166
  - b. 2017CV001556
  - c. 2017CV001688
  - d. 2017CV012373
  - e. 2016CV005596
  - f. 2016CV008990
  - g. 2015CV009380
  - h. 2015CV001636
11. Upon information and belief, it became known that Dallet would seek campaign contributions and members of the bar and parties began to act accordingly. It is not uncommon for multiple Dallet donors to be involved in the same case. In the case of *Paul Minnic vs. Florsheim Investments LLC*, Milwaukee Case Number 2016CV007526, Dallet received donations from the defendant, the defendant's lawyer, and three of the lawyers representing the plaintiff. Together, these donors have made seven sequential donations to Dallet totaling \$2,450. Two of the donations made by the plaintiff's attorneys directly coincided with their entrance into the case. (*See Minnic v. Florsheim Investments* case materials, attached hereto as Exhibit C.)

12. Upon information and belief, Dallet solicited and received donations from attorneys in the following cases within one week of their case being assigned to Dallet or within one week of the attorney being retained in a case before Dallet:
  - a. 2017CV004413
  - b. 2017CV012136
  - c. 2017CV011438
  - d. 2017CV012166
  - e. 2016CV007526
  - f. 2017CV000164
13. The Wisconsin Code of Judicial Conduct allows an attorney to make a campaign contribution to a judge in which he or she has a case, but the Code of Judicial Conduct does not allow a judge to utilize her courtroom and her court calendar to raise campaign funds in the manner that Dallet did.
14. The Wisconsin Code of Judicial Conduct is very clear in its prohibition against activities involving impropriety or the appearance of impropriety, as well as a prohibition against the misuse of the prestige of judicial office.
  - a. Specifically, SCR 60.03 requires judges to avoid both impropriety and the appearance of impropriety in all of the judge's activities. By using her court calendar as a fundraising list and seeking contribution from attorneys right after they appeared in front of her, Dallet has created the appearance of impropriety.
  - b. SCR 60.04(4) requires a judge to recuse themselves from any proceeding where his or her ability to be impartial would be reasonably questioned. Because of the method and manner of how Dallet sought and received campaign contributions from attorneys right after they appeared in front of her, Dallet could not be impartial and should have recused herself.
  - c. SCR 60.04(4)(a) further states that a judge shall recuse themselves from any proceeding where "the judge has a personal bias or prejudice concerning a party or a party's lawyer." Dallet failed to recuse herself from cases after she sought and received campaign contributions from attorneys right after they appeared in her courtroom.
  - d. SCR 60.05(1)(a) prohibits a judge from engaging in any extra-judicial activities which cast reasonable doubt on the judge's capacity to act impartially as a judge. By using her court calendar as a fundraising and contact list, Dallet participated in

extrajudicial activities and campaigned within a public building during business hours.

- e. SCR 60.05(4)(a) prohibits a judge from engaging in any financial dealings that could reasonably be perceived to exploit the judge's judicial position or which "involve the judge in frequent transactions...with those lawyers or other persons likely to come before the court on which the judge serves."
  - f. SCR 60.03(2) prohibits judges from lending the prestige of their judicial office to advance the private interests of the judge. By using her court calendar as a campaign conduit from which to solicit contributions, Dallet has done permanent damage to the prestige of the judicial office in Wisconsin.
15. Judge Dallet has violated each of these rules by repeatedly using her court calendar to build her fundraising list and accept donations from parties and parties' lawyers with cases before her court. Not only do these donations create a severe appearance of impropriety in each of the 102 cases where the interests of her donors are involved, they've also undoubtedly created a personal bias and prejudice by Dallet toward the specific donors involved.
16. Judge Dallet has violated each of these rules by using social media to connect with attorneys appearing before her for the sole purpose of benefiting her campaign for Wisconsin Supreme Court.

