United States District Court
Eastern District of Wisconsin (Green Bay)
CIVIL DOCKET FOR CASE #: 1:20-cv-00479-WCG

City of Green Bay et al v. Bostelmann et al
Assigned to: Judge William C Griesbach
Cause: 42:1983 Civil Rights Act

Date Filed: 03/24/2020
Date Terminated: 03/30/2020
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

City of Green Bay represented by **Lindsay Mather**
City of Green Bay
City Hall
100 N Jefferson St - Rm 200
Green Bay, WI 54301
920-448-3080
Email: lindsayma@greenbaywi.gov
ATTORNEY TO BE NOTICED

Vanessa R Chavez
City of Green Bay
City Hall
100 N Jefferson St - Rm 200
Green Bay, WI 54301
920-448-3080
Email: Vanessa.Chavez@greenbaywi.gov
ATTORNEY TO BE NOTICED

Plaintiff

Clerk Kris Teske represented by **Lindsay Mather**
(See above for address)
ATTORNEY TO BE NOTICED

Vanessa R Chavez
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Eric Genrich represented by **Vanessa R Chavez**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Commissioner Marge Bostelmann represented by **Dixon R Gahnz**
Lawton & Cates SC
345 W Washington Ave - Ste 201
Madison, WI 53703
608-282-6200
Email: dgahnz@lawtoncates.com
ATTORNEY TO BE NOTICED

Defendant

Commissioner Julie Glancey represented by **Dixon R Gahnz**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Commissioner Ann S Jacobs represented by **Dixon R Gahnz**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Commissioner Dean Knudson represented by **Dixon R Gahnz**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Commissioner Robert F Spindell, Jr. represented by **Dixon R Gahnz**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Commissioner Mark L Thomsen represented by **Dixon R Gahnz**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Andrea Palm represented by **Colin T Roth**
Wisconsin Department of Justice

Office of the Attorney General
17 W Main St
PO Box 7857
Madison, WI 53707-7857
608-266-0020
Fax: 608-267-2223
Email: rothct@doj.state.wi.us
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Colin Hector
Wisconsin Department of Justice
Office of the Attorney General
17 W Main St
PO Box 7857
Madison, WI 53707-7857
408-533-5201
Fax: 608-266-2223
Email: hectorca@doj.state.wi.us
ATTORNEY TO BE NOTICED

Hannah S Jurss
Wisconsin Department of Justice
Office of the Attorney General
17 W Main St
PO Box 7857
Madison, WI 53707-7857
608-266-8101
Email: jursshs@doj.state.wi.us
ATTORNEY TO BE NOTICED

Defendant

Governor Tony Evers represented by **Colin Hector**
(See above for address)
ATTORNEY TO BE NOTICED

Colin T Roth
(See above for address)
ATTORNEY TO BE NOTICED

Hannah S Jurss
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Republican Party of Wisconsin represented by **Lisa M Lawless**
Husch Blackwell LLP
555 E Wells St - Ste 1900
Milwaukee, WI 53202-3819
414-978-5438
Fax: 414-223-5000
Email:
lisa.lawless@huschblackwell.com
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

City of Neenah represented by **James G Godlewski**
City of Neenah
Office of the City Attorney
211 Walnut St
Neenah, WI 54957-0426
920-886-6106
Fax: 920-886-6109
Email: jgodlewski@ci.neenah.wi.us
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

Disability Rights Wisconsin Inc represented by **Karyn L Rotker**
Proposed Amicus Disability Rights Wisconsin
American Civil Liberties Union of WI Foundation Inc
207 E Buffalo St - Ste 325
Milwaukee, WI 53202
414-272-4032
Fax: 414-272-0182
Email: krotker@aclu-wi.org
ATTORNEY TO BE NOTICED

Amicus

ACLU of Wisconsin represented by **Karyn L Rotker**
Proposed Amicus ACLU of Wiscosnin
(See above for address)
ATTORNEY TO BE NOTICED

V.

