

# Wisconsin Supreme Court and Court of Appeals Case Access

**Service Employees International Union (SEIU), Local 1 v. Robin Vos**

**Appeal Number 2019AP000622**

**CONSOLIDATED** - [List of Consolidated Cases](#)  
Supreme Court

## CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	01-05-2021		Fee Paid Comment: Invoice No: 19668; Receipt No: 21R 000030
OCCD	SC	08-13-2020		Remittitur
OCCD	SC	07-09-2020		Cites 393 Wis. 2d 38
OCCD	SC	07-09-2020		Cites 946 N.W.2d 35
OCCD	SC	07-09-2020		<a href="#">Opinion/Decision</a> Judge Panel: Roggensack, Bradley, Ziegler, Bradley, Kelly, Dallet, Hagedorn Opinion: Opinion Decision: Affirmed in part, reversed In part Pages: 44 Written by: Hagedorn, Brian K. Kelly, Daniel Wrote Concurring Opinion 44 pages. Roggensack, Patience Drake Wrote Concur/Dissent Opinion 14 pages. Dallet, Rebecca F. Wrote Concur/Dissent Opinion 17 pages. Bradley, Ann Walsh Joined Concur/Dissent Opinion Hagedorn, Brian K. Wrote Concur/Dissent Opinion 15 pages. Ziegler, Annette K. Joined Concur/Dissent Opinion Order Text: The judgment of the circuit court is affirmed in part and reversed in part, the temporary injunction is vacated in part, and the cause is remanded for further proceedings consistent with this opinion and the opinion of Justice Daniel Kelly. Comment: Opinion/Decision
OCCD	SC	07-08-2020		Public Domain Citation Comment: PDC No: 2020 WI 67
OCCD	SC	11-27-2019		Other Papers Comment: Legislative Defendants-Appellants' (proposed) Sur-Reply Brief to the Attorney General's

OCCD SC 11-27-2019 Motion for Miscellaneous Relief  
Filed By: Misha Tseytlin  
Submit Date: 11-27-2019  
Decision: (D) Deny  
Decision Date: 12-10-2019  
ORD that the motions are denied.  
Comment: Legislative Defendants-Appellants' Motion to File a Sur-Reply Brief to the Attorney General's Motion to Modify the Stay of the Temporary Injunction of 2017 Act 369

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OCCD SC 11-25-2019 Other Papers  
Comment: Attorney General's Reply Brief in Support of his Motion to Modify the Stay of the Temporary Injunction of 2017 Wis. Act 369.

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OCCD SC 11-25-2019 Letter/Correspondence  
Comment: Filed by AAG Roth responding to the Legislative Defendants' 11/12/19 supplemental authority letter.

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OCCD SC 11-25-2019 Motion for Miscellaneous Relief  
Filed By: Colin Roth  
Submit Date: 11-25-2019  
Decision: (D) Deny  
Decision Date: 12-10-2019  
ORD that the motions are denied.  
Comment: AG's Motion for Leave to File a Reply Brief in Support of his Motion to Modify the Stay of the Temporary Injunction of 2017 Wis. Act 369

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OCCD SC 11-20-2019 Briefs Received At State Law Library  
Comment: Add'l Authorities

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OCCD SC 11-12-2019 Additional Authorities  
Comment: filed by Atty Tseytlin

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OCCD SC 11-01-2019 Motion for Miscellaneous Relief  
Filed By: Colin Roth  
Submit Date: 11-1-2019  
Decision: (D) Deny  
Decision Date: 12-10-2019  
ORD that the motion is denied.  
Motion Response  
Filed By: Misha Tseytlin  
Submit Date: 11-12-2019  
Comment: Attorney General's Motion for Leave to File a Supplemental Brief (22 copies of proposed brief rec'd w/motion)

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OCCD SC 11-01-2019 Motion for Miscellaneous Relief  
Filed By: Colin Roth  
Submit Date: 11-1-2019

Decision: (D) Deny

Decision Date: 7-9-2020

Footnote 27 in Justice Hagedorn's majority opinion constitutes the decision of the court in regards to this motion.

