

No. 23AP1399-OA

FILED  
10-10-2023  
CLERK OF WISCONSIN  
SUPREME COURT

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*In the Supreme Court of Wisconsin*

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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 SWEET and GABRIELLE YOUNG, PETITIONERS,

*v.*

WISCONSIN ELECTIONS COMMISSION, DON MILLIS, ROBERT F. SPINDELL, JR., MARK L. THOMSEN, ANN S. JACOBS, MARGE BOSTELMANN, JOSEPH J. CZARNEZKI, in their official capacities as Members of the Wisconsin Election Commission, MEAGAN WOLFE, in her official capacity as the Administrator of the Wisconsin Elections Commission, ANDRE JACQUE, TIM CARPENTER, ROB HUTTON, CHRIS LARSON, DEVIN LEMAHIEU, STEPHEN L. NASS, JOHN JAGLER, MARK SPREITZER, HOWARD MARKLEIN, RACHAEL CABRAL-GUEVARA, VAN H. WANGGAARD, JESSE L. JAMES, ROMAIN ROBERT QUINN, DIANNE H. HESSELBEIN, CORY TOMCZYK, JEFF SMITH AND CHRIS KAPENGA, in their official capacities as Members of the Wisconsin Senate, RESPONDENTS

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**MOTION TO INTERVENE ON BEHALF OF BILLIE JOHNSON,  
CHRIS GOEBEL, ED PERKINS, ERIC O'KEEFE, JOE  
SANFELIPPO, TERRY MOULTON, ROBERT JENSEN,  
RON ZAHN, RUTH ELMER, AND RUTH STRECK**

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Pursuant to Wis. Stat. § 803.09 and this Court's October 6 Order, Movants Billie Johnson, Chris Goebel, Ed Perkins, Eric O'Keefe, Joe Sanfelippo, Terry Moulton, Robert Jensen, Ron Zahn, Ruth Elmer, And Ruth Streck, by their undersigned counsel, hereby move to intervene as Respondents in this action. Movants seek intervention as of right under Wis. Stat § 803.09(1) or, in the alternative, permissive intervention under Wis. Stat § 803.09(2). The grounds for this motion are set forth in the memorandum and affidavits filed in conjunction with this motion.<sup>1</sup>

Dated: October 10, 2023.

Respectfully submitted,

WISCONSIN INSTITUTE FOR  
LAW & LIBERTY, INC.

*Electronically signed by Luke N. Berg*

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<sup>1</sup> Movant Ruth Streck is out of the country until October 13, and thus was unable to physically sign and notarize her affidavit in the short time this Court allowed for motions to intervene. Movants have submitted her unsigned affidavit—which she has reviewed and approved—and will file the signed and notarized version as soon as she returns.