Intervenor

Wisconsin Legislature represented by **Amy Miller**
Eimer Stahl LLP
10 E Doty St - Ste 800

Madison, WI 60604
608-441-5798
Fax: 312-692-1718
Email: amiller@eimerstahl.com
ATTORNEY TO BE NOTICED

Misha Tseytlin
Troutman Sanders LLP
227 W Monroe St - Ste 3900
Suite 3900
Chicago, IL 60606
312-759-5947
Fax: 312-759-1939
Email:
Misha.tseytlin@troutman.com
ATTORNEY TO BE NOTICED

Ryan J Walsh
Eimer Stahl LLP
10 E Doty St - Ste 800
Madison, WI 53703
608-441-5798
Email: rwalsh@eimerstahl.com
ATTORNEY TO BE NOTICED

Intervenor

Washington County represented by **Andrew T Phillips**
von Briesen & Roper, SC
411 East Wisconsin Avenue, Suite 1000
Milwaukee, WI 53202
414-276-1122
Fax: 414-276-6281
Email: aphillips@vonbriesen.com
ATTORNEY TO BE NOTICED

Matthew J Thome
von Briesen & Roper, SC
411 East Wisconsin Avenue, Suite 1000
Milwaukee, WI 53202
414-287-1433
Fax: 414-238-6505
Email: mthome@vonbriesen.com
ATTORNEY TO BE NOTICED

William E Fischer
von Briesen & Roper SC
2905 Universal St., Suite 2
Oshkosh, WI 54904
920-232-4843
Fax: 920-232-4883
Email: wfischer@vonbriesen.com
ATTORNEY TO BE NOTICED

Intervenor

Wisconsin Counties Association represented by **Andrew T Phillips**
(See above for address)
ATTORNEY TO BE NOTICED

Matthew J Thome
(See above for address)
ATTORNEY TO BE NOTICED

William E Fischer
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/24/2020	1	COMPLAINT *for Declaratory and Injunctive Relief* against All Defendants by Kris Teske, City of Green Bay. (Filing Fee PAID $400 receipt number AWIEDC-3402841) (Attachments: # 1 Civil Cover Sheet Civil Cover Sheet, # 2 Summons Summons in a Civil Action to Marge Bostelmann, # 3 Summons Summons in a Civil Action to Julie M. Glancey, # 4 Summons Summons in a Civil Action to Ann S. Jacobs, # 5 Summons Summons in a Civil Action to Dean Knudson, # 6 Summons Summons in a Civil Action to Robert F. Spindell, Jr., # 7 Summons Summons in a Civil Action to Mark L. Thomsen, # 8 Summons Summons in a Civil Action to Andrea Palm, # 9 Summons Summons in a Civil Action to Tony Evers)(Chavez, Vanessa)
03/24/2020	2	MOTION for Temporary Restraining Order , MOTION for Preliminary Injunction by All Plaintiffs. (Chavez, Vanessa)
03/24/2020	3	BRIEF in Support filed by All Plaintiffs re 2 MOTION for Temporary Restraining Order MOTION for Preliminary Injunction . (Attachments: # 1 Exhibit Declaration of Vanessa

		R. Chavez, # 2 Exhibit Michigan Health Blog Article, # 3 Exhibit Outbreaks in Wisconsin, # 4 Exhibit Order for Statewide School Closure, # 5 Exhibit Order Prohibiting Mass Gatherings, # 6 Exhibit Order Restricting Size of Childcare Settings, # 7 Exhibit Updated Mass Gathering Ban, # 8 Exhibit Safer At Home Order, # 9 Exhibit Opinion and Order, # 10 Exhibit WEC Election Planning Update, # 11 Exhibit WEC Absentee Envelope Order Status, # 12 Exhibit City of Green Bay Election Inspector Manual, # 13 Exhibit WEC Hand Sanitizer FAQ, # 14 Exhibit CDC Are You at Higher Risk?, # 15 Exhibit WEC In-Person Absentee Voting, # 16 Exhibit Letter to Mayor Genrich, # 17 Exhibit WEC Guidance Regarding Election Procedures, # 18 Exhibit Executive Order #72, # 19 Exhibit DHS Memo re Long Term and Assisted Living Facilities, # 20 Exhibit List of DPH Communicable Diseases Memos, # 21 Exhibit Fox6Now Article re Absentee Ballots)(Chavez, Vanessa)
03/25/2020		NOTICE Regarding assignment of this matter to Judge William C Griesbach ;Consent/refusal forms for Magistrate Judge Duffin to be filed within 21 days;the consent/refusal form is available on our website ;pursuant to Civil Local Rule 7.1 a disclosure statement is to be filed upon the first filing of any paper and should be filed now if not already filed (jcl)
03/25/2020		Summons Issued as to All Defendants. (mac)
03/25/2020	4	NOTICE of Appearance by Lindsay Mather on behalf of All Plaintiffs. Attorney(s) appearing: Lindsay J. Mather (Mather, Lindsay)
03/25/2020	5	DISCLOSURE Statement by All Plaintiffs. (Chavez, Vanessa)
03/25/2020	6	NOTICE of Appearance by Colin T Roth on behalf of Tony Evers, Andrea Palm. Attorney(s) appearing: Colin T. Roth, Hannah S. Jurss, Colin A. Hector (Roth, Colin)
03/25/2020	7	ORDER for Telephone Conference signed by Judge William C Griesbach on 3/25/2020. (cc: all counsel)(Griesbach, William)
03/25/2020	8	NOTICE of Hearing: (cc: all counsel)ATT Telephone Conference set for 3/26/2020 01:30 PM in By Telephone before Judge William C Griesbach. Participants are to call in to 1-888-273-3658, using Access Code 4416978, and Security Code 1234. All participants are to confirm their appearance with the Clerk. SEE NOTICE FOR SPECIFIC INSTRUCTIONS.(lh)

