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Supreme Court of Wisconsin

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April 15, 2020

To:

Hon. Paul V. Malloy
Circuit Court Judge
Ozaukee County Circuit Court
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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.

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2020AP112

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

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

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