

FILED

04-04-2025

CLERK OF WISCONSIN

SUPREME COURT

# Supreme Court of Wisconsin



No. 2025AP647-OA

JOSH KAUL V. ELON MUSK, et al.

March 30, 2025

*Amended April 4, 2025*

Justice Rebecca Frank Dallet entered the following **AMENDED** order (amended to provide explanation for ruling):

Attorney General Kaul petitioned for leave to commence an original action seeking injunctive relief barring Elon Musk from engaging in actions that allegedly violate Wis. STAT. § 12.11. Musk and America PAC moved for my recusal, arguing that my public support of Judge Susan Crawford's campaign for election to the Supreme Court required my recusal under Wis. STAT. § 757.19(2)(f)–(g), SCR 60.04(1)(j), SCR 60.04(4)(a), and the Due Process Clause of the 14th Amendment. In an order dated March 30, 2025, I denied that motion and stated my intent to provide a rationale for that decision at a later date.

The Due Process Clause does not require my recusal because my support for Judge Crawford's campaign does not create a "serious risk of actual bias" under *Caperton v. A.T. Massey Coal Company, Inc.*, 556 U.S. 868 (2009). Additionally, recusal is not required by § 757.19(2) or SCR 60.04(1)(j) or 60.04(4)(a).

Accordingly, I deny the motion.

IT IS ORDERED that the Motion to Recuse Justice Rebecca Frank Dallet filed by Elon Musk and America PAC is denied.

Samuel A. Christensen  
Clerk of Supreme Court

KAUL V. MUSK  
No. 2025AP647-OA

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