



Supreme Court of Wisconsin

OFFICE OF COURT COMMISSIONERS

110 E. MAIN STREET, SUITE 440

MADISON, WISCONSIN 53703

Nancy A. Kopp
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Commissioners

Telephone (608) 266-7442

July 18, 2017

To: Interested Persons – See Attached List

Re: Rule Petition 16-09, In re the Matter of the Petition to Amend SCR 40.05

Greetings:

I am assisting the Wisconsin Supreme Court with its consideration of rule petition 16-09 filed November 25, 2016, by President Shannon Holsey, on behalf of the Stockbridge-Munsee Community. This petition proposes amending SCR 40.05 to allow any legal services with any federally recognized Indian tribe be "counted" for purposes of SCR 40.05(1)(b), provided the applicant shows proof of bar admission, in good standing, in the state in which the federally recognized tribe is located. A copy of this petition can be found on the court's website at <https://www.wicourts.gov/scrules/supreme.htm>.

At the open rules conference on January 12, 2017, the court conducted a preliminary discussion of this matter and voted to obtain additional information from the petitioner and from the Board of Bar Examiners (BBE). Those responses were filed on March 10, 2017. The BBE filed an additional response on April 24, 2017. At the open rules conference on May 18, 2017, the court voted to schedule a public hearing on this petition for September 25, 2017. Please note, the court may take any action on a rule petition it deems appropriate, including any of the following:

- (a) Adopt the rule proposed, or a modified version, without further comment.
- (b) Reject the rule proposed without further comment.
- (c) Refer the rule petition to another entity for its review and recommendation.
- (d) Request further information or analysis from the petitioner or interested persons or entities.

Any comment to the rule petition should be filed by August 14, 2017, with the Clerk of Supreme Court, Attention: Deputy Clerk-Rules, P.O. Box 1688, Madison, WI 53701-1688. If possible, email a Microsoft Word version of your response to clerk@wicourts.gov. See comment guidelines at the court's website at <https://www.wicourts.gov/scrules/petitioncomment.htm>. The petitioner and the BBE may file any response to the comments by August 28, 2017.

If you are interested in appearing in person at the public hearing, please notify the Deputy Clerk for Rules by September 5, 2017, at clerk@wicourts.gov or 608-261-4302.

You might wish to consult the court's website at <https://www.wicourts.gov/scrules/supreme.htm> to follow this rule petition. Court communications on the petition and any written comments filed with the clerk's office will be posted on the website.

If you have specific questions or other comments regarding this matter, please contact me by mail at P.O. Box 1688, Madison, WI 53701-1688, by telephone at 608-261-6642, or by email at julie.rich@wicourts.gov.

Very truly yours,

/s/

Julie Anne Rich

Supreme Court Commissioner

cc: Chief Justice Patience Drake Roggensack
Justice Shirley S. Abrahamson
Justice Ann Walsh Bradley
Justice Annette Kingsland Ziegler
Justice Michael J. Gableman
Justice Rebecca Grassl Bradley
Justice Daniel Kelly
Shannon Holsey, Stockbridge-Munsee Community
Dennis Puzs, Jr., Stockbridge-Munsee Community
Jacquelynn B. Rothstein, Board of Bar Examiners
Ann Olson, Office of Court Operations

List of Interested Persons for Supreme Court Rules Matters

Badger State Sheriffs Association, Attention: Executive Director
Board of Bar Examiners
Chief Circuit Court Judges
Christian Gossett, Winnebago County District Attorney
Circuit Court Judges
Court of Appeals, Attention: Chief Staff Attorney
Court of Appeals Judges
Court Operations, Sara Ward-Cassady, Director
Court Operations, Ann Olson
Court Operations, Marcia Vandercook
Dean Dietrich, Attorney (Wausau)
Diane M. Fremgen, Clerk of Supreme Court
Director of State Courts
Eastern District of Wisconsin Bar Association, Attention: Katy Borowski, Executive Director
League of Women Voters: Andrea Kaminski, Executive Director
Legal Action of Wisconsin
Legal Aid Society of Milwaukee, Attention: Kimberly Walker, Executive Director
Marquette Law School, Attention: Joseph D. Kearney
Office of Lawyer Regulation, Attention: Keith Sellen, Director
Office of State Public Defender, Attention: Kelli S. Thompson
Office of State Public Defender, Attention: Jeremy C. Perri
Office of the Attorney General, Attention: Brad D. Schimel
State Bar of Wisconsin, Attention: Larry Martin, Executive Director
State Bar of Wisconsin, Attention: Lisa Roys, Public Affairs Director
State Bar of Wisconsin, Attention: Paul G. Swanson, President
Steven Levine, Attorney
U.W. Law School, Attention: Margaret Raymond
Western District Bar Association of Wisconsin, Attention: Ann Peacock
Wisconsin Asian Bar Association, Attention: Robin Dalton
Wisconsin Association for Justice, Attention: Bryan Roessler, Executive Director
Wisconsin Association of African American Lawyers, Attn: Steven DeVougas
Wisconsin Association of Criminal Defense Lawyers, Attention: Peter McKeever
Wisconsin Association of Judicial Court Commissioners, Attention: Susan Schaubel
Wisconsin Bankers Association, Attention: Attorney John Knight
Wisconsin Bankers Association, Attention: Rose Oswalk Poels, CEO
Wisconsin Clerks of Circuit Court Association, Attention: Theresa Russell
Wisconsin Counties Association, Attention: Marcia Rainbolt
Wisconsin Defense Counsel, Attention: Jane Svinicki, Executive Director
Wisconsin District Attorneys Association, Attention: Greta Mattison, Executive Director
Wisconsin Family Court Commissioners Association, Attention: David Pruhs, Exec. Secretary
Wisconsin Hispanic Lawyers Association, Attention: Cain W. Oulahan
Wisconsin Judicare, Inc., Attention: Kimberly Haas, Executive Director
Wisconsin Judicial Commission, Attention: Jeremiah VanHecke
Wisconsin Judicial Council, Attention: April Southwick
Wisconsin Juvenile Court Clerks Association, Attention: Jody J. Bartels
Wisconsin Municipal Judges Association, Attention: Honorable Jason Hanson
Wisconsin Newspaper Association, Attention: Beth Bennett, Executive Director
Wisconsin Registers in Probate Association, Attention: Julie Kayartz
Wisconsin Sheriff & Deputy Sheriff Association, Attention: David Graves, Exec. Director
Wisconsin State Attorneys Association, Attention: John Gelhard
Wisconsin Trial Judges Association, Attention: Honorable Mary M. Kuhnmuench
Wisconsin Tribal Judges Association, Attention: Eugene White-Fish, President

Additional Interested Persons

Paul W. Stenzel, Attorney
Michael S. Hines, Attorney
Wisconsin State-Tribal Justice Forum, Attention: Neil A. Nielsen III, Chair