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March 15, 2022

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

No. 2021AP1450-OA Johnson v. Wisconsin Elections Commission

On March 4, 2022, the Wisconsin Legislature filed an expedited motion asking this court to stay the court's March 3, 2022 decision enjoining Wisconsin's existing congressional and legislative districts and ordering new district plans proposed by Wisconsin Governor Tony Evers. Johnson v. Wisconsin Elections Comm'n, 2022 WI 14, pending the Wisconsin Legislature's appeal to the United States Supreme Court. The other parties were permitted to respond to this motion and those responses were filed on March 9, 2022. Later that day, the Wisconsin Legislature filed a motion for leave to file a reply to the responses.

IT IS ORDERED that the motion for leave to file a reply is granted and the reply submitted with the motion is accepted for filing.

ANN WALSH BRADLEY, J. (*dissenting*). On March 7, 2022, a unanimous court asked for a response brief, but specifically indicated that any request for further briefing (which included a reply brief) would be looked upon with disfavor. It provided: "IT IS FURTHER ORDERED that

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requests for additional briefing . . . will be viewed with disfavor." Nevertheless, a majority of the court now changes course.

The moving party has been forewarned and has not advanced any pressing reason as to why we should invoke an exception to Wis. Stat. § (Rule) 809.14(1m). Unlike the rules for briefing on the merits,¹ which provide for filing a reply brief, Wis. Stat. § 809.14(1m) does not. Therefore, I would deny the motion to file a reply brief and respectfully dissent.

Sheila T. Reiff
Clerk of Supreme Court

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¹ Wis. Stat. § (Rule) 809.19(4).

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