The above-referenced activity is sufficient to establish probable cause that Judge Rebecca Dallet engaged in activities in violation of the Wisconsin Code of Judicial Conduct. To wit, Dallet has willfully and intentionally used the prestige of her judicial office to advance her own private interests, engaged in frequent transactions with parties and lawyers with cases currently before the court on which she serves, and has engaged in activities which cast reasonable doubt on her capacity to act impartially as a judge. Without a doubt, these actions reflect adversely on her impartiality, demean the judicial office, and likely interfere with the proper performance of Judge Dallet's judicial duties.

WHEREFORE, Complainant prays that the Judicial Commission commence an investigation into the actions of Judge Dallet; determine whether the solicitation of these donations have adversely affected Dallet's ability to act with impartially; determine whether Judge Dallet used her judicial office to advance her own private interests; and render any such judicial discipline the Commission may deem just and equitable.

Dated this 15<sup>th</sup> day of March 2018, at Madison, Wisconsin.



Mark Morgan  
Executive Director  
REPUBLICAN PARTY OF WISCONSIN

# Exhibit A

Donation Date	ContributorName	Report Name	Page No.	Amount	Address	City	State	Zip	Occupation	Bar ID	Cases before Dallet	Case type	Case Status	Status when donation received
12/1/2017	ABRAHAM JASON F	Jan Cont.	55	\$500.00	4676 N Pinecrest	Nashotah	WI	53058	ATTORNEY	1018202	<a href="#">2017CV012321</a> <a href="#">2017CV013573</a> <a href="#">2016CV007481</a>	Personal Injury Personal Injury/A Open Personal Injury/A Closed	Open Open Closed	Open Not Yet Filed Closed
11/1/2017	Allen Donald	Jan Cont.	42	\$250.00	1000 E Fox Ln	Milwaukee	WI	53217	ATTORNEY	1017701	<a href="#">2017CV005800</a> <a href="#">2015CV008264</a>	Money Judgment Open Money Judgment Open	Open Open	Open Open
12/10/2017	Banks Emile	Jan Cont.	58	\$500.00	19770 Foxkirk Ct	Brookfield	WI	53045	ATTORNEY	1018890	<a href="#">2017CV012166</a> <a href="#">2017CV001626</a> <a href="#">2016CV008990</a> <a href="#">2016CV007526</a>	Personal Injury/A Open Personal Injury/A Open Personal Injury/A Open Personal Injury Open	Open Open Open Open	Open Open Open Open
6/8/2017	Cade Nate	July Cont.	4	\$500.00	4411 N. Ardmore	Shorewood	WI	53211	ATTORNEY	1028115	<a href="#">2016CV007842</a>	Personal Injury/A Closed	Open	Open
6/26/2017	Crivello Frank	July Cont.	7	\$500.00	839 N. Jefferson	Milwaukee	WI	53202	ATTORNEY	1021245	<a href="#">2017CV006200</a> <a href="#">2017CV001688</a>	Personal Injury/A Open Personal Injury/A Open	Open Open	Not Yet Filed Open
10/7/2017	Crivello Robert	Jan Cont.	31	\$500.00	442 River Bluff Ci	Oconomowoc	WI	53066	ATTORNEY	1045720	<a href="#">2017CV006052</a> <a href="#">2015CV005463</a>	Personal Injury/A Closed Wrongful Death Open	Open Open	Open Open
