

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WISCONSIN

Democratic National Committee and
Democratic Party of Wisconsin,

Plaintiffs,

v.

Marge Bostelmann, Julie M. Glancey,
Ann S. Jacobs, Dean Knudson, Robert
F. Spindell, Jr., and Mark L. Thomsen,
in their official capacities as Wisconsin
Elections Commissioners,

Defendants,

and

Republican National Committee and
Republican Party of Wisconsin,

Intervening Defendants

Case No. 3:20-cv-249-wmc
(consolidated with Case Nos. 3:20-
cv-278-wmc and 3:20-cv-284)

Sylvia Gear, Malekeh K. Hakami,
Patricia Ginter, Claire Whelan,
Wisconsin Alliance for Retired
Americans, League of Women Voters of
Wisconsin,

Plaintiffs,

v.

Dean Knudson, Julie M. Glancey,
Robert F. Spindell, Jr., Mark L.
Thomsen, Ann S. Jacobs, Marge
Bostelmann, in their official capacity as
members of the Wisconsin Elections
Commission, Meagan Wolfe, in her
official capacity as the Administrator of
the Wisconsin Elections Commission,

Defendants.

Case No. 3:20-cv-278-wmc
(consolidated with Case Nos. 3:20-
cv-249-wmc and 3:20-cv-284)

**THE WISCONSIN LEGISLATURE'S COMBINED RENEWED
MOTION TO INTERVENE IN *DNC V. BOSTELMANN* AND
MOTION TO INTERVENE IN *GEAR V. KNUDSON***

The Joint Committee on Legislative Organization, on behalf of the Wisconsin Legislature (“Legislature”), hereby renews its motion to intervene in *DNC v. Bostelmann* and moves to intervene in *Gear v. Knudson*. The grounds for these Motions are stated briefly below and more fully in the Legislature’s supporting memorandum to be filed later today.

This Court’s recent Order denying the Legislature’s Motion to Intervene in *Democratic National Committee v. Bostelmann* (“*DNC*”), Dkt.85, expressly recognized that “if some new facts were to arise that established an actual conflict” between the Legislature and the Commission Officials,* Dkt.85 at 11—which would include facts demonstrating that the Commission Officials are unwilling to “actively defend[] all of the challenged laws” here, Dkt.85 at 5—“then the Wisconsin Legislature is welcome to renew its motion,” Dkt.85 at 11. The Commission Officials’ very recent submission in *DNC*, Dkt.107, provides such “new facts,” justifying both this Renewed Motion to Intervene in *DNC* and the Motion to Intervene in *Gear*. Specifically, in the Commission Officials’ recent *DNC* submission, they expressly admitted that they are “unable to state a position” on whether to defend the “photo ID requirements” challenged here, Dkt.107 at 16, and also demonstrated that their defense of the other challenged election laws is far from vigorous, *see* Dkt.107 at 12–20. Therefore, since the Commission Officials are now unwilling to “actively defend[] all of the[se] challenged laws,” Dkt.85 at 5, and

* The Defendants in *DNC* are Marge Bostelmann, Julie M. Glancey, Ann S. Jacobs, Dean Knudson, Robert F. Spindell, Jr., and Mark L. Thomsen, in their official capacities as Wisconsin Elections Commissioners. The Defendants in *Gear v. Knudson* are identical, except for the addition of Defendant Meagan Wolfe, in her official capacity as the administrator of the Wisconsin Elections Commission. This Motion collectively refers to all of these Defendants as “the Commission Officials.”

for the other reasons in the Legislature's supporting memorandum, the Legislature respectfully requests that this Court grant these Motions.

Dated this 31st day of March, 2020.

Respectfully submitted,

/s/Misha Tseytlin

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