03/25/2020	9	NOTICE of Appearance of James G. Godlewski with intent to file Motion to intervene on behalf of the City of Neenah (lh)
03/25/2020	10	NOTICE of Appearance by Dixon R Gahnz on behalf of Marge Bostelmann, Julie Glancey, Ann S Jacobs, Dean Knudson, Robert F Spindell, Jr., Mark L Thomsen. Attorney(s) appearing: Dixon R. Gahnz, Daniel P. Bach, Terrence M. Polich (Gahnz, Dixon)
03/25/2020	11	NOTICE of Appearance by Ryan J Walsh on behalf of Wisconsin Legislature. Attorney(s) appearing: Ryan J. Walsh (Walsh, Ryan)
03/25/2020	12	NOTICE of Appearance by Amy Miller on behalf of Wisconsin Legislature. Attorney(s) appearing: Amy Miller (Miller, Amy)
03/25/2020	13	NOTICE by Wisconsin Legislature *of Intent to Intervene and Request to Participate in March 26 Conference* (Walsh, Ryan)
03/25/2020	14	NOTICE of Appearance by Misha Tseytlin on behalf of Wisconsin Legislature. Attorney(s) appearing: Misha Tseytlin (Tseytlin, Misha)
03/25/2020	15	NOTICE of Appearance by Lisa M Lawless on behalf of Republican Party of Wisconsin. Attorney(s) appearing: Lisa M Lawless (Lawless, Lisa)
03/25/2020	16	LETTER from Attorneys Lawless and McLeod . (Lawless, Lisa)
03/26/2020	17	TEXT ONLY ORDER **approving** 16 Letter request to participate in 3/26/20 telephone conference, 13 Notice filed by Wisconsin Legislature, and 9 Notice, signed by Judge William C Griesbach on 03/26/2020. **All participants are to confirm their appearance with the Clerk.** SEE NOTICE (Dkt 8) FOR SPECIFIC INSTRUCTIONS. (cc: all counsel)(Griesbach, William)
03/26/2020	18	NOTICE of Appearance by Matthew J Thome on behalf of Washington County, Wisconsin Counties Association. Attorney(s) appearing: Matthew J. Thome (Thome, Matthew)
03/26/2020	19	LETTER from Matthew J. Thome *regarding intervention*. (Thome, Matthew)
03/26/2020	20	NOTICE of Appearance by William E Fischer on behalf of Washington County, Wisconsin Counties Association. Attorney(s) appearing: William E. Fischer (Fischer, William)

