

FILED
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CIRCUIT COURT
DANE COUNTY, WI
2023CV001900



250 Massachusetts Ave NW, Suite 400 | Washington, DC 20001

January 26, 2024

VIA EFILING

Hon. Ann Peacock
Dane County Circuit Court
215 South Hamilton Street, Room 4103
Madison, WI 53703

Re: No. 23-CV-1900, *Priorities USA et al. v. Wisconsin Elections Commission*

Dear Judge Peacock:

Plaintiffs do not wish to further pursue a hybrid constitutional claim on the witness requirement, as contemplated by the Court in the Decision and Order on Motions to Dismiss, Dkt. 100 at 12.

Plaintiffs intend to seek appellate review of the Court's decision granting the motions to dismiss as to their challenges to (1) the witness requirement, (2) the drop box prohibition, (3) the election-day cure deadline, and (4) Wis. Stat. § 6.84. Dkt. 100 at 6–10. Thus, Plaintiffs respectfully request the Court issue an appealable final order.

Respectfully submitted,

/s/ David R. Fox

David R. Fox

Attorney for Plaintiffs

CC: Counsel of Record (via email and e-file)