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February 25, 2024

**IN THE SUPREME COURT OF WISCONSIN**

No. 2023AP1399

REBECCA CLARKE, RUBEN ANTHONY, TERRY DAWSON, DANA  
GLASSTEIN, ANN GROVES-LLOYD, CARL HUJET, JERRY IVERSON,  
TIA JOHNSON, ANGIE KIRST, SELIKA LAWTON, FABIAN  
MALDONADO, ANNEMARIE MCCLELLAN, JAMES MCNETT,  
BRITTANY MURIELLO, ELA JOOSTEN (PARI) SCHILS, NATHANIEL  
SLACK, MARY SMITH-JOHNSON, DENISE (DEE) SWEET, AND  
GABRIELLE YOUNG,

*Petitioners,*

GOVERNOR TONY EVERS, IN HIS OFFICIAL CAPACITY; NATHAN  
ATKINSON, STEPHEN JOSEPH WRIGHT, GARY KRENZ, SARAH J.  
HAMILTON, JEAN-LUC THIFFEAULT, SOMESH JHA, JOANNE KANE,  
AND LEAH DUDLEY,

*Intervenors-Petitioners*

v.

WISCONSIN ELECTIONS COMMISSION; DON MILLIS, ROBERT F.  
SPINDELL, JR., MARK L. THOMSEN, ANN S. JACOBS, MARGE  
BOSTELMANN, AND CARRIE RIEPL, IN THEIR OFFICIAL CAPACITIES  
AS MEMBERS OF THE WISCONSIN ELECTIONS COMMISSION; MEAGAN  
WOLFE, IN HER OFFICIAL CAPACITY AS THE ADMINISTRATOR OF THE  
WISCONSIN ELECTIONS COMMISSION; SENATOR ANDRÉ JACQUE,  
SENATOR TIM CARPENTER, SENATOR ROB HUTTON, SENATOR CHRIS  
LARSON, SENATOR DEVIN LEMAHIEU, SENATOR STEPHEN L. NASS,  
SENATOR JOHN JAGLER, SENATOR MARK SPREITZER, SENATOR  
HOWARD L. MARKLEIN, SENATOR RACHAEL CABRAL-GUEVARA,  
SENATOR VAN H. WANGGAARD, SENATOR JESSE L. JAMES,  
SENATOR ROMAINE ROBERT QUINN, SENATOR DIANNE H.  
HESSELBEIN, SENATOR CORY TOMCZYK, SENATOR JEFF SMITH, AND

SENATOR CHRIS KAPENGA, IN THEIR OFFICIAL CAPACITIES AS  
MEMBERS OF THE WISCONSIN SENATE,

*Respondents,*

WISCONSIN LEGISLATURE; BILLIE JOHNSON, CHRIS GOEBEL, ED  
PERKINS, ERIC O'KEEFE, JOE SANFELIPPO, TERRY MOULTON,  
ROBERT JENSEN, RON ZAHN, RUTH ELMER, AND RUTH STRECK,

*Intervenors-Respondents.*

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**STATEMENT OF FEES AND EXPENSES BY THE CONSULTANT TEAM**

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**BEFORE THE CO-CONSULTANTS:**

The Supreme Court of Wisconsin ("Court"), pursuant to the Court's December 22, 2023 Order regarding post-decision matters in *Clarke v. Wisconsin Elections Commission*, No. 2023AP1399-OA ("12-22-2023 Court Order Re Post-Decision Matters"), appointed the team of Dr. Bernard Grofman and Dr. Jonathan Cervas to serve as the Court's consultants in that matter. The Court instructed the Director of State Courts, pursuant to the 12-22-2023 Court Order Re Post-Decision Matters, to enter into one or more retainer agreements between the Court and Dr. Bernard Grofman and Dr. Jonathan Cervas for their services as the Court's consultants. Order at 1.

The Court instructed that consultants provide an accounting of "the reasonable costs and expenses incurred by Dr. Grofman and Dr. Cervas pursuant to the retainer agreement(s)." Order at 4. The Fee Statement set forth expenses incurred (with supporting documentation), hours worked and work performed, hourly rate, and any additional information necessary for the Court to assess the reasonableness of the expenses and fees claims, for the co-Consultants, their team.

