

Wisconsin Supreme Court and Court of Appeals Case Access

Dean Phillips v. Wisconsin Elections Commission

Appeal Number 2024AP000138 - OA

Supreme Court

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
PEND	SC		02-29-2024	Invoice Issued Comment: Invoice for Copy Fee, Invoice No: 20871
OCCD	SC	03-05-2024		Remittitur Comment: CLOSED
OCCD	SC	02-02-2024		Opinion/Decision 02-02-2024 Decision Opinion: Opinion Decision: Other Pages: 10 Order Text: By the court, Rights declared; mandamus relief granted. Comment: 02-02-2024 Decision
OCCD	SC	02-02-2024		Public Domain Citation Comment: PDC No: 2024 WI 8
OCCD	SC	02-02-2024		Motion for Pro Hac Vice Admission Motion for Pro Hac Vice Admission of Attorney Malcolm Seymour 2/2/24 Court Order Filed By: Timothy Burns Submit Date: 2-2-2024 Decision: (G) Grant Decision Date: 2-2-2024 IT IS ORDERED that the motion is granted. A copy of SCR 10.03(4), setting forth the requirements for attorneys appearing pro hac vice, can be found at the following link: https://www.wicourts.gov/sc/rules/chap10.pdf . A copy of SCR 10.03(4) is also attached to the newly admitted pro hac vice attorney's order. Comment: Motion for Pro Hac Vice Admission of Attorney Malcolm Seymour
OCCD	SC	02-02-2024		Letter/Correspondence Comment: Letter from DOJ re: transmission of partial certified list of candidates
OCCD	SC	02-01-2024		Order

[2/1/24 Court Order](#)

IT IS ORDERED that the Wisconsin Elections Commission shall not transmit the certified list of presidential preference primary candidates to county clerks until further order of this court.

OCCD SC 02-01-2024

Motion for Miscellaneous Relief
[Motion for Leave to File Reply in Support of Petition.](#)
[2/1/24 Court Order re Reply](#)

Filed By: Timothy Burns
Submit Date: 2-1-2024
Decision: (G) Grant
Decision Date: 2-1-2024

IT IS ORDERED that the motion is granted. The reply received with the motion is accepted for filing.
Comment: Motion for Leave to File Reply in Support of Petition.

OCCD SC 02-01-2024

Certificate of Service
[Certificate of Service \(Original Action Petition and Affidavits of Maloney, Weaver\) on Robert Kehoe, Deputy Administrator, Wisconsin Election Committee](#)

Comment: Certificate of Service (Original Action Petition and Affidavits of Maloney, Weaver) on Robert Kehoe, Deputy Administrator, Wisconsin Election Committee

OCCD SC 02-01-2024

Certificate of Service
[Certificate of Service \(Original Action Petition and Affidavits of Maloney, Weaver\) on Wisconsin Presidential Preference Selection Committee, Wisconsin Legislative Fiscal Bureau](#)

Comment: Certificate of Service (Original Action Petition and Affidavits of Maloney, Weaver) on Wisconsin Presidential Preference Selection Committee, Wisconsin Legislative Fiscal Bureau

OCCD SC 02-01-2024

Motion to File Amicus/Non-Party Brief
[Letter to the Court in Support of Dean Phillips' Primary Ballot Access](#)
[Corrected Letter to the Court in Support of Dean Phillips' Primary Ballot Access](#)
[2/1/24 Court Order re Amicus](#)

Filed By: Brock Fredin
Submit Date: 2-1-2024
Decision: (D) Deny
Decision Date: 2-1-2024

IT IS ORDERED that the motion is denied.

ANNETTE KINGSLAND ZIEGLER, C.J., and REBECCA GRASSL BRADLEY, J., dissent.

OCCD SC 01-31-2024

Response

Comment: Respondents & Non-Party bt 4 pm (see 1/29/24 CTO)

OCCD SC 01-30-2024

Notice of Appearance
[Notice of Appearance - Lodahl \(Respondent\)](#)

Comment: AAG Lodahl (Respondents) w/ COS

OCCD SC 01-30-2024

Notice of Appearance
[Notice of Appearance - Gibson \(Respondents\)](#)

Comment: AAG Gibson replaces AAG Keenan w/ COS

OCCD SC 01-29-2024 Fee Paid

Comment: Receipt No: 24R 000228

OCCD SC 01-29-2024 Order
[01-29-2024 Court Order](#)

IT IS ORDERED that respondents, Wisconsin Elections Commission and the Wisconsin Presidential Preference Selection Committee, shall file one or more responses to the petition by 4:00 p.m. on January 31, 2024; and IT IS FURTHER ORDERED that any non-party that wishes to file a non-party brief amicus curiae in support of or in opposition to the petition must file a motion for leave of the court to file a non-party brief pursuant to the requirements of Wis. Stat. (Rule) 809.19(7). Non-parties should also consult this courts Internal Operating Procedure concerning the nature of non-parties who may be granted leave to file a non-party brief. A proposed non-party brief must accompany the motion for leave to file it. Any proposed non-party brief shall not exceed 20 pages if a monospaced font is used or 4,400 words if a proportional serif font is used. Any motion for leave with the proposed non-party brief attached shall be filed no later than 4:00 p.m. on January 31, 2024. Any submission by a non-party that does not comply with Wis. Stat. (Rule) 809.19(7) and any proposed non-party brief for which this court does not grant leave will not be considered by the court; and IT IS FURTHER ORDERED that all Wisconsin attorneys participating in this case must each opt in to this case in the appellate court electronic filing system. All Wisconsin attorneys who are not already opted in for this case are hereby ordered to do so as soon as possible and no later than 5:00 p.m. on January 30, 2024.

OCCD SC 01-26-2024 [Petition for an Original Action](#)
[Dean Phillips Reply in Support of Petition](#)
[Response of WEC and 2024 Wisconsin Presidential Preference Selection Committee](#)
[Affidavit of Riley Willman in Support of Response Of WEC and 2024 Wisconsin Presidential Preference Selection Committee](#)
[Dean Phillips Petition for Original Action and Writ of Mandamus](#)
[Affidavit of T. Maloney in Support of Petition for Original Action and Writ of Mandamus](#)
[Affidavit of J. Weaver in Support of Petition for Original Action and Writ of Mandamus](#)
[Acknowledgement of Filing of Writ/Petition](#)

Filed By: Timothy Burns
 Submit Date: 1-26-2024
 Decision: (O) Other
 Decision Date: 2-2-2024
 By the court, Rights declared; mandamus relief granted.
 Motion Response
 Filed By: Charlotte Gibson
 Submit Date: 1-31-2024
 Motion Response
 Filed By: Timothy Burns
 Submit Date: 2-1-2024
 Comment: Dean Phillips Reply in Support of Petition

OCCD SC 01-19-2024 Notice of Appearance
[Notice of Appearance - Cawley \(Petitioner\)](#)

Comment: Cawley
