

FILED
08-23-2024
CLERK OF WISCONSIN
SUPREME COURT

IN THE SUPREME COURT OF WISCONSIN
No. 2024AP001643

DAVID STRANGE, INDIVIDUALLY AND AS DEPUTY OPERATIONS
DIRECTOR - WISCONSIN FOR THE DEMOCRATIC NATIONAL COMMITTEE,

Petitioner,

v.

WISCONSIN ELECTIONS COMMISSION (WEC); MEAGAN WOLFE, IN HER
OFFICIAL CAPACITY AS ADMINISTRATOR OF WEC; DON MILLIS,
ROBERT SPINDELL, JR., MARGE BOSTELMANN, ANN JACOBS, MARK
THOMSEN, AND CARRIE RIEPL, IN THEIR OFFICIAL CAPACITY AS
COMMISSIONERS OF WEC, AND WISCONSIN GREEN PARTY,

Respondents.

MOTION BY NON-PARTY REPUBLICAN PARTY OF WISCONSIN
FOR LEAVE TO FILE AMICUS BRIEF

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Non-party Republican Party of Wisconsin (“RPW”), through counsel, earlier moved to intervene in this matter. In the event the Court denies RPW’s Motion to Intervene, RPW moves in the alternative for the Court to accept its previously filed Brief in Opposition to Petition for Original Action as a non-party *amicus* brief in support of the Wisconsin Green Party, pursuant to Wis. Stat. § 809.19(7) and this Court’s August 22, 2024 Order in *David Strange v. Wisconsin Elections Commission*, No. 2024AP001643-OA. In support of this motion, proposed *amicus curiae* RPW submits the following:

1. Earlier today, August 23, 2024, RPW filed a Motion to Intervene as a respondent along with a memorandum in support.

2. Anticipating a ruling by this Court, RPW also filed its Brief in Opposition to Petition for Original action, its substantive response to the Petition for Original Action in this matter.

3. Out of an abundance of caution in the event this Court denies RPW’s Motion to Intervene, RPW alternatively seeks leave to participate as *amicus curiae*, as directed in the Court’s August 22, 2024 Order requiring such submissions by 5:00 PM today.

4. RPW has extensive expertise with election law issues, including voting rights and ballot access litigation. RPW also manages the party’s business in Wisconsin, coordinates election strategy, and supports Republican candidates statewide. As a political party that nominates, supports, and runs its own candidates, RPW has a direct and substantial interest in the candidates that will be on the ballot in November.

5. RPW’s brief is desirable because it provides thoughtful responses to the arguments raised by Petitioner, issues which might not otherwise be briefed given the

uncertainty as to whether the Wisconsin Green Party and other Respondents have had adequate time to obtain counsel and file a response in accordance with the Court's deadline. RPW's extensive experience as a Wisconsin political party, as well as its knowledge of how state ballot access laws impact political parties and voters, will aid the Court in resolving the issues in this case.

6. Should the Court deny RPW's Motion to Intervene, RPW respectfully requests the Court grant this motion and treat the RPW's previously filed Brief in Opposition to Petition for Original Action as its non-party *amicus curiae* brief pursuant to Wis. Stat. § 809.19(7).

WHEREFORE, in the event the Court denies RPW's Motion to Intervene, RPW respectfully requests that the Court grant this motion in the alternative, and accept its previously filed Brief in Opposition to Petition for Original Action as a non-party brief of *amicus curiae* in support of Respondent Wisconsin Green Party.

Dated: August 23, 2024

Respectfully Submitted,

CRAMER MULTHAUF, LLP

BY: Electronically Signed by Matthew M. Fernholz

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