03/26/2020	21	NOTICE of Appearance by Andrew T Phillips on behalf of Washington County, Wisconsin Counties Association. Attorney(s) appearing: Andrew T. Phillips (Phillips, Andrew)
03/26/2020	22	WAIVER OF SERVICE Returned Executed by Tony Evers - Waiver sent on 3/25/2020. (Chavez, Vanessa)
03/26/2020	23	WAIVER OF SERVICE Returned Executed by Andrea Palm - Waiver sent on 3/25/2020. (Chavez, Vanessa)
03/26/2020	24	MOTION to Intervene by Republican Party of Wisconsin. (Lawless, Lisa)
03/26/2020	25	BRIEF in Support filed by Republican Party of Wisconsin re 24 MOTION to Intervene . (Attachments: # 1 Exhibit Republican Party of Wisconsin's Proposed Motion to Dismiss)(Lawless, Lisa)
03/26/2020	26	AMENDED COMPLAINT *for Declaratory and Injunctive Relief* against Marge Bostelmann, Tony Evers, Julie Glancey, Ann S Jacobs, Dean Knudson, Andrea Palm, Robert F Spindell, Jr., Mark L Thomsen filed by Kris Teske, City of Green Bay, Eric Genrich.(Chavez, Vanessa)
03/26/2020	40	Minute Entry for proceedings held before Judge William C Griesbach: Telephone Conference held on 3/26/2020. Simultaneous briefs are due by 3:00 p.m. 3/27/2020. (Tape #032620) (cav) (Entered: 03/27/2020)
03/27/2020	27	WAIVER OF SERVICE Returned Executed by Marge Bostelmann - Waiver sent on 3/25/2020. (Chavez, Vanessa)
03/27/2020	28	WAIVER OF SERVICE Returned Executed by Julie Glancey - Waiver sent on 3/25/2020. (Chavez, Vanessa)
03/27/2020	29	WAIVER OF SERVICE Returned Executed by Ann S Jacobs - Waiver sent on 3/25/2020. (Chavez, Vanessa)
03/27/2020	30	WAIVER OF SERVICE Returned Executed by Dean Knudson - Waiver sent on 3/25/2020. (Chavez, Vanessa)
03/27/2020	31	WAIVER OF SERVICE Returned Executed by Robert F Spindell, Jr. - Waiver sent on 3/25/2020. (Chavez, Vanessa)
03/27/2020	32	WAIVER OF SERVICE Returned Executed by Mark L Thomsen - Waiver sent on 3/25/2020. (Chavez, Vanessa)

03/27/2020	33	MOTION to File Amicus Brief by Disability Rights Wisconsin Inc, ACLU of Wisconsin. (Attachments: # 1 Text of Proposed Order, # 2 Amicus Brief)(Rotker, Karyn)
03/27/2020	34	DISCLOSURE Statement by ACLU of Wisconsin, Disability Rights Wisconsin Inc. (Rotker, Karyn)
03/27/2020	35	NOTICE of Appearance by Karyn L Rotker on behalf of ACLU of Wisconsin, Disability Rights Wisconsin Inc. Attorney(s) appearing: Karyn L. Rotker, Laurence J. Dupuis, Kristin Kerschensteiner, T. Alora Thomas, Dale Ho, Adriel Cepeda-Derieux (Rotker, Karyn)
03/27/2020	36	MOTION to Intervene by Washington County, Wisconsin Counties Association. (Phillips, Andrew)
03/27/2020	37	BRIEF in Support filed by Washington County, Wisconsin Counties Association re 36 MOTION to Intervene . (Attachments: # 1 Exhibit 1 - Proposed Brief in Opposition)(Phillips, Andrew)
03/27/2020	38	DISCLOSURE Statement by Washington County, Wisconsin Counties Association. (Phillips, Andrew)
03/27/2020	39	BRIEF filed by Marge Bostelmann, Julie Glancey, Ann S Jacobs, Dean Knudson, Robert F Spindell, Jr., Mark L Thomsen *Regarding Standing and Intervention*. (Gahnz, Dixon)
03/27/2020	41	MOTION to Intervene by Wisconsin Legislature. (Walsh, Ryan)
03/27/2020	42	BRIEF in Support filed by Wisconsin Legislature re 41 MOTION to Intervene . (Walsh, Ryan)
03/27/2020	43	DECLARATION of Chris Wery (Attachments: # 1 Exhibit Exhibit 1 - March 26, 2020 email response from Celestine Jeffreys)(Lawless, Lisa)
03/27/2020	44	MOTION to Dismiss Complaint by Wisconsin Legislature. (Walsh, Ryan)
03/27/2020	45	LETTER from Colin Roth *re: TRO hearing*. (Roth, Colin)
03/27/2020	46	BRIEF filed by City of Green Bay, Eric Genrich, Kris Teske *in Response to Motions to Intervene and Issues Raised at March 26, 2020 Hearing*. (Chavez, Vanessa)
03/27/2020	47	BRIEF in Support filed by Wisconsin Legislature re 44 MOTION to Dismiss *Proposed Motion to Dismiss Complaint* . (Attachments:

