

FILED
06-25-2025
CLERK OF WISCONSIN
SUPREME COURT

Supreme Court of Wisconsin



No. 2025AP999-OA FELTON V. WISCONSIN ELECTIONS COMM'N

June 25, 2025

Justice Janet C. Protasiewicz has entered the following order:

Intervenors-respondents, Congressman Glenn Grothman et al., moved for my recusal from this matter. They argue that I am required to recuse myself pursuant to WIS. STAT. § 757.19(2)(f), § 757.19(2)(g), SCR 60.04(4), SCR 60.04(4)(f), and the Due Process Clause of the 14th Amendment either because of my campaign statements or because of contributions to my campaign. They also argue that I should decline to participate in this case. The petitioners, Kate Felton et al., filed a response arguing that I am not required to recuse myself and that I should not decline to participate.

I have reviewed the motion, response, facts, and relevant law. None of the sources of law invoked by the intervenors-respondents require my recusal. WISCONSIN STAT. § 757.19(2)(f) does not require my recusal because neither the law, the facts, nor the reasonable inferences drawn from the facts suggest that I have a “significant financial or personal interest” in the outcome of the case. WISCONSIN STAT. § 757.19(2)(g) does not require my recusal because I am confident that I can, in fact and appearance, act in an impartial manner in this case. Neither SCR 60.04(4) nor SCR 60.04(4)(f) requires my recusal. And the Due Process Clause does not require my recusal because neither my campaign statements nor contributions to my campaign create a “serious risk of actual bias” under *Caperton v. A.T. Massey Coal Company, Inc.*, 556 U.S. 868 (2009). Further, I do not decline to participate in this case.

Accordingly, I deny the motion.

No. 2025AP999-OA

FELTON V. WISCONSIN ELECTIONS COMM'N

June 25, 2025

IT IS ORDERED that the Motion to Recuse Justice Janet C. Protasiewicz, filed by intervenors-respondents, Congressman Glenn Grothman et al., is denied.

Samuel A. Christensen
Clerk of Supreme Court

Distribution List:

John Freedman (Electronic Notice)

Mark P. Gaber (Electronic Notice)

Charlotte Gibson (Electronic Notice)

Annabelle E. Harless (Electronic Notice)

Karla Z. Keckhaver (Electronic Notice)

Daniel S. Lenz (Electronic Notice)

Benjamin Phillips (Electronic Notice)

Elisabeth S. Theodore (Electronic Notice)

Marisa Wright (Electronic Notice)

Orion de Nevers (Electronic Notice)

Nathan Kane (U.S. Mail)

Misha Tseytlin (U.S. Mail)

Marie Elizabeth Sayer (U.S. Mail)

Ryan V. Cox (U.S. Mail)

Lucas Thomas Vebber (U.S. Mail)

Daniel M. Vitagliano (U.S. Mail)

Taylor A.R. Meehan (U.S. Mail)