

OFFICE OF THE CLERK



Supreme Court of Wisconsin

110 EAST MAIN STREET, SUITE 215

P.O. Box 1688

MADISON, WI 53701-1688

TELEPHONE (608) 266-1880

FACSIMILE (608) 267-0640

Web Site: www.wicourts.gov

April 15, 2020

To:

Hon. Paul V. Malloy
Circuit Court Judge
Ozaukee County Circuit Court
1201 S. Spring St.
Port Washington, WI 53074-0994

Marylou Mueller
Clerk of Circuit Court
Ozaukee County Circuit Court
1201 S. Spring St.
Port Washington, WI 53074-0994

Richard M. Esenberg
Anthony LoCoco
Lucas Thomas Vebber
Wisconsin Institute for Law & Liberty
330 East Kilbourn Avenue, Suite 725
Milwaukee, WI 53202-3141

Karla Z. Keckhaver
Steven C. Kilpatrick
Colin Thomas Roth
Assistant Attorneys General
P.O. Box 7857
Madison, WI 53707-7857

*Address list continued on page 2.

You are hereby notified of the following order:

Nos. 2019AP2397
2020AP112

Zignego v. Wisconsin Elections Commission L.C. #19CV449

Before Daniel Kelly, J.

This dispute was previously before this court on a petition to bypass the court of appeals filed in December 2019 by the plaintiffs-respondents. The resolution of that petition (and the merits of the case had it been granted) could have affected the 2020 spring primary and general elections. I recused myself from considering the petition because I was a candidate in those elections.

After this court denied the petition for bypass, the court of appeals rendered a final decision in these consolidated appeals on February 28, 2020. The plaintiff-respondents subsequently filed a petition for review, and the defendants-appellants responded in due course. The court has not yet rendered a decision on the petition for review.

The 2020 spring general election is now complete, so it appears the reason for my recusal from considering any aspect of this matter no longer obtains. I issue this order to give the parties an opportunity to state their position on whether I should recuse myself from considering the pending petition for review and, potentially, the merits of these consolidated appeals, before I make a final decision on my participation. Accordingly,

IT IS ORDERED that any party wishing to address the issue of my participation in or recusal from the consideration of the petition for review and potentially of the merits of these consolidated matters shall file a written response to this order no later than April 22, 2020. Any written response, including supporting documents, shall be filed as an attachment in pdf format to an email addressed to clerk@wicourts.gov.

Sheila T. Reiff
Clerk of Supreme Court

Address list continued:

Jeffrey M. Harris
Cameron T. Norris
Consovoy McCarthy PLLC
1600 Wilson Blvd., Ste. 700
Arlington, VA 22209

Jeffrey A. Mandell
Kurt Simatic
Stafford Rosenbaum LLP
P.O. Box 1784
Madison, WI 53701-1784

Stacie H. Rosenzweig
Halling & Cayo, S.C.
320 E. Buffalo St., Ste. 700
Milwaukee, WI 53202

Kevin M. St. John
Bell Giftos St. John LLC
5325 Wall St., Ste. 2200
Madison, WI 53718-7980