



## OFFICE OF THE CLERK

**Supreme Court of Wisconsin**

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October 2, 2020

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\*Address list continued on page 2.

You are hereby notified that the Court has entered the following order:

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No. 2020AP1634-CQ      Democratic National Committee v. Bostelmann

The court having considered the request of the United States Court of Appeals for the Seventh Circuit, pursuant to Circuit Court Rule 52 and Wis. Stat. § 821.01, that this court resolve the following certified question: Whether, under Wis. Stat. § 803.09(2m), the State Legislature has the authority to represent the State of Wisconsin's interest in the validity of state laws;

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IT IS ORDERED that the certification is granted and the appeal is accepted. The court reserves the right to later formulate the question certified and to determine the scope of its inquiry; and

IT IS FURTHER ORDERED that the parties shall file simultaneous principal briefs by 9:00 a.m. on Monday, October 5, 2020, and simultaneous response briefs by 3:00 p.m. on Monday, October 5, 2020. The parties shall file each brief as an attachment in pdf format to an email addressed to clerk@wicourts.gov. As soon as possible after the filing of each brief via email, the parties shall also deliver a paper original and 12 paper copies of the brief to the clerk of this court with the following notation on the top of the first page: "This document was previously filed via email."; and

IT IS FURTHER ORDERED that the briefs shall follow the pertinent requirements of Wis. Stat. § (Rule) 809.19; and

IT IS FURTHER ORDERED that any non-party that wishes to file a brief as an amicus curiae must file a motion for leave of the court to file a non-party brief pursuant to the requirements of Wis. Stat. § (Rule) 809.19(7). Non-parties should also consult this court's Internal Operating Procedure III.B.6.c. concerning the nature of non-parties who may be granted leave to file a non-party brief. A proposed non-party brief must accompany the motion for leave to file it. Any proposed non-party brief shall be limited to the certified question, and it shall not exceed 20 pages if a monospaced font is used or 4,400 words if a proportional serif font is used. Any motion for leave with the proposed non-party brief attached shall be filed no later than 12:00 p.m. on Monday, October 5, 2020. Any such motion and proposed brief shall be filed as attachments in pdf format to an email addressed to clerk@wicourts.gov. Any submission by a non-party that does not comply with Wis. Stat. § (Rule) 809.19(7) and any proposed non-party brief for which this court does not grant leave will not be considered by the court; and

IT IS FURTHER ORDERED that, in light of the time constraints set forth in the order of the United States Court of Appeals for the Seventh Circuit, this court will render a decision in this matter based on the written briefs of the parties without oral argument.

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Sheila T. Reiff  
Clerk of Supreme Court

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