Motion Response

Filed By: Misha Tseytlin

Submit Date: 11-12-2019

Comment: Attorney General's Motion to Modify the Stay of the Temporary Injunction of 2017 Wis. Act 269

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OCCD SC 10-21-2019

Oral Argument

Comment: at 1:30 p.m. Attorney Misha Tseytlin for DEF-APP, Attorney Josh Kaul for DEF-RES, Attorney Matthew Wessler PLA-RES, Attorney Lester Pines for DEF-RES

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OCCD SC 10-15-2019

Briefs Received At State Law Library

Comment: Sur-Reply Brief

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OCCD SC 10-14-2019

Response

Comment: Letters from parties re: oral argument (per cto 10/7/19); letter filed via fax 10/10/19 by Atty Tseytlin, AAG Roth submitted Respondents arguing attorneys and allocation of time on 10-14-2019

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OCCD SC 10-09-2019

Other Brief

[Sur-Reply Brief of Governor Tony Evers](#)

Filed By: Lester Pines

Comment: Sur-Reply Brief of Governor Tony Evers; 14 addl copies rec'd 10/10/19

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OCCD SC 10-08-2019

Letter/Correspondence

Comment: Letter from Atty Tseytlin re: Atty LeRoy

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OCCD SC 10-07-2019

Caption Amended

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OCCD SC 10-07-2019

Court Order

ORD that the caption in these two matters shall be amended as follows. In Case No. 2019AP614-LV, the caption shall be amended to designate Robin Vos, in his official capacity as Wisconsin Assembly Speaker, Roger Roth, in his official capacity as Wisconsin Senate President, Jim Steineke, in his official capacity as Wisconsin Assembly Majority Leader, and Scott Fitzgerald, in his official capacity as Wisconsin Senate Majority Leader, as defendants-appellants. In Case No. 2019AP622, the caption shall be amended to designate Josh Kaul, in his official capacity as Attorney General of the State of Wisconsin, and Tony Evers, in his official capacity as Governor of the State of Wisconsin, as defendants-respondents. Thus, the caption for both matters is now the same. FRO that the clerk of this court shall issue a notice of amendment of caption that sets forth the full caption, as amended, for each of these two appellate proceedings. FRO that the parties and amici shall use the amended caption and both case numbers in all future filings in this court. The parties and amici are not required to submit amended cover pages for briefs and other documents that have already been filed in these two cases. FRO that each side shall be granted 60 minutes to present oral argument. The defendants-appellants shall be on one side, and the plaintiffs-respondents and defendants-respondents shall be grouped together on the other side. The defendants-appellants shall present oral argument first and may reserve up to 10 minutes of their oral argument time for rebuttal. The plaintiffs-respondents and the defendants-respondents shall present oral argument following the completion of the initial argument by the defendants-appellants. FRO that, on or before October 14, 2019, defendants-respondents on the

one hand and the plaintiffs-respondents and the defendants-respondents on the other hand shall each submit a letter to the clerk of this court advising as to the order of presentation...

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OCCD	SC	10-03-2019	Briefs Received At State Law Library
Comment: Amicus Briefs			

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OCCD	SC	10-03-2019	Court Order
ORD that any response to the motion to strike shall be filed by 4:45 p.m. on Monday, October 7, 2019			

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OCCD	SC	10-01-2019	Motion to Strike
Filed By: Christa Westerberg			
Submit Date: 10-1-2019			
Decision: (D) Deny			
Decision Date: 10-11-2019			
ORD that the motion is denied.			
Motion Response			
Filed By: Corydon Fish			
Submit Date: 10-7-2019			
Comment: Defendant-Respondent/Defendant Tony Evers' Motion to Strike in Part the Non-Party Brief of WMC, Response to MSK due 10-7-2019 by 4:45 p.m., See 10-3-2019 CTO			

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OCCD	SC	09-27-2019	Brief of Amicus Curiae
<a href="#">Brief of Amicus Curiae - Wisconsin Manufacturers &amp; Commerce</a>			
Filed By: Corydon Fish			
Comment: Wisconsin Manufacturers & Commerce			

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OCCD	SC	09-26-2019	Certificate of Service
Comment: Re: BAM; mailed 09/26/2019.			

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OCCD	SC	09-26-2019	Brief of Amicus Curiae
<a href="#">Brief of Amicus Curiae - Wisconsin Institute for Law &amp; Liberty, Inc.</a>			
Filed By: Richard Esenberg			
Comment: Wisconsin Institute for Law & Liberty, Inc.			

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OCCD	SC	09-25-2019	Motion for Miscellaneous Relief
Filed By: Lester Pines