



OFFICE OF THE CLERK

Supreme Court of Wisconsin

110 EAST MAIN STREET, SUITE 215

P.O. BOX 1688

MADISON, WI 53701-1688

TELEPHONE (608) 266-1880

FACSIMILE (608) 267-0640

Web Site: www.wicourts.gov

October 28, 2020

To:

Hon. R. Michael Waterman
Circuit Court Judge
1101 Carmichael Rd.
Hudson, WI 54016

Sharon Jorgenson
Clerk of Circuit Court
Polk County Justice Center
1005 W. Main St., Suite 300
Balsam Lake, WI 54810

Thomas C. Bellavia
Colin Hector
Hannah Schieber Jurss
Assistant Attorney General
P.O. Box 7857
Madison, WI 53707-7857

Richard M. Esenberg
Anthony LoCoco
Lucas Thomas Vebber
Wisconsin Institute for Law & Liberty, Inc.
330 East Kilbourn Avenue, Suite 725
Milwaukee, WI 53202-3141

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

No. 2020AP1749-OA Lindoo v. Evers (Polk Cty. Circuit Court #2020CV219)

A "Conditional Petition to the Supreme Court of Wisconsin for Removal of a Case from the Polk County Circuit Court as an Original Action, or, in the alternative, to Exercise its Superintending Authority and Assume Jurisdiction of that Case" having been filed on behalf of petitioners, Derek Lindoo, Brandon Widiker, and John Kraft, and a response in opposition to the conditional petition having been filed on behalf of respondent, Tony Evers, in his official capacity as Governor of the State of Wisconsin; and the court noting that an action with the same parties raising similar issues is currently pending in the Polk County Circuit Court as Case No. 20CV219; and the court further noting that on October 28, 2020, it granted a petition for leave to commence an original action in Fabick v. Evers, No. 2020AP1718-OA;

IT IS ORDERED that the "Conditional Petition to the Supreme Court of Wisconsin for Removal of a Case from the Polk County Circuit Court as an Original Action, or, in the alternative, to Exercise its Superintending Authority and Assume Jurisdiction of that Case" is denied; and

Page 2

October 28, 2020

No. 2020AP1749-OA Lindoo v. Evers (Polk Cty. Circuit Court #2020CV219)

IT IS FURTHER ORDERED that the petitioners in this matter may file a non-party brief amicus curiae in Fabick v. Evers no later than 4:00 p.m. on November 4, 2020. The non-party brief shall not exceed 20 pages if a monospaced font is used or 4,400 words if a proportional serif font is used. The brief shall be filed as an attachment in pdf format to an email addressed to clerk@wicourts.gov. The petitioners shall also ensure a paper original and 10 copies of the brief are received by the clerk within 24 hours of the electronic filing with the following notation on the top of the first page: "This document was previously filed via email;" and

IT IS FURTHER ORDERED that all proceedings in Lindoo v. Evers, Polk County Case No. 20CV219, are hereby stayed pending this court's decision in Fabick v. Evers and until further order of this court.

Sheila T. Reiff
Clerk of Supreme Court