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Supreme Court of Wisconsin

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February 17, 2022

To:

Hon. Jacob B. Frost
Circuit Court Judge
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You are hereby notified that the Court has entered the following order:

No. 2021AP1321-LV County of Dane v. PSC of Wisconsin, (L.C. #2019CV3418)
2021AP1325 County of Dane v. PSC of Wisconsin (L.C. #2019CV3418)

This matter is scheduled for oral argument on February 28, 2022. On February 8, 2022, a “Petition to Bifurcate and Remand State Law Merits Issues From Non-Party Subpoena/Due Process Issues Under Wis. Stat. § 808.075(5)” was filed by petitioners-respondents, County of Dane, County of Iowa, Town of Wyoming, and Village of Montfort and intervenors-respondents, Driftless Area Land Conservancy and Wisconsin Wildlife Federation. On February 10, 2022, responses to the Petition were filed by: (1) intervenors-respondents, American Transmission Company LLC, ATC Management Inc., Dairyland Power Cooperative, and ITC Midwest LLC; (2) respondent-respondent, Public Service Commission of Wisconsin; and (3) other party-petitioner, Michael Huebsch. On February 14, 2022, petitioners-respondents filed a “Motion for Leave to File a Reply in Support of Petition to Bifurcate and Remand.” Upon consideration of the foregoing,

IT IS ORDERED that the Motion for Leave to File a Reply in Support of the Petition to Bifurcate and Remand is granted; and

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IT IS FURTHER ORDERED that the Petition to Bifurcate and Remand State Law Merits Issues From Non-Party Subpoena/Due Process Issues Under Wis. Stat. § 808.075(5) is denied.

ANN WALSH BRADLEY, J., dissents from the portion of the order that grants the motion for leave to file a reply.

Sheila T. Reiff
Clerk of Supreme Court

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