



Supreme Court of Wisconsin

OFFICE OF COURT COMMISSIONERS

110 E. MAIN STREET, SUITE 440

MADISON, WISCONSIN 53703

Nancy A. Kopp
Julie A. Rich
David W. Runke
Mark A. Neuser
Commissioners

Telephone (608) 266-7442

7

November 4, 2020

To: Interested Persons – See Attached List

Re: Rule Petition 20-03, In re Petition for Proposed Rule to Amend Wis. Stat. § 809.70
(Relating to Redistricting)

Greetings:

I am assisting the Wisconsin Supreme Court with its consideration of rule petition 20-03, filed on June 3, 2020, by Attorney Rick Esenberg, on behalf of Scott Jensen and the Wisconsin Institute for Law and Liberty (WILL). This rule petition asks the court to amend the "original action" rule (Wis. Stat. § 809.70) to create a mechanism for the court to consider anticipated legal challenges to redistricting plans.

You have received this letter because you or your agency or organization potentially have an interest in this matter. A copy of the petition can be found on the court's website at <https://www.wicourts.gov/scrules/pending/index.htm>.

At the closed administrative rules conference on September 30, 2020, the court conducted a preliminary discussion of this matter and voted to obtain written comments and schedule a public hearing. The public hearing will be conducted on Thursday, January 14, 2021, via videoconference.¹ Please note, the court may take any action on a rule petition it deems appropriate, including any of the following:

- (a) Adopt the rule proposed, or a modified version, without further comment.
- (b) Reject the rule proposed without further comment.
- (d) Refer the rule petition to another entity for its review and recommendation.
- (e) Request further information or analysis from the petitioner or interested persons or entities.

Any comment to the rule petition should be filed by Monday, November 30, 2020 with the Clerk of Supreme Court, Attention: Deputy Clerk-Rules, P.O. Box 1688, Madison, WI 53701-1688. If possible, email a Microsoft Word version of your response to clerk@wicourts.gov. See comment

¹ Procedures for attending and participating in the "remote" public hearing will be posted on the court's website at least 30 days prior to the public hearing.

guidelines at the court's website at <https://www.wicourts.gov/scrules/process.htm>. The petitioner may file any response to the comments by Monday, December 14, 2020.

You might wish to consult the court's website at <https://www.wicourts.gov/scrules/pending/index.htm> to follow this rule petition. Court communications on the petition and any written comments filed with the clerk's office will be posted on the website.

If you have specific questions or other comments regarding this matter, please contact me by mail at P.O. Box 1688, Madison, WI 53701-1688, by telephone at 608-261-6642, or by email at julie.rich@wicourts.gov.

Very truly yours,

/s/

Julie Anne Rich

Supreme Court Commissioner

cc: Chief Justice Patience Drake Roggensack
Justice Ann Walsh Bradley
Justice Annette Kingsland Ziegler
Justice Rebecca Grassl Bradley
Justice Rebecca Frank Dallet
Justice Brian Hagedorn
Justice Jill J. Karofsky
Attorney Rick Esenberg, WILL

List of Interested Persons for Supreme Court Rules

Badger State Sheriffs Association, Attention: Executive Director
Board of Administrative Oversight, Attention: Joseph M. Russell, Chair
Board of Bar Examiners
Chief Circuit Court Judges
Christian Gossett, Winnebago County District Attorney
Circuit Court Judges
Court of Appeals, Attention: Chief Staff Attorney
Court of Appeals Judges
Deputy Director of Court Operations, Diane M. Fremgen
Court Operations, Attention: Ann Olson, Krista Miller, and Amber Peterson
Dean Dietrich, Attorney
Clerk of Supreme Court and Court of Appeals, Sheila T. Reiff
Department of Administration, State Prosecutors Office, Attention: Kasey Diess, Director
Director of State Courts, Honorable Randy Koschnick
Eastern District of Wisconsin Bar Association, Attention: Katy Borowski, Executive Director
Hamilton Consulting Group, Attention: Andrew C. Cook, Rebecca Hogan, and R.J. Pirlot
Legal Action of Wisconsin, Attention: Deedee Peterson, Executive Director
Legal Aid Society of Milwaukee, Attention: Colleen Foley, Executive Director
Marquette University Law School, Attention: Joseph D. Kearney, Dean
Office of Lawyer Regulation, Attention: Keith Sellen, Director
Office of State Public Defender, Attention: Kelli S. Thompson
Office of State Public Defender, Attention: Jeremy C. Perri
Office of the Attorney General, Attention: Terri Surita
State Bar of Wisconsin, Attention: Larry Martin, Executive Director
State Bar of Wisconsin, Attention: Lisa Roys, Public Affairs Director
State Bar of Wisconsin, Attention: Kathleen Brost, President
University of Wisconsin Law School, Attention: Daniel Tokaji, Dean
Western District Bar Association of Wisconsin, Attention: Ann Peacock
Wisconsin Asian American Bar Association, Attention: Bryant Park
Wisconsin Association for Justice, Attention: Bryan Roessler, Executive Director
Wisconsin Association of African American Lawyers
Wisconsin Association of Criminal Defense Lawyers, Attention: Peter McKeever
Wisconsin Association of Judicial Court Commissioners, Attention: Susan Schaubel
Wisconsin Bankers Association, Attention: Attorney John Knight
Wisconsin Bankers Association, Attention: Kris Cleven, Vice President-Legal
Wisconsin Clerks of Circuit Court Association, Attention: Penny Carter
Wisconsin Counties Association, Attention: Marcie Rainbolt
Wisconsin Defense Counsel, Attention: Jenni Kilpatrick, Executive Director
Andrew Hebl, President
Wisconsin District Attorneys Association, Attention: Greta Mattison, Executive Director
Wisconsin Family Court Commissioners Association, Attention: David Pruhs, Exec. Secretary
Wisconsin Hispanic Lawyers Association, Attention: Pamela M. Ritger
Wisconsin Judicare, Inc., Attention: Beth Ann Richlen, Executive Director
Wisconsin Judicial Commission, Attention: Jeremiah VanHecke

Wisconsin Judicial Council, Attention: William C. Gleisner, III, Chair
Wisconsin Juvenile Court Clerks Association, Attention: Samuel Christensen
Wisconsin Municipal Judges Association, Attention: Honorable Robert Kupfer
Wisconsin Newspaper Association, Attention: Beth Bennett, Executive Director
Wisconsin Registers in Probate Association
Wisconsin Sheriffs & Deputy Sheriffs Association, Attention: Sandy Schueller
Wisconsin State Attorneys Association, Attention: John Gelhard
Wisconsin Trial Judges Association, Attention: Honorable Gregory Gill, Jr.
Wisconsin Tribal Judges Association, Attention: Honorable Gwendolyn Topping, President

Additional interested persons

Governor Tony Evers
Brian McGrath, WILL
Anthony F. LoCoco, WILL
Senator Roger Roth, Senate President
Senator Scott L. Fitzgerald, Senate Majority Leader
Senator Janet Bewley, Senate Minority Leader
Representative Robin Vos, Assembly Speaker
Representative Jim Steineke, Assembly Majority Leader
Representative Gordon Hintz, Assembly Minority Leader
Legislative Technology Services Bureau, Attention: Jeff Ylvisaker, Director; and
Nate Rohan, Deputy Director
Legislative Reference Bureau, Attention: Richard Champagne, Chief; and
Cathlene Hanaman, Deputy Chief