

IN THE SUPREME COURT OF WISCONSIN

Case No. 2024AP000138

DEAN PHILLIPS,

Petitioner,

v.

WISCONSIN ELECTION COMMISSION AND
WISCONSIN PRESIDENTIAL PREFERENCE SELECTION COMMITTEE,

Respondents.

MOTION FOR LEAVE TO FILE REPLY BRIEF

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Petitioner respectfully requests that this Court grant him leave to file the enclosed reply brief in further support of his Emergency Petition to Take Jurisdiction of an Original Action and for a Writ of Mandamus (the “Petition”). Yesterday afternoon, Respondents filed a substantial 18-page Response setting forth an affirmative defense of laches, and two procedural objections (standing and mandamus entitlement) not addressed by the Petition. Petitioner’s proposed reply of 11 pages and less than 3,000 words (*see* Wis. Stat. §§ 809.63, 809.19(8)(c)(2)) is being filed the following morning – as early as practicable following receipt of the Response – to allow time for this Court’s review and timely decision. Petitioner’s proposed reply sheds important light on the arguments raised by the Response and would be of assistance to the Court in evaluating these issues.

For the foregoing reasons, Petitioner respectfully requests leave to file the enclosed reply brief.

Dated this 1st day of February 2024.

Respectfully submitted,

Electronically signed by Timothy W. Burns

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