10/3/2017	Dey Dorothy	Jan Cont.	29	\$250.00	11805 W Hamptc	Milwaukee	WI	53225	ATTORNEY	1016364	<a href="#">2017CV005308</a>	Money Judgment Closed	Open	Open
12/16/2017	Dunphy Patrick O	Jan Cont.	60	\$1,000.00	1522 N Prospect	Milwaukee	WI	53202	ATTORNEY	1016947	<a href="#">2016CV006932</a> <a href="#">2015CV005463</a>	Personal Injury/A Closed Wrongful Death Open	Closed Open	Closed Open
8/15/2017	Eckstein Brett	Jan Cont.	9	\$250.00	W290N8995 Antl	Hartland	WI	53029	PARTNER	1036964	<a href="#">2017CV001817</a> <a href="#">2016CV002886</a>	Personal Injury/A Open Personal Injury/A Closed	Open Closed	Open Closed
6/4/2017	Falk Matt	July Cont.	3	\$250.00	1942 Underwood	Wauwatosa	WI	53213	ATTORNEY	1023040	<a href="#">2017CV013831</a> <a href="#">2017CV013154</a> <a href="#">2017CV007188</a> <a href="#">2017CV006052</a> <a href="#">2017CV005796</a> <a href="#">2017CV005501</a> <a href="#">2017CV005494</a> <a href="#">2017CV004609</a> <a href="#">2017CV004413</a> <a href="#">2017CV004148</a> <a href="#">2017CV003144</a> <a href="#">2017CV001594</a> <a href="#">2017CV000129</a> <a href="#">2016CV008867</a> <a href="#">2016CV008429</a> <a href="#">2016CV008259</a> <a href="#">2016CV007702</a> <a href="#">2016CV003066</a> <a href="#">2016CV001776</a> <a href="#">2016CV000800</a> <a href="#">2015CV009533</a> <a href="#">2015CV009380</a>	Personal Injury/A Open Personal Injury/A Open Personal Injury/A Open Personal Injury/A Closed Personal Injury/A Closed Personal Injury/A Closed Personal Injury/A Closed Personal Injury/A Open Personal Injury/A Open Personal Injury/A Closed Personal Injury/A Closed Personal Injury/A Open Personal Injury/A Open Personal Injury/A Open Personal Injury Closed Personal Injury Closed Personal Injury Closed Personal Injury/A Closed Money Judgment Closed Personal Injury/A Open	Not Yet Filed Not Yet Filed Not Yet Filed Not Yet Filed Not Yet Filed Not Yet Filed Not Yet Filed Not Yet Filed Open Open Open Open Open Open Open Open Open Open Open Open Open Open	Not Yet Filed Not Yet Filed Not Yet Filed Not Yet Filed Not Yet Filed Not Yet Filed Not Yet Filed Not Yet Filed Open Open Open Open Open Open Open Open Open Open Open Open Open Open
9/13/2017	Flessas Julie J	Jan Cont.	18	\$1,500.00	2128 W Columbi	Mequon	WI	53092	ATTORNEY	1000613	<a href="#">2017CV002721</a>	Personal Injury/A Open	Open	Open
6/16/2017	Fricker Patricia	July Cont.	5	\$100.00	2716 S. 44th St.	Milwaukee	WI	53219	ATTORNEY	1003615	<a href="#">2017CV005474</a> <a href="#">2016CV008737</a> <a href="#">2015CV004332</a>	Personal Injury Open Personal Injury/A Open Property Damage Open	Open Open Open	Not Yet Filed Open Open
10/31/2017	Goode Joseph	Jan Cont.	41	\$250.00	3921 N Prospect	Milwaukee	WI	53211	ATTORNEY	1020886	<a href="#">2017CV010855</a>	Declaratory Judg Open	Open	Open
12/22/2017	Gordon Robert	Jan Cont.	62	\$250.00	1615 E Park Pl	Milwaukee	WI	53211	ATTORNEY	1015945	<a href="#">2017CV005102</a>	Money Judgment Open	Open	Open
12/21/2017	Haggerty Nancy	Jan Cont.	62	\$250.00	925 E Wells St	Milwaukee	WI	53202	ATTORNEY	1005575	<a href="#">2016CV008786</a>	Other- Real Estat Open	Open	Open
