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06-17-2024
CLERK OF WISCONSIN
SUPREME COURT

June 17, 2024

To:

Scott E. Rosenow
Electronic Notice

Charlotte Gibson
Electronic Notice

Nathan Kane
Electronic Notice

Colin T. Roth
Electronic Notice

Leslie A. Freehill
Electronic Notice

Mel Barnes
Electronic Notice

You are hereby notified that the Court has entered the following order:

No. 2024AP729-OA LeMieux v. Governor Evers

The court having considered the petition for leave to commence an original action under Wis. Stat. § (Rule) 809.70, with supporting exhibits, filed by petitioners, Jeffery A. LeMieux and David T. DeValk; and the response to the petition, filed by respondents, Governor Tony Evers, Secretary of State Sarah Godlewski, and State Superintendent Jill Underly;

IT IS ORDERED that the petition for leave to commence an original action is granted, this court assumes jurisdiction over this entire action, and the petitioners may not raise or argue issues not set forth in the petition for leave to commence an original action unless otherwise ordered by the court; and

IT IS FURTHER ORDERED that within 30 days after the date of this order the petitioners shall file a brief in this court; that within 20 days of filing the respondents must file either a brief or a statement that no brief will be filed; and that if a brief is filed by the respondents, within 10 days of filing the petitioners must file either a reply brief or a statement that no reply brief will be filed; and

IT IS FURTHER ORDERED that any non-party that wishes to file a non-party brief amicus curiae must file a motion for leave of the court to file a non-party brief pursuant to the requirements of Wis. Stat. § (Rule) 809.19(7). Non-parties should also consult this court's Internal Operating

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Procedure concerning the nature of non-parties who may be granted leave to file a non-party brief. A proposed non-party brief must accompany the motion for leave to file it. Any proposed non-party brief shall not exceed 20 pages if a monospaced font is used or 4,400 words if a proportional serif font is used. Any motion for leave with the proposed non-party brief attached shall be filed no later than 14 days after the filing of the respondents' response brief. Any submission by a non-party that does not comply with Wis. Stat. § (Rule) 809.19(7) and any proposed non-party brief for which this court does not grant leave will not be considered by the court; and

IT IS FURTHER ORDERED that a date for oral argument in this matter shall be established in a future order of the court; and

IT IS FURTHER ORDERED that the allowance of costs, if any, in connection with the granting of the petition will abide the decision of this court on review.

Samuel A. Christensen
Clerk of Supreme Court