

FILED

09-03-2026

CLERK OF WISCONSIN
SUPREME COURT

Supreme Court of Wisconsin



No. 2026AP1168

BOTHFELD V. WIS. ELECTIONS COMM'N

L.C.#2025CV2432

September 3, 2026

Justice Susan M. Crawford has entered the following order:

A group of Congressmen and individual voters (collectively, the “Congressmen”) intervened in this proceeding and now move for my recusal. *See* Congressmen’s Motion to Recuse Justice Susan M. Crawford, *Bothfeld v. Wis. Elections Comm’n*, No. 2026AP1168 (Wis. filed Aug. 20, 2026) [hereinafter Congressmen’s Motion]. The Congressmen allege that my participation in a video conference call organized by a nonprofit organization during my campaign for election to this court, along with a political party’s contributions to my campaign, create an appearance of bias. They argue that my recusal is required by Wisconsin law and the Due Process Clause of the U.S. Constitution’s Fourteenth Amendment.

The Congressmen previously moved for my recusal at an earlier stage in this case when this court was considering a motion to appoint a 3-judge panel. *See* Congressmen’s Motion to Recuse Justice Susan M. Crawford, *Bothfeld v. Wis. Elections Comm’n*, No. 2025XX1438 (Wis. filed Oct. 9, 2025). I denied that motion by order dated November 25, 2025. The Congressmen acknowledge that the grounds for the current motion are identical to the previous motion. *See* Congressmen’s Motion at 6, n.1. They cite no additional facts or legal principles in support of their motion and do not otherwise provide any reason for me to reconsider my previous order denying the motion to recuse. Moreover, they ignore and disregard relevant factual clarifications I provided in my previous order.

My order denying the previous recusal motion provided a detailed explanation of why recusal was not warranted based on the applicable law and facts. For the same reasons stated in the November 25, 2025 order, I deny the current motion.

BOTHFELD V. WIS. ELECTIONS COMM'N
NO. 2026AP1168

IT IS ORDERED that the Motion to Recuse Justice Susan M. Crawford filed by the Congressmen is denied.

Samuel A. Christensen
Clerk of Supreme Court

Distribution List:

Hon. Julie Genovese (Electronic Notice)
Jeff Okazaki, Clerk of Circuit Court (Electronic Notice)
Luke N. Berg (Electronic Notice)
Nathalie E. Burmeister (Electronic Notice)
Richard M. Esenberg (Electronic Notice)
Matthew M. Fernholz (Electronic Notice)
Charlotte Gibson (Electronic Notice)
Karla Z. Keckhaver (Electronic Notice)
Abha Khanna (Electronic Notice)
Kevin M. LeRoy (Electronic Notice)
Branden Lewiston (Electronic Notice)
Taylor A. R. Meehan (Electronic Notice)
Jacob D. Shelly (Electronic Notice)
Misha Tseytlin (Electronic Notice)
Barret Van Sicklen (Electronic Notice)
Lucas Thomas Vebber (Electronic Notice)
Daniel M. Vitagliano (Electronic Notice)
Julie Zuckerbrod (Electronic Notice)