		# 1 Declaration of Ryan J. Walsh, # 2 Exhibit 1 - WEC March 13, 2020 COVID-19 FAQ, # 3 Exhibit 2 - Memorandum of Senior Legislative Attorney Gallagher, # 4 Exhibit 3 - WEC March 13, 2020 Announcement re. Webinar, # 5 Exhibit 4 - CISA Memorandum re. Identification of Critical Infrastructure, # 6 Exhibit 5 - WEC March 20, 2020 Request for Information re. Cleaning Supplies, # 7 Exhibit 6 - WEC March 20, 2020 Request for Information re. Poll Workers, # 8 Exhibit 7 - WEC March 22, 2020 Hand Sanitizer FAQ, # 9 Exhibit 8 - WEC March 22, 2020 COVID-19 FAQ, # 10 Exhibit 9 - WEC Memorandum re. Emergency Order #12)(Walsh, Ryan)
03/27/2020	48	DUPLICATE of 47 ~~BRIEF in Support filed by Wisconsin Legislature re 44 MOTION to Dismiss *Proposed Motion to Dismiss Complaint* . (Miller, Amy)~~ Modified on 3/27/2020 (blr).
03/27/2020	49	DECLARATION of Vanessa R. Chavez *in Support of Plaintiffs' Brief in Response to Motions to Intervene and Issues Raised at the March 26, 2020 Hearing* (Attachments: # 1 Exhibit Ex 1 - WEC Memo, # 2 Exhibit Ex 2 - Gear v Knudson, # 3 Exhibit Ex 3 - Lewis v Knudson)(Chavez, Vanessa)
03/27/2020	50	BRIEF in Opposition filed by Republican Party of Wisconsin re 2 MOTION for Temporary Restraining Order MOTION for Preliminary Injunction *Proposed Brief by Proposed Intervenor and in Support of RPW's Proposed Motion to Dismiss*. (Lawless, Lisa)
03/27/2020	51	DECLARATION of Lisa M. Lawless *Brief (Doc.50) in Support of Republican Party of Wisconsin's Brief Opposing Plaintiffs' Motion for Injunction* (Attachments: # 1 Exhibit Ex 1 Unofficial Election Results Cook County, # 2 Exhibit Ex 2 Arizona Presidential Preference Election Results, # 3 Exhibit Ex 3 Florida Division of Elections Election Watch, # 4 Exhibit Ex 4 WEC's Special Teleconference Meeting re COVID-19, # 5 Exhibit Ex 5 Ohio Dept of Health's Director Order, # 6 Exhibit Ex 6 WEC's Update re COVID-19, # 7 Exhibit Ex 7 City of Eau Claire Facebook post re "drive-through" voting, # 8 Exhibit Ex 8 City of Beloit re "drive-through" voting, # 9 Exhibit Ex 9 WEC Publication Responds to Coronavirus COVID-19, # 10 Exhibit Ex 10 Letter from Elections Commissioners to Legislative Leadership and Governor, # 11 Exhibit Ex 11 Letter from various local leaders to Governor and Legislative Leadership, # 12 Exhibit Ex 12 Signatures to Exhibit 11)(Lawless, Lisa)

03/27/2020	52	MOTION to Add Party , MOTION to Intervene by City of Neenah. (Attachments: # 1 Cover Letter, # 2 Supplement Memo of Law, # 3 Text of Proposed Order)(Godlewski, James)
03/27/2020	53	ORDER DENYING 2 Motion for Preliminary Injunction; DENYING denying 2 Motion for TRO; DENYING AS MOOT 24 Motion to Intervene; DENYING AS MOOT 33 Motion to File Amicus Brief; DENYING AS MOOT 36 Motion to Intervene; DENYING AS MOOT 41 Motion to Intervene; TERMINATING 44 "proposed" Motion to Dismiss; DENYING AS MOOT 52 Motion to Add Party; and DENYING AS MOOT 52 Motion to Intervene; signed by Judge William C Griesbach on 03/27/2020. This case is dismissed for lack of jurisdiction. (cc: all counsel) (Griesbach, William)
03/30/2020	54	JUDGMENT signed by Deputy Clerk and approved by Judge William C Griesbach on 3/30/2020. (cc: all counsel)(cav)

PACER Service Center

Transaction Receipt

01/26/2021 20:29:30

PACER Login:	CRClearinghouse	**Client Code:**	Michalowski
Description:	Docket Report	**Search Criteria:**	1:20-cv-00479-WCG
Billable Pages:	8	**Cost:**	0.80
Exempt flag:	Not Exempt	**Exempt reason:**	Not Exempt