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, Republican Party of Wisconsin, *and* the Wisconsin State Legislature,

Intervenor-Defendants.

No. 3:20-cv-249-wmc (consolidated with Nos. 3:20-cv-278-wmc, 3:20-cv-340-wmc, and 3:20-cv-459-wmc)

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

v.

Marge Bostelmann, Dean Knudson, Julie M. Glancey, Robert F. Spindell, Jr., Mark L. Thomsen, and Ann S. Jacobs, 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,

and

Republican National Committee, Republican Party of Wisconsin, and the Wisconsin State Legislature,
Intervenor-Defendants.

No. 3:20-cv-278-wmc (consolidated with Nos. 3:20-cv-249-wmc, 3:20-cv-340-wmc, and 3:20-cv-459-wmc)

Chrystal Edwards, Terron Edwards, John Jacobson, Catherine Cooper, Kileigh Hannah, Kristopher Rowe, Katie Rowe, Charles Dennert, Jean Ackerman, William Laske, Jan Graveline, Todd Graveline, Angela West, Douglas West, and all others similarly situated, Plaintiffs,

v.

Robin Vos, in his official capacity as Speaker of the Wisconsin State Assembly; Scott Fitzgerald, in his official capacity as Majority Leader of the Wisconsin State Senate; Wisconsin State Assembly; Wisconsin State Senate; Wisconsin Elections Commission; Marge Bostelmann, Julie M. Glancey, Ann S. Jacobs, Dean Knudson, Robert F. Spindell, Jr., and Mark L. Thomsen, in their official capacities as members of the Wisconsin Elections Commission, and Meagan Wolfe, in her official capacity as the Administrator of the Wisconsin Elections Commission,

No. 3:20-cv-340-wmc (consolidated with Nos. 3:20-cv-249-wmc, 3:20-cv-278-wmc, and 3:20-cv-459-wmc)

Defendants,

and

Republican National Committee and Republican Party of Wisconsin,

Intervenor-Defendants.

Jill Swenson, Melody McCurtis, Maria Nelson, Black Leaders Organizing for Communities, *and* Disability Rights Wisconsin,

Plaintiffs,

v.

Marge Bostelmann, Julie M. Glancey, Ann S. Jacobs, Dean Knudson, Robert F. Spindell, Jr., and Mark L. Thomsen, Commissioners of the Wisconsin Elections Commission; Meagan Wolfe, Administrator of the Wisconsin Elections Commission,

Defendants,

and

Republican National Committee, Republican Party of Wisconsin, *and* the Wisconsin Legislature,

Intervenor Defendants.

No. 3:20-cv-459-wmc (consolidated with Nos. 3:20-cv-249-wmc, 3:20-cv-278-wmc, and 3:20-cv-340-wmc)

THE WISCONSIN LEGISLATURE'S EMERGENCY NOTICE OF APPEAL

Notice is hereby given that the Wisconsin Legislature ("Legislature")—an Intervenor-Defendant in *Democratic National Committee v. Bostelmann*, No. 3:20-cv-249 ("*DNC*"); *Gear v. Bostelmann*, No. 3:20-cv-278; and *Swenson v. Bostelmann*, No. 3:20-cv-459, and a Defendant in *Edwards v. Vos*, No. 3:20-cv-340 (named separately as "Wisconsin State Assembly" and "Wisconsin State Senate")—appeals on an emergency basis to the United States Court of Appeals for the Seventh Circuit from the Opinion And Order Granting A Preliminary Injunction in each of the consolidated cases, Dkt.538,* with the court's separate order at Dkt.539, entered on September 21, 2020. The district court consolidated these four cases for all purposes in an order on June 30, 2020. Dkt.234

The Legislature intends to imminently file an emergency motion with the Seventh Circuit to stay the preliminary injunction pending appeal; accordingly, the Legislature respectfully requests that the Clerk expedite the processing of this notice of appeal.

^{*} All citations to "Dkt." refer to the district-court docket in *DNC*, No. 3:20-cv-249.

Dated this 23rd day of September, 2020.

SCOTT A. KELLER
BAKER BOTTS LLP
700 K Street, N.W.
Washington, DC 20001
(202) 639-7837
(202) 585-1023 (fax)
scott.keller@bakerbotts.com

Counsel for Legislature in Gear

ERIC M. MCLEOD
LANE E. RUHLAND
HUSCH BLACKWELL LLP
P.O. Box 1379
33 East Main Street, Suite 300
Madison, WI 53701-1379
(608) 255-4440
(608) 258-7138 (fax)
eric.mcleod@huschblackwell.com
lane.ruhland@huschblackwell.com

LISA M. LAWLESS HUSCH BLACKWELL LLP 555 East Wells Street, Suite 1900 Milwaukee, WI 53202-3819 (414) 273-2100 (414) 223-5000 (fax) lisa.lawless@huschblackwell.com

Counsel for Legislature in DNC

Respectfully submitted,

/s/ Misha Tseytlin

MISHA TSEYTLIN

Counsel of Record

ROBERT E. BROWNE, JR.

KEVIN M. LEROY

SEAN T.H. DUTTON

TROUTMAN PEPPER HAMILTON

SANDERS LLP

227 W. Monroe Street, Suite 3900

Chicago, IL 60606

(608) 999-1240

(312) 759-1939 (fax)

misha.tseytlin@troutman.com

robert.browne@troutman.com

kevin.leroy@troutman.com

sean.dutton@troutman.com

Counsel for Legislature in DNC, Gear, Edwards, and Swenson CERTIFICATE OF SERVICE

I hereby certify that on September 23, 2020 I filed the foregoing with the Clerk

of the Court using the CM/ECF System, which will send notice of such filing to all

registered CM/ECF users.

Dated: September 23, 2020

/s/ Misha Tseytlin

MISHA TSEYTLIN