9/9/2017	Haggerty Nancy	Jan Cont.	17	\$250.00										
12/21/2017	Harding Victor C	Jan Cont.	62	\$500.00	7730 N River Rd	River Hills	WI	53217	ATTORNEY	1001754	<a href="#">2017CV004174</a>	Personal Injury/A Open	Open	Open
12/31/2017	Jaskulski Robert L	Jan Cont.	67	\$500.00	6040 S Pembrook	New Berlin	WI	53151	ATTORNEY	1000561	<a href="#">2017CV000270</a> <a href="#">2016CV005596</a>	Personal Injury/A Open Personal Injury Open	Open Open	Open Open
9/21/2017	Jaskulski Robert L	Jan Cont.	21	\$500.00										
11/21/2017	Leib Sam	Jan Cont.	49	\$500.00	9704 N. Lake Dr.	Bayside	WI	53217	ATTORNEY	1003889	<a href="#">2017CV005186</a> <a href="#">2016CV002602</a> <a href="#">2016CV002186</a> <a href="#">2016CV000347</a>	Unclassified Open Medical Malpract Open Medical Malpract Open Medical Malpract Open	Open Open Open Open	Open Open Open Open
1/21/2018	Martin Kevin	Pre Primary	14	\$500.00	10467 S Singing L	Oak Creek	WI	53154	ATTORNEY	1045748	<a href="#">2017CV012373</a> <a href="#">2017CV003040</a> <a href="#">2017CV001257</a> <a href="#">2016CV002100</a> <a href="#">2016CV000800</a>	Personal Injury Open Personal Injury/A Open Personal Injury/A Open Personal Injury/A Closed Personal Injury/A Closed	Open Open Open Open Open	Open Open Open Open Open
10/7/2017	Martin Kevin	Jan Cont.	32	\$500.00										
10/8/2017	McCormick Dan	Jan Cont.	32	\$250.00	1255 Church St	Elm Grove	WI	53122	ATTORNEY	1003969	<a href="#">2017CV001182</a>	Personal Injury Open	Open	Open
6/11/2017	McCormick Dan	July Cont.	4	\$250.00										
10/27/2017	Nash Randall L	Jan Cont.	39	\$200.00	5289 N Lake Dr	Milwaukee	WI	53217	ATTORNEY	1012140	<a href="#">2017CV012136</a>	Money Judgment Open	Open	Open
11/6/2017	Remington James	Jan Cont.	45	\$250.00	1822 N 81st St	Wauwatosa	WI	53213	ATTORNEY	1079773	<a href="#">2018CV000436</a>	Money Judgment Open	Open	Not yet filed
6/14/2017	Sicula Howard	July Cont.	5	\$2,500.00	5546 N. Berkeley	Whitefish Bay	WI	53217	ATTORNEY	1019234	<a href="#">2015CV008323</a>	Wrongful Death Closed	Open	Open
10/23/2017	Skemp Anthony J	Jan Cont.	36	\$250.00	9241 S. 51st St.	Franklin	WI	53132	ATTORNEY	1031188	<a href="#">2017CV004174</a> <a href="#">2016CV008997</a> <a href="#">2016CV007842</a>	Personal Injury/A Open Personal Injury Closed Personal Injury/A Closed	Open Open Open	Open Open Open
6/2/2017	Sperling Michael	July Cont.	3	\$100.00	4420 W. Country	Mequon	WI	53092	ATTORNEY	1005133	<a href="#">2018CV000806</a> <a href="#">2017CV006144</a>	Personal Injury Open Personal Injury/A Open	Open Open	Not yet filed Not yet filed
10/20/2017	Stern Ben	Jan Cont.	36	\$150.00	7300 N Wayside I	Glendale	WI	53209	ATTORNEY	1010835	<a href="#">2017CV005800</a>	Money Judgment Open	Open	Open
8/10/2017	Stern Ben	Jan Cont.	9	\$100.00										
10/19/2017	Tarnoff Michael I	Jan Cont.	35	\$100.00	2380 N Terrace A	Milwaukee	WI	53211	ATTORNEY	1008831	<a href="#">2017CV011097</a> <a href="#">2017CV005501</a>	Personal Injury/A Closed Personal Injury/A Closed	Open Open	Open Open
