



OFFICE OF THE CLERK

Supreme Court of Wisconsin

110 EAST MAIN STREET, SUITE 215

P.O. BOX 1688

MADISON, WI 53701-1688

TELEPHONE (608) 266-1880

FACSIMILE (608) 267-0640

Web Site: www.wicourts.gov

March 17, 2021

To:

Thomas C. Bellavia
Steven C. Kilpatrick
Colin Thomas Roth
Colin Stroud
Assistant Attorneys General
P.O. Box 7857
Madison, WI 53707-7857

Matthew M. Fernholz
Cramer, Multhauf & Hammes, LLP
P.O. Box 558
Waukesha, WI 53187-0558

Michael R. Haas
City of Madison
210 Martin Luther King Jr. Blvd., Room 401
Madison, WI 53703

Tearman Spencer
200 East Wells Street
800 City Hall
Milwaukee, WI 53202

You are hereby notified that the Court has entered the following order:

No. 2021AP428-OA Fabick v. Wis. Elections Comm'n

A petition for leave to commence an original action under Wis. Stat. § (Rule) 809.70, a "Motion for Permanent Injunction, or Alternatively a Temporary Injunction," a supporting legal memorandum, and an appendix having been filed on behalf of petitioner, Jeré Fabick;

IT IS ORDERED that respondents, Wisconsin Elections Commission; Ann S. Jacobs, in her official capacity as Chair of the Wisconsin Elections Commission; Mark L. Thomsen, in his official capacity as Vice-Chair of the Wisconsin Elections Commission; Marge Bostelmann, in her official capacity as Secretary of the Wisconsin Elections Commission; Julie M. Glancey, in her official capacity as Commissioner of the Wisconsin Elections Commission; Dean Knudson, in his official capacity as Commissioner of the Wisconsin Elections Commission; Robert F. Spindell, Jr., in his official capacity as Commissioner of the Wisconsin Elections Commission; Meagan Wolfe, in her official capacity as Administrator of the Wisconsin Elections Commission; City of Madison; Maribeth Witzel-Behl, in her official capacity as City Clerk for the City of Madison; City of Milwaukee; City of Milwaukee Election Commission; Stephanie D. Findley, in her official capacity as Chair of the Milwaukee Election Commission; Carmen C. Cabrera, in her official

capacity as Commissioner of the Milwaukee Election Commission; Jess Ripp, in his official capacity as Commissioner of the Milwaukee Election Commission; and Claire Woodall-Vogg, in her official capacity as Executive Director of the Milwaukee Election Commission, shall file one or more responses to the petition and the motion by 4:00 p.m. on Tuesday, March 30, 2021. Each response shall be filed as an attachment in pdf format to an email addressed to clerk@wicourts.gov. See Wis. Stat. §§ 809.14, 809.80, and 809.81. The respondents shall also ensure that a paper original and 10 copies of each response are received by the clerk of this court by 4:00 p.m. on Wednesday, March 31, 2021, with the following notation on the top of the first page: “This document was previously filed via email.”

IT IS FURTHER ORDERED that any non-party that wishes to file a non-party brief amicus curiae in support of or in opposition to the petition and motion must file a motion for leave of the court to file a non-party brief pursuant to the requirements of Wis. Stat. § (Rule) 809.19(7). Non-parties should also consult this court’s Internal Operating Procedure III.B.6.c. concerning the nature of non-parties who may be granted leave to file a non-party brief. A proposed non-party brief must accompany the motion for leave to file it. Any proposed non-party brief shall not exceed 15 pages if a monospaced font is used or 3,300 words if a proportional serif font is used. Any motion for leave with the proposed non-party brief attached shall be filed no later than 4:00 p.m. on Thursday, April 1, 2021, and shall be filed as an attachment in pdf format to an email addressed to clerk@wicourts.gov. The non-party shall also ensure a paper original and 10 copies of the brief are received by the clerk of this court by 4:00 p.m. on Friday, April 2, 2021, with the following notation on the top of the first page: “This document was previously filed via email.” Any submission by a non-party that does not comply with Wis. Stat. § (Rule) 809.19(7) and any proposed non-party brief for which this court does not grant leave will not be considered by the court.

ANNETTE KINGSLAND ZIEGLER and REBECCA GRASSL BRADLEY, J.J., (*concurring in part, dissenting in part*). We concur with ordering a response to the petition and motion, but we would order that this matter proceed on an expedited basis.

Sheila T. Reiff
Clerk of Supreme Court