

FILED
01-26-2024
CLERK OF WISCONSIN
SUPREME COURT

IN THE SUPREME COURT OF WISCONSIN

Case No. _____

DEAN PHILLIPS,

Petitioner,

v.

WISCONSIN ELECTION COMMISSION AND
WISCONSIN PRESIDENTIAL SELECTION COMMITTEE,

Respondents.

**AFFIDAVIT OF TREVOR MALONEY IN SUPPORT OF EMERGENCY
PETITION TO TAKE JURISDICTION OF AN ORIGINAL ACTION AND
FOR WRIT OF MANDAMUS**

AFFIDAVIT OF TREVOR MALONEY

STATE OF Florida)
) SS.:
Leon COUNTY)

TREVOR MALONEY, being duly sworn, on oath deposes and says:

1. I am the Political Director of Dean 24, the official presidential campaign of Congressman Dean Phillips (the “Campaign”).

2. Except where expressly indicated, I subscribe this affidavit based on my personal knowledge. I am willing to testify regarding the facts set forth herein, upon due notice, if called to do so.

3. On January 2, 2024, at approximately 10 a.m., I attended an open meeting (the “Meeting”) of Wisconsin’s 2024 Presidential Preference Selection Committee (the “Committee”), as an observer on behalf of the Campaign.

4. A true and correct copy of the published agenda for the Meeting is attached hereto as Exhibit 1.

5. I attended the Meeting remotely using the Zoom webinar link listed on the Meeting agenda. I was able to hear and see the Meeting, but could not speak or participate.

6. The Meeting was called to order by Robert Kehoe, who announced himself as the Deputy Administrator of the Wisconsin Election Commission (“WEC”).

7. Mr. Kehoe introduced his WEC colleague Riley Willman as the acting secretary responsible for taking minutes of the Meeting.

8. Following a motion and vote, the Committee selected Robert Lang as the Committee’s chair. Mr. Lang thereafter presided over the remainder of the meeting.

9. Mr. Lang asked the chairs of each of the major political parties to announce their respective parties' list of presidential primary candidates.

10. Brian Schimming, chair of the Wisconsin Republican Party, read his party's list first, naming six candidates.

11. Ben Wikler, chair of the Wisconsin Democratic Party, read his party's list next, naming only one candidate: President Joe Biden.

12. Mr. Lang inquired whether any member of the Committee had any changes or objections to the lists announced by the parties, but no member of the Committee voiced any changes or objections.

13. Upon motion, the Committee voted unanimously to accept both parties' list without debate or discussion.

14. The Meeting concluded shortly afterward and lasted roughly five minutes in total.

15. I am aware that the Meeting was video recorded by WisconsinEye, an independent news organization that records State Capitol proceedings for broadcast to the general public.

16. WisconsinEye has made its video recording of the Meeting publicly available on its website, at <https://wiseye.org/2024/01/02/2024-presidential-preference-selection-committee/> (last visited January 20, 2024).¹

17. The video recording available on the WisconsinEye website, despite some intermittent audio distortion, appears to be an accurate recording of the Meeting that I attended.

//

//

//

¹ WisconsinEye requires creation of a free user account to view its video content.

//

//

18. While I have no reason to believe that the events of the Meeting will be disputed, I am prepared provide a copy of the WisconsinEye video recording upon request, or in the event necessary to address any facts in dispute.



TREVOR MALONEY

Sworn to before me this
26th day of January, 2024
by Trevor Maloney who produced
a Florida Drivers License as identification.

Natalie R. Gaymon

Notary Public
Natalie R. Gaymon



This notarial act was an online notarization

Exhibit 1

NOTICE OF OPEN MEETING

2024 PRESIDENTIAL PREFERENCE SELECTION COMMITTEE

JANUARY 2, 2024

10:00 a.m.

This meeting is required under Wis. Stat. § [8.12](#) for the purpose of selecting what names will appear on the ballot for Wisconsin's Presidential Preference Vote on April 2, 2024. Both the Democratic Party of Wisconsin and the Republican Party of Wisconsin have certified that they will participate in the Presidential Preference Vote. The meeting may be viewed via Zoom using the information below.

Please use the link below to join the webinar:

https://us06web.zoom.us/j/86025763754?pwd=0w8i1kMoh7irXptNaQuWpj0zZ9McfA.9XEIM7Nelf32W_mi

Passcode: 486983

Or One tap mobile :

+16465588656,,86025763754#,,,,*486983# US (New York)

+16469313860,,86025763754#,,,,*486983# US

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

+1 646 558 8656 US (New York)

+1 646 931 3860 US

+1 301 715 8592 US (Washington DC)

+1 305 224 1968 US

+1 309 205 3325 US

+1 312 626 6799 US (Chicago)

+1 386 347 5053 US

+1 507 473 4847 US

+1 564 217 2000 US

+1 669 444 9171 US

+1 689 278 1000 US

+1 719 359 4580 US

+1 720 707 2699 US (Denver)

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 360 209 5623 US

Webinar ID: 860 2576 3754

Passcode: 486983

International numbers available: https://us06web.zoom.us/j/86025763754?pwd=0w8i1kMoh7irXptNaQuWpj0zZ9McfA.9XEIM7Nelf32W_mi

Additionally, WisconsinEye is likely to stream the meeting online, and members of the public and media are encouraged to view coverage at <https://wiseeye.org/>. Please check WisconsinEye's schedule at <https://wiseeye.org/schedule/> to determine whether it plans to stream the meeting.

NOTICE OF OPEN MEETING

AGENDA

1. Meeting Called to Order
2. Attendance - Roll Call
3. Selection of 11th Member to Chair the Committee
4. Adoption of Agenda
5. Discussion and Determination of Candidates to be Placed on the Ballot for the Presidential Preference Vote on April 2, 2024.
6. Announcement of Names to be Placed on the Ballot by the Committee Chair
7. Vote on Authorization for the Committee Chair to Review and Sign the Minutes of the Proceedings
8. Motion for Adjournment