11/3/2017	Urban Jay A	Jan Cont.	44	\$500.00	311 E Erie St	Milwaukee	WI	53202	ATTORNEY	1018098	<a href="#">2017CV011997</a> <a href="#">2016CV005833</a> <a href="#">2018CV000645</a>	Personal Injury open Personal Injury open Personal Injury/A Open	Open Open Open	Open Open Not Yet Filed
9/27/2017	Wagner Benjamin	Jan Cont.	24	\$500.00	5471 N Lake Dr	Milwaukee	WI	53217	ATTORNEY	1046196	<a href="#">2017CV011438</a> <a href="#">2017CV001195</a> <a href="#">2017CV000939</a> <a href="#">2017CV000384</a> <a href="#">2017CV000164</a> <a href="#">2016CV004944</a> <a href="#">2016CV000189</a>	Personal Injury/A Open Personal Injury/A Open Personal Injury/A Open Personal Injury/A Closed Personal Injury Open Personal Injury Closed Personal Injury/A Closed	Open Open Open Open Open Closed Open	Open Open Open Open Open Closed Open
6/29/2017	Wagner Benjamin	July Cont.	11	\$100.00										
11/10/2017	Wilber Geoffrey	Jan Cont.	47	\$250.00	1900 Highland D	Elm Grove	WI	53122	ATTORNEY	1041500	<a href="#">2016CV008794</a>	Personal Injury/A Closed	Closed	Closed
11/13/2017	Zetley Craig	Jan Cont.	68	\$250.00	324 E Wisconsin	Milwaukee	WI	53202	ATTORNEY	1012065	<a href="#">2017CV003257</a>	Other-Contract Closed	Open	Open
6/8/2017	End John	July Cont.	4	\$100.00	1313 North Frank	Milwaukee	WI	53202	ATTORNEY	1014093	<a href="#">2017CV005186</a> <a href="#">2016CV002602</a> <a href="#">2016CV002186</a> <a href="#">2016CV000347</a>	Unclassified Open Medical Malpract Open Medical Malpract Open Medical Malpract Open	Open Open Open Open	Not Yet Filed Open Open Open
8/31/2017	End John M	Jan Cont.	13	\$100.00										
10/11/2017	Welcenbach Robert	Jan Cont.	33	\$500.00	N21W26633 Catt	Pewaukee	WI	53072	ATTORNEY	1033091	<a href="#">2015CV001636</a>	Personal Injury/A Open	Open	Open
12/6/2017	Kremlin Chad A	Jan Cont.	57	\$500.00	N50 W15889 Maj	Menomonee Falls	WI	53051	ATTORNEY	1038136	<a href="#">2018CV000584</a> <a href="#">2018CV000577</a>	Other-Contract Open Personal Injury/A Open	Open Open	Not Yet Filed Not Yet Filed
1/13/2018	Lawrence Scott	Pre Primary	8	\$1,000.00	151 N Lincoln St	Elkhart Lake	WI	53020	LAWYER	1011276	<a href="#">2017CV001556</a>	Tort Open	Open	Open
10/11/2017	Long Kevin	Jan Cont.	33	\$500.00	7945 N Fairchild F	Milwaukee	WI	53217	ATTORNEY	1018128	<a href="#">2017CV001882</a>	Admin Review Closed	Closed	Closed
1/31/2018	Long Kevin	Pre Primary	24	\$500.00										
1/31/2018	Stachowiak Keith	Pre Primary	26	\$500.00	3769 W Jerelin Dr	Franklin	WI	53132	ATTORNEY	1000050	<a href="#">2016CV007526</a>	Personal injury open	open	open
1/2/2018	Kukor Kevin	Pre Primary	2	\$500.00	7406 W Twin Oak	Franklin	WI	53132	ATTORNEY	1017777	<a href="#">2016CV007526</a> <a href="#">2015CV008414</a>	Personal Injury Personal Injury	Open Closed	Open Open
1/5/2018	Pezze Jr. Ronald	Pre Primary	3	\$250.00	W330N6045 Has	Nashotah	WI	53058	ATTORNEY	1008987	<a href="#">2017CV001257</a> <a href="#">2017CV000838</a>	Personal injury Personal injury	Open Open	Open Open

