



Reinhart Boerner Van Deuren s.c.
P.O. Box 2018
Madison, WI 53701-2018

22 East Mifflin Street
Suite 600
Madison, WI 53703

Telephone: 608-229-2200
Facsimile: 608-229-2100
Toll Free: 800-728-6239
reinhartlaw.com

April 16, 2010

Don M. Millis, Esq.
Direct Dial: 608-229-2234
dmillis@reinhartlaw.com

SENT VIA MESSENGER

David R. Schanker
Clerk, Wisconsin Supreme Court
110 East Main Street, Suite 215
P.O. Box 1688
Madison, WI 53701-1688

RECEIVED

APR 16 2010

CLERK OF SUPREME COURT
OF WISCONSIN

Dear Mr. Schanker:

Re: *In the Matter of the Judicial
Disciplinary Proceedings Against the
Honorable Michael J. Gableman*
Appeal Case No. 2008AP002458-J

Please find enclosed an original and ten copies of a Motion for Leave to File an Amicus Curiae Brief and an original and twenty-three copies of an Amicus Curiae Brief on behalf of the Center for Competitive Politics in the above-referenced case. Please file the original and nine copies of the Motion and the original and twenty-two copies of the brief, file stamp the remaining copies and return them to the waiting messenger. By copy of this letter I am also serving three copies of the brief and one copy of the motion on counsel of record. Thank you for your assistance.

Sincerely yours,

A handwritten signature in blue ink, appearing to read "DMillis", written over a light blue circular stamp.

Don M. Millis

Encs.

cc Attorney James C. Alexander (w/encs.) (via Messenger)
Attorney Eric M. McLeod (w/encs.) (via Messenger)
Attorney James R. Bopp, Jr. (w/encs.) (via First Class Mail)
Attorney Stephen M. Hoersting (w/encs.) (via First Class Mail)
Attorney Daniel Kelly (w/encs.) (via First Class Mail)

REINHART\3493673

FILED

APR 16 2010

IN THE SUPREME COURT
OF THE STATE OF WISCONSIN

CLERK OF SUPREME COURT
OF WISCONSIN

In the Matter of the Judicial Disciplinary
Proceedings Against the
Honorable Michael J. Gableman,

Wisconsin Judicial Commission,

Complainant,

2008AP002458-J

v.

The Honorable Michael J. Gableman,

Respondent.

**MOTION FOR LEAVE TO FILE AN AMICUS CURIAE BRIEF
BY CENTER FOR COMPETITIVE POLITICS**

Center for Competitive Politics moves the Supreme Court pursuant to Wis. Stat. §§ 809.63 and 809.19(7) for leave to file an amicus curiae brief in Appeal No. 2008AP002458-J. Grounds in support of this motion include:

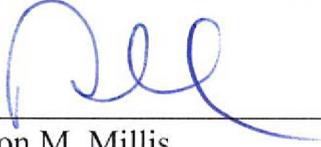
1. The Complaint in the above-captioned matter seeks to punish political speech which is at the core of the First Amendment to the U.S. Constitution. This Court's ruling on the Complaint will have implications for the ability of government to punish truthful political speech. As such, this Court's decision will not only color First Amendment jurisprudence in Wisconsin, but throughout America.

2. Aside from the impact of the Court's decision on the law, the very process of seeking to punish truthful political speech that is represented by the Complaint will likely have a chilling effect on the exchange of ideas in the electoral process.

3. The Center for Competitive Politics ("CCP") is a non-profit 501(c)(3) organization founded in August 2005, by Bradley A. Smith, a former chairman of the Federal Election Commission, and Stephen M. Hoersting, a campaign finance attorney and former general counsel to the National Republican Senatorial Committee. CCP's mission is, through legal briefs, academically rigorous studies, historical and constitutional analysis, and media communication, to educate the public on the actual effects of money in politics, and the results of a more free and competitive electoral process. CCP has an interest in this case because it involves an attempt to punish speech that will hinder political competition, the flow of information, and the exchange of ideas.

Dated this 16th day of April, 2010.

REINHART BOERNER VAN DEUREN, s.c.



Don M. Millis
SBN 1015755
22 East Mifflin Street, Suite 600
Madison, WI 53703
(608) 229-2234
(608) 229-2100 (Fax)
dmillis@reinhardt.com

Daniel Kelly
SBN 1001941
1000 North Water Street, Suite 1700
Milwaukee, WI 53202
(414) 298-8284
(414) 298-8097 (Fax)
dkelly@reinhardt.com

Attorneys for Amicus Curiae
Center for Competitive Politics

Reinhart3491959

Stephen M. Hoerstring
Ohio Bar No. 0066915
Center for Competitive Politics
124 S. West Street, Suite 201
Alexandria, Va. 22314
(703) 894-6800
(703) 884-6815 (Fax)
shoerstring@campaignfreedom.org
www.campaignfreedom.org

CAPTION:

IN THE SUPREME COURT
OF THE STATE OF WISCONSIN

In the Matter of the Judicial Disciplinary
Proceedings Against the
Honorable Michael J. Gableman,

Wisconsin Judicial Commission,

Complainant,

2008AP002458-J

v.

The Honorable Michael J. Gableman,

Respondent.

SERVICE LIST:Attorneys for Wisconsin Judicial Commission:

James C. Alexander
Wisconsin Judicial Commission
110 E. Main Street, #700
Madison, WI 53703-3328

Attorneys for the Honorable Michael J. Gableman:

Eric M. McLeod
Michael Best & Friedrich LLP
One South Pinckney Street, Suite 700
Madison, WI 53703

James R. Bopp, Jr.
Anita Y. Woudenberg
BOPP, COLESON & BOSTROM
1 South 6th Street
Terre Haute, Indiana 47807