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**FILED**  
**12-08-2025**  
**CLERK OF WISCONSIN**  
**SUPREME COURT**

# Supreme Court of Wisconsin



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No. 2022AP431

WISCONSIN STATE  
LEGISLATURE V. KAUL

L.C. #2021CV152

December 8, 2025

The Court has entered the following order:

A petition for review pursuant to WIS. STAT. § 808.10 having been filed on behalf of defendants-respondents-cross-appellants-petitioners, Josh Kaul and Kathy Koltin Blumenfeld, and considered by this court;

IT IS ORDERED that the petition for review is granted with respect to only the first issue listed in the petition for review; and, except as otherwise ordered by the court herein, that pursuant to WIS. STAT. § (Rule) 809.62(6), the defendants-respondents-cross-appellants-petitioners may not raise or argue issues not set forth in the petition for review unless otherwise ordered by the court; and

IT IS FURTHER ORDERED that pursuant to WIS. STAT. §§ (Rules) 809.62(6) and 809.63, within 30 days after the date of this order the defendants-respondents-cross-appellants-petitioners must file a brief in this court; that within 20 days of filing the plaintiffs-appellants-cross-respondents, Wisconsin State Legislature and Adam Jarchow, must file either a brief or a statement that no brief will be filed; and that if a brief is filed by the plaintiff-appellant-cross-respondent, within 10 days of filing the defendants-respondents-cross-appellants-petitioners must file either a reply brief or a statement that no reply brief will be filed; and

IT IS FURTHER ORDERED that the parties' briefs shall also address the following additional issue:

1. If the court determines that WIS. STAT. § 165.10 and § 20.906(1) should be interpreted not to prohibit the attorney general from crediting settlement funds into the appropriation under WIS. STAT. § 20.455(3)(g), does the

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language of WIS. STAT. § 20.455(3)(g) authorize the crediting of civil action settlement proceeds to that appropriation? In other words, do the services rendered by Department of Justice personnel in litigating a civil action on behalf of the State of Wisconsin or an executive branch agency constitute “proceeds from services” under WIS. STAT. § 20.455(3)(g)?; and

IT IS FURTHER ORDERED that in any brief filed in this court the parties shall not incorporate by reference any portion of their court of appeals' brief or petition for review or response; instead, any material in these documents upon which there is reliance should be restated in the brief filed in this court; and

IT IS FURTHER ORDERED that the first brief filed in this court must contain, as part of the appendix, a copy of the decision of the court of appeals in this case; and

IT IS FURTHER ORDERED that the allowance of costs, if any, in connection with the granting of the petition will abide the decision of this court on review.

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Samuel A. Christensen  
Clerk of Supreme Court

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