Source: Wisconsin Campaign Finance Information System. Available at <https://cfis.wi.gov>.

# Exhibit B

## *Supreme Court candidate stayed on case despite saying she would step away*

Wisconsin State Journal (Wisconsin)

March 2, 2018 Friday

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**Section:** FRONT; Pg. A1

**Length:** 1252 words

**Byline:** MOLLY BECK mbeck@madison.com

### Body

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Milwaukee County Judge **Rebecca Dallet** has presided over at least one case involving attorneys from her husband's law firm despite a self-imposed rule not to do so that she has touted during her campaign for Supreme Court.

Dallet this week also recused herself from three recent cases on her docket involving attorneys from the Husch Blackwell law firm after being asked about them by the Wisconsin State Journal. In the last seven years, Dallet has been assigned to six cases involving attorneys from the firm that were resolved with little or no action, or were transferred to Dallet after a decision in the case had been entered by another judge.

Wisconsin's Code of Judicial Conduct does not preclude Dallet from presiding over cases involving her husband's law firm, but Dallet has repeatedly said on the campaign trail she made a point not to do so to ensure the public's trust in the court.

"I have 1,000 cases; when it comes to my attention, (I recuse)," Dallet said in an interview this week.

Dallet said that when she started overseeing cases in the court's civil division in 2015, she sought advice and was told she didn't have to recuse herself from such cases. She decided whether to recuse on a case-by-case basis.

"So at the very beginning when I got to (the civil division), I tried to navigate what was appropriate so at the very beginning there may have been a couple of cases that I tried hanging on to," she said. "And then I realized quickly what was more important is (that) I maintain the appearance of fairness to everyone so it never looked like I was doing anything to better my own interest, which would be my husband's interest or my interest."

Amy Wochos, Milwaukee County Court senior administrator, said cases are randomly assigned to judges and Dallet would not have been notified of case information — including attorney information — until action was taken in those cases. Two of the three cases Dallet recused herself from this week had no action.

In addition to the foreclosure case Dallet presided over, six other cases assigned to her involved attorneys from her husband's law firm since 2011. Five were transferred to Dallet after another judge made a decision, dismissed without a court appearance, or the attorney withdrew from the case within a couple of months, according to public court records compiled by the Republican Party of Wisconsin and verified by the Wisconsin State Journal. In a seventh case, Dallet recused herself last month.

Dallet has built her campaign largely on her experience as a longtime judge in Milwaukee County who has sat on more than 10,000 cases in 10 years, and on the value she places on judges and justices recusing themselves from cases involving conflicts of interest.

## Supreme Court candidate stayed on case despite saying she would step away

She has criticized Justices Michael Gableman and David Prosser for not recusing themselves from cases involving an investigation into whether Gov. Scott Walker's 2012 recall campaign illegally coordinated with third-party groups that had spent millions to help get both justices elected.

Dallet has said that decision not to recuse and a 2017 vote by the court's conservative majority to reject a proposal from retired judges that would have required judges and justices to recuse from cases involving top campaign donors, has damaged the public's trust in the court's ability to be fair.

But Republicans say Dallet's violation of her own rule, and the fact that she has presided over 102 cases involving 39 attorneys who have contributed a combined \$21,100 to her Supreme Court campaign, are evidence of hypocrisy.

"This is proof **Rebecca Dallet** would like a special set of rules for her, and another for everyone else. While offering up lip service to voters on her recusal policy she has simultaneously built her campaign war-chest on donors who appeared before her court and flaunted the very rules she has campaigned on," Republican Party of Wisconsin spokesman Alec Zimmerman said.

The attorneys' donation amounts range between \$200 to \$2,500. Judges and Supreme Court candidates who are judges commonly receive donations from attorneys.

