

FILED
08-08-2024
CLERK OF WISCONSIN
SUPREME COURT

No. 2024AP330-OA

In the
Supreme Court of Wisconsin

PLANNED PARENTHOOD OF WISCONSIN, ON BEHALF OF ITSELF, ITS
EMPLOYEES, AND ITS PATIENTS, KATHY KING, M.D., ALLISON
LINTON, M.D., M.P.H., ON BEHALF OF THEMSELVES AND THEIR
PATIENTS, MARIA L., JENNIFER S., LESLIE K., AND
ANAI L.,
PETITIONERS,

v.

JOEL URMANSKI, IN HIS OFFICIAL CAPACITY AS DISTRICT
ATTORNEY FOR SHEBOYGAN COUNTY, WISCONSIN, ISMAEL R. OZANNE,
IN HIS OFFICIAL CAPACITY AS DISTRICT ATTORNEY FOR DANE
COUNTY, WISCONSIN AND JOHN T. CHISHOLM, IN HIS OFFICIAL
CAPACITY AS DISTRICT ATTORNEY FOR MILWAUKEE COUNTY
WISCONSIN,
RESPONDENTS.

Original Action

**MOTION OF PROPOSED INTERVENOR-RESPONDENT
JEROME E. LISTECKI, AS ROMAN CATHOLIC ARCHBISHOP OF
MILWAUKEE, ON BEHALF OF HIMSELF AND THE UNBORN OF
THE ARCHDIOCESE OF MILWAUKEE, TO FILE REPLY IN
SUPPORT OF PETITION TO INTERVENE**

Proposed Intervenor-Respondent Jerome E. Listecki, as Roman
Catholic Archbishop of Milwaukee, on behalf of himself and the unborn
of the Archdiocese of Milwaukee (the “Archbishop”), respectfully moves

this Court pursuant to Wis. Stat. §§ 809.13, 809.14, 809.63, 803.09, and/or its Order of July 2, 2024 assuming jurisdiction over this original action to permit him to file a reply in support of his Petition to Intervene.

The grounds for this petition are as follows:

1. On July 2, 2024, this Court issued an order requiring any requests to intervene in this action to be filed by July 16, 2024.

2. On July 15, 2024, the Archbishop filed a petition to intervene in this action.

3. On July 22, 2024, this Court issued an order requiring parties to respond to the Archbishop's intervention request by August 5, 2024.

4. On August 5, 2024, the Petitioners and Respondent John T. Chisolm filed separate responses to the Archbishop's petition.

5. This case is of monumental public importance, as confirmed by this Court's exercise of original action jurisdiction.

6. The constitutional rights the Archbishop claims, which include a right to life on behalf of the unborn of his Archdiocese, the most "basic human right" there is, *Dobbs v. Jackson*, 597 U.S. 215, 263 (2022), are likewise of immense significance.

7. The novel nature of the constitutional claims raised by the Petitioners make it difficult to anticipate arguments offered in response to a petition to intervene.

8. The Petitioners and DA Chisholm do not accurately describe Wisconsin law.

9. This Court and the public have an interest in correctly resolving the legal issues herein.

10. The Archbishop may not have another opportunity to address the arguments of the Petitioners and DA Chisholm.

11. In sum, the Archbishop should in all fairness have the opportunity to reply to the arguments of the Petitioners and DA Chisholm.

12. As this Court is well aware, reply briefs are common in legal procedure, the Archbishop has kept his reply brief short (under 3,000 words), and he is filing it within just a few days of receiving the response.

13. In other words, the filing of the attached reply will not prejudice any party.

For the foregoing reasons, the Archbishop respectfully requests that this Court permit him to file the attached reply in support of his Petition to Intervene.

Dated: August 8, 2024

WISCONSIN APPELLATE
LITIGATION SERVICES LLC

Electronically signed by

Anthony F. LoCoco

ANTHONY F. LOCOCO

SBN 1101773

13435 Watertown Plank Rd., Ste 5

Elm Grove, WI 53122

(262) 228-8486

anthony@wisconsinappellate.com

*Attorney for Proposed Intervenor-Respondent Jerome E. Listecki, as
Roman Catholic Archbishop of Milwaukee, on behalf of himself and the
unborn of the Archdiocese of Milwaukee*