

No. 2021AP001450 – OA

SUPREME COURT OF WISCONSIN

BILLIE JOHNSON, ERIC O’KEEFE, ED PERKINS, AND RONALD ZAHN,

Petitioners,

BLACK LEADERS ORGANIZING FOR COMMUNITIES, VOCES DE LA FRONTERA, LEAGUE OF WOMEN VOTERS OF WISCONSIN, CINDY FALLONA, LAUREN STEPHENSON, REBECCA ALWIN, CONGRESSMAN GLENN GROTHMAN, CONGRESSMAN MIKE GALLAGHER, CONGRESSMAN BRYAN STEIL, CONGRESSMAN TOM TIFFANY, CONGRESSMAN SCOTT FITZGERALD, LISA HUNTER, JACOB ZABEL, JENNIFER OH, JOHN PERSA, GERALDINE SCHERTZ, KATHLEEN QUALHEIM, GARY KRENZ, SARAH J. HAMILTON, STEPHEN JOSEPH WRIGHT, JEAN- LUC THIFFEAULT, and SOMESH JHA,

Intervenors-Petitioners,

v.

WISCONSIN ELECTIONS COMMISSION, MARGE BOSTELMANN in her official capacity as a member of the Wisconsin Elections Commission, JULIE GLANCEY in her official capacity as a member of the Wisconsin Election Commission, ANN JACOBS in her official capacity as a member of the Wisconsin Elections Commission, DEAN KNUDSON in his official capacity as a member of the Wisconsin Elections Commission, ROBERT SPINDELL, JR. in his official capacity as a member of the Wisconsin Elections Commission, and MARK THOMSEN in his official capacity as a member of the Wisconsin Elections Commission,

Respondents,

THE WISCONSIN LEGISLATURE, GOVERNOR TONY EVERS, in his official capacity, and JANET BEWLEY SENATE DEMOCRATIC MINORITY LEADER, on behalf of the SENATE DEMOCRATIC CAUCUS,

Intervenors-Respondents.

**MOTION OF LEGAL SCHOLARS FOR LEAVE TO FILE A
NON-PARTY *AMICUS CURIAE* BRIEF
IN SUPPORT OF NO PARTY**

The eight legal scholars listed in the Appendix of the attached brief, through undersigned counsel, hereby request permission that they (“Amici”) be given leave to submit the attached non-party brief as *amicus curiae* in support of no party. This motion is brought pursuant to Wis. Stat. (Rule) § 809.19(7)(a) and Wis. Sup. Ct. Internal Op. Pro. III (B)(6)(c), along with this Court’s Order entered November 17, 2021, which provides that “any non-party that wishes to file a non-party brief *amicus curiae* in support of or in opposition to a proposed map” must file a motion for leave with the proposed non-party brief attached by noon on January 4, 2022. In support of their motion, Amici state as follows:

1. Amici are noted academic experts specializing in election law, voting rights, and constitutional law. Amici have researched and published extensively on election law and democratic theory. In particular, they have authored leading articles on redistricting and gerrymandering, several of which this court cited in its November 30, 2021, opinions. Amici have a professional interest in promoting a sound understanding of redistricting principles. They do not have a personal stake in the matter pending before this Court, except (in one

instance) sharing the interests common to all Wisconsin residents in having proper electoral maps.

2. Amici have specialized knowledge critically important to evaluating the proposed plans submitted by the parties, and they believe the accompanying brief would be of significant value to this Court. In particular, drawing on their scholarly research and expertise on redistricting litigation and practice in Wisconsin and nationally, Amici explain their opposition to all of the proposed plans and recommend proper paths forward for the court. Amici believe the information provided in the accompanying brief offers a distinct perspective on the shortcomings of the parties' maps in light of applicable legal and equitable principles.
3. This motion for leave to file and the accompanying brief are submitted in a timely fashion pursuant to the Court's November 17, 2021 Order.

WHEREFORE, Amici movants respectfully request that this Court grant this motion and give leave to file the accompanying non-party *amicus curiae* brief in this case.

Dated: January 4, 2022

Respectfully submitted,

Electronically Signed By

/s/ Allison Boldt

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Counsel for Non-Party Legal Scholars

CERTIFICATION OF SERVICE

I hereby certify that on this date I caused an electronic copy of this motion and the proposed brief to be sent by email to clerk@wicourts.gov on or before 12:00 noon. In addition, I will cause a paper original and ten copies of these materials with a notation that “This document was previously filed via email” to be filed with the clerk no later than 12:00 noon tomorrow. I further certify that on this date, I sent true and correct email copies of these materials to all counsel of record.

Dated: January 4, 2022

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