Dallet's campaign provided one example of when Dallet ruled against the interests of an attorney who was a campaign donor, and a spokeswoman said there were many more examples.

### Impartiality questions raised for Screnock

Dallet's campaign pushed back against the Republican criticism and said there's far more evidence that opponent Michael Screnock, a Sauk County judge, would decide cases on a partisan basis. The two emerged from a February primary and square off in the April 3 election.

"Big-monied special interests can continue to attack Judge Dallet's fair and independent record but Wisconsinites won't forget the million dollars they've already spent to put rubber stamp Michael Screnock on the Supreme Court," Dallet campaign spokeswoman Jessica Lovejoy said.

The Supreme Court race is officially nonpartisan, but support for Dallet and Screnock is divided along party lines with liberals getting behind Dallet and conservatives for Screnock.

Screnock's spokesman Sean Lansing said Screnock has not presided over cases involving attorneys who have contributed to his Supreme Court campaign, or involving attorneys who are related to Judge Screnock, or have a close business relationship with him.

But Joanna Beilman-Dulin, research director for liberal advocacy group One Wisconsin Now, raised questions about whether Screnock would recuse himself from cases involving issues Screnock has defended in court as a lawyer or related to Gov. Scott Walker, who appointed him in 2015, or Wisconsin Manufacturers & Commerce, which purchased \$313,500 in advertising on Screnock's behalf a week before the primary last month, according to the Wisconsin Democracy Campaign. The state GOP has also provided more than \$100,000 in in-kind contributions to him.

Lansing noted Screnock has repeatedly said he would recuse from a case if he determined he could not remain impartial, which the state's judicial code of conduct requires.

"As Judge Screnock has said many times, impartiality is the touchstone of our judicial system, and recusal must be determined on a case-by-case basis, taking all of the facts of the respective issue before the court into account," Lansing said.

### Recusal guidelines

## Supreme Court candidate stayed on case despite saying she would step away

Under Wisconsin's Code of Judicial Conduct, judges must recuse themselves from cases if the judge or the judge's spouse is a party to the proceeding, is acting as a lawyer in the proceeding, is known by the judge to have a more than minor interest that could be substantially affected by the proceeding or is to the judge's knowledge likely to be a material witness in the proceeding.

Richard Flamm, an ethics expert who has written a book on judicial recusal, said Dallet didn't violate the code. He added, "The fact that attorneys who work with a judge's spouse have appeared before her could, in some circumstances, cause a reasonable person to question her ability to be impartial — especially if the case they handled was so important to the firm that her decision, one way or another, could have an impact on her spouse's finances (and, therefore, on her own)."

New York University School of Law professor Stephen Gillers said unless a court has a rule that requires recusal from matters in which a lawyer for a party has donated above a specific amount to a judge's campaign, recusal is not ordinarily required. In Dallet's case, he said it's fair to review her recusal record if she has made it a key part of her campaign.

**Load-Date:** March 2, 2018

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End of Document

# Exhibit C

## Paul D Minnic vs. Florsheim Investments LLC, 2016CV007526

Personal Injury Case

Filed on 9/30/16 -- still open

Dallet is judge

Donors Involved:

- Kevin Kokor (represents plaintiff)
- Keith Stachowiak (represents plaintiff)
- Thadd Llaurodo (represents plaintiff)
- Emile Banks (represents defendant)
- David Florsheim (defendant)

Notable Timeline:

- 10/2/17: Florsheim (D) donated \$250 to Dallet
- 10/25/17: Llaurodo (P) donated \$100 to Dallet
- 12/10/17: Banks (D) donated \$500 to Dallet
- 12/28/17: Banks (D) filed motion for summary judgment
- 1/2/18: Banks (D) filed amended motion for summary judgment
- 1/2/18: Kukor (P) donated \$500 to Dallet
- 1/10/18: Banks (D) donated another \$500 to Dallet
- 1/31/18: Stachowiak (P) donated \$500 to Dallet
- 1/31/18: Llaurodo (P) donated \$100 to Dallet
- 2/6/18: Stachowiak (P) is retained as counsel in case
- 2/6/18: Llaurodo (P) is retained as counsel in case

