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FILED

12-13-2023

CLERK OF WISCONSIN

SUPREME COURT

December 13, 2023

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

No. 2023AP1896-OA Underwood v. Vos

On October 12, 2023, petitioners Julie Underwood et al., filed a petition for leave to commence an original action under Wis. Stat. § (Rule) 809.70.

On November 14, 2023, respondents Robin Vos and Kathy Blumenfeld filed separate responses opposing the petition. Also on November 14, 2023, respondent Jill Underly filed a response taking no position on whether the court should grant the petition.

On November 14, 2023, the Wisconsin Legislature and School Choice Wisconsin Action, Inc., et al., filed separate motions to intervene as respondents.

On November 14, 2023, the court received motions for leave to file a nonparty brief amicus curiae by the following entities and individuals:

1. League of Women Voters Wisconsin, et al.;
2. Chris Abele, et al.;
3. American Federation for Children;
4. Bruce-Guadalupe Community School, et al.;
5. Derek Black, et al. ("Education Scholars");
6. Liberty Justice Center;

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7. Minocqua Brewing Company LLC;
8. School Choice Wisconsin Action, Inc., et al.; and
9. Wisconsin Manufacturers & Commerce, Inc.

On November 17, 2023, the petitioners filed a motion for leave to file a reply in support of their petition, along with a proposed reply.

IT IS ORDERED that the petition for leave to commence an original action is denied; and

IT IS FURTHER ORDERED that the motions for leave to file non-party briefs are dismissed as moot, and all of the accompanying briefs are therefore not accepted for filing; and

IT IS FURTHER ORDERED that the motions to intervene are dismissed as moot; and

IT IS FURTHER ORDERED that the petitioners' motion for leave to file a reply is dismissed as moot, and the proposed reply is not accepted for filing.

Samuel A. Christensen
Clerk of Supreme Court

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