

DONALD J. TRUMP,  
and  
MICHAEL R. PENCE,

Plaintiffs,

v.

JOSEPH R. BIDEN  
KAMALA D. HARRIS,  
MILWAUKEE COUNTY CLERK  
c/o GEORGE L. CHRISTENSON,  
MILWAUKEE COUNTY BOARD  
OF CANVASSERS  
c/o TIMOTHY H. POSNANSKI,  
WISCONSIN ELECTION COMMISSION,  
and  
ANN S. JACOBS,

Defendants.

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**SURETY AND UNDERTAKING FOR APPEAL**

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WHEREAS, the Republican Party of Wisconsin (the “Surety”) desires to act as surety and give undertaking for the payment of all costs taxed against the appellant in the above-captioned matter pursuant to Wis. Stat. § 9.01(6)(a).

WHEREAS, the Surety has deposited the sum of One Hundred Thousand and 00/100 Dollars (\$100,000.00) in an account located at BMO Harris Bank, NA.

NOW, THEREFORE, the undersigned surety does hereby obligate itself under said statutory obligations in the amount of up to One Hundred Thousand and 00/100 Dollars (\$100,000.00).

IT IS FURTHER AGREED by the Surety, that contemporaneously with the filing of this document, it shall deposit the sum of Fifty Thousand and 00/100 Dollars (\$50,000.00) with the Clerk of Court for Milwaukee County and Fifty Thousand and 00/100 Dollars (\$50,000.00) with the Clerk of Court for Dane County or, in the alternative, if these matters are consolidated the Surety shall deposit the sum of One Hundred Thousand and 00/100 Dollars (\$100,000.00) with the Clerk of Court for the County as directed by a court having due jurisdiction (the

“Undertaking”). The Undertaking shall be held by the respective county’s Clerk of Court as security for the obligations for all costs taxed against the appellant pursuant to Wis. Stat. § 9.01(6)(a).

IT IS FURTHER AGREED by the Surety, that in the case of default or contumacy by the Surety or the appellant, the Court may, upon notice to it of not less than ten (10) days, deduct all costs taxed against the appellant from the Undertaking or proceed summarily and render judgment against the Surety in accordance with its obligation and award execution thereon.

IT IS FURTHER AGREED that the Surety, its successors and assigns, by the signature of the undersigned Chairman, agrees to be bound by the promises set forth herein.

Dated this 3rd day of December, 2020.

REPUBLICAN PARTY OF WISCONSIN

By: *Electronically signed by Andrew Hitt*  
Andrew Hitt, its Chairman