### About David Florsheim:

- Florsheim is the registered agent and President of Florsheim Investments. (Source: Wisconsin Department of Financial Institutions. Available at [www.wdfi.org](http://www.wdfi.org))

**Wisconsin Department of Financial Institutions**  
Strengthening Wisconsin's Financial Future

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Vital Statistics	
Entity ID	R047473
Registered Effective Date	05/02/2007
Period of Existence	PER
Status	Restored to Good Standing <a href="#">Request a Certificate of Status</a>
Status Date	05/31/2017
Entity Type	Domestic Limited Liability Company
Annual Report Requirements	Limited Liability Companies are required to file an Annual Report under s. 183.0120, WI Statutes.

Addresses	
Registered Agent Office	DAVID FLORSHEIM 270 E HIGHLAND AVE STE E MILWAUKEE , WI 53202-6605 <a href="#">File a Registered Agent/Office Update Form</a>

- On 10/2/2017, Florsheim made a \$250 to Dallet's campaign.  
(Source: Dallet for Justice [January Continuing 2018 Report](#), pg. 29. Filed on 1/11/18)
- Prior to his donation to Dallet, Florsheim had not made a political donation since 2009.  
(Source: Wisconsin Campaign Finance Information System, Available at <https://cfis.wi.gov>)
- According to the Wisconsin Elections Commission, Florsheim did not vote in February 2018 Supreme Court primary election. Florsheim last voted in Nov. '16.  
(Source: <https://myvote.wi.gov>)

### Kukor, Stachowiak, Llauro

Kevin Kukor, Keith Stachowiak, and Thadd Llauro are personal injury attorneys for the law firm of Murphy & Prachthauser in Milwaukee.

<https://www.murphyprachthauser.com/milwaukee-personal-injury-attorney-profiles>

Donations Records:

<b>SCHEDULE 1-A</b>	<b>RECEIPTS</b> <b>Contributions From Individuals</b>
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Complete Committee Name: Dallet for Justice

Date	Full Name	Address	Occupation	Amount	YTD
<b>Monetary</b>					
10/02/2017	Florsheim, David	11506 N Creskide Ct, Mequon, WI 53092	SELF EMPLOYED	\$250.00	\$250.00

(Source: Dallet for Justice [January Continuing 2018 Report](#), pg. 29. Filed on 1/11/18)

12/10/2017	Banks, Emile	19770 Foxkirk Ct, Brookfield, WI 53045	ATTORNEY	\$500.00	\$500.00
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(Source: Dallet for Justice [January Continuing 2018 Report](#), pg. 58. Filed on 1/11/18)

01/02/2018	Kukor, Kevin	7406 W Twin Oaks Ct, Franklin, WI 53132	ATTORNEY	\$500.00	\$500.00
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(Source: Dallet for Justice [Spring Pre-Primary 2018 Report](#), pg. 2. Filed on 1/11/18)

01/10/2018	Banks, Emile	19770 Foxkirk Ct, Brookfield, WI 53045	ATTORNEY	\$500.00	\$500.00
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(Source: Dallet for Justice [Spring Pre-Primary 2018 Report](#), pg. 4. Filed on 1/11/18)

01/31/2018	Stachowiak, Keith	3769 W Jerelin Dr, Franklin, WI 53132	ATTORNEY	\$500.00	\$500.00
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(Source: Dallet for Justice [Spring Pre-Primary 2018 Report](#), pg. 26. Filed on 1/11/18)

01/31/2018	Llaurado, Thadd J	9820 Mariposa Ln, Milwaukee, WI 53226		\$100.00	\$100.00
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(Source: Dallet for Justice [Spring Pre-Primary 2018 Report](#), pg. 24. Filed on 1/11/18)