The Consultant Team respectfully files this Statement of Fees and Expenses in compliance with the Court's Order. The fees and expenses incurred by each

member of the Consultant Team are set forth below, along with the hours worked, hourly rates, and descriptions of the work performed by each member.

**Fees Incurred by Members of the Consultant Team**

**Consultant Bernard Grofman**

Bernard Grofman served as court Consultant in this matter, incurring fees from December 22, 2023, through February 1, 2024. His work during this period included the following: Reviewing and analyzing filings by parties and interested non-parties; reviewing maps and plans proposed by parties and interested non-parties; participating in telephone conferences and communicating with members of the Consultant Team; providing review and input for the Report of the Court-Appointed Co-Consultants and other Court filings by the Consultant Team; providing overall coordination and guidance to members of the Consultant Team in developing the Report of the Court-Appointed Co-Consultants.

His hourly rate is \$450, and he worked for 88.36 hours. Thus, his total fees are \$39,762.

**Consultant Jonathan Cervas**

Jonathan Cervas served as court Consultant in this matter, incurring fees from December 22, 2023, through February 1, 2024. His work during this period included the following: Reviewing and analyzing filings by parties and interested non-parties; reviewing maps and plans proposed by parties and interested non-parties; participating in telephone conferences and communicating with members of the Consultant Team; providing review and input for the Report of the Court-Appointed Co-Consultants and other Court filings by the Consultant Team; providing overall coordination and guidance to members of the Consultant Team in developing the Report of the Court-Appointed Co-Consultants.

His hourly rate is \$450, and he worked for 139.38 hours. Thus, his total fees are \$62,721.

**Research Assistants to the Consultant Team**

**Jason Fierman**

Jason Fierman served as a research assistant to the Consultant Team. His work in this matter included the following: Providing overall coordination and guidance to the Consultant Team; reading and assessing incoming court documents; performing research on court documents; reviewing and editing drafts of the Report of the Court-Appointed Co-Consultants and other Court filings by the Consultant Team; participating in telephone conferences and communicating with members of the Consultant Team; and providing review and input for the Report of the Court-Appointed Co-Consultants and other Court filings by the Consultant Team.

His fee is based on a flat rate for the period in which he served on the Consultant Team. Thus, his total fees are \$10,000.

**Zachary Griggy**

Zachary Griggy served as a research assistant on the Consultant Team. His work in this matter including the following: evaluating alternative map configurations; preparing data tables for maps and plans proposed by parties and non-parties; reviewing maps and plans proposed by parties and interested non-parties; participating in telephone conferences and communicating with members of the Consultant Team.

His hourly rate is \$150, and he worked for 30 hours. Thus, his total fees are \$4,500.

**Jacob Yoonjai Kim-Sherman**

Jacob Yoonjai Kim-Sherman served as a research assistant on the Consultant Team. His work in this matter included the following: evaluating alternative map configurations; preparing data tables for maps and plans proposed by parties and non-parties; reviewing maps and plans proposed by parties and interested non-parties; participating in telephone conferences and communicating with members of the Consultant Team.

His hourly rate is \$150, and he worked for 74.5 hours. Thus, his total fees are \$11,175.

**Total Fees**

The total fees incurred by the Court Consultant Team are reflected in the table below:

Name	Discounted Rate	Hours	Total Fees
Bernard Grofman	\$450	88.36	\$39,762.00
Jonathan Cervas	\$450	139.38	\$62,721.00
Jason Fierman	Fixed Rate	-	\$10,000.00
Zachary Griggy	\$150	30.0	\$4,500.00
Jacob Yoonjae Kim-Sherman	\$150	74.5	\$11,175.00
<b>Total Fees</b>			<b>\$128,158.00</b>

WHEREFORE, the Consultant Team hereby request that the Court enter an order awarding the fees set forth above, totaling \$128,158.00 in fees. Following an order from the Court specifying fees and costs, the Consultant Team will provide information needed to effect payment.

**SUBMITTED** this 25<sup>th</sup> day of February, 2024.

/s/ Jonathan Cervas  
**JONATHAN CERVAS**  
 Court Co-Consultant

Bernard Grofman  
**BERNARD GROFMAN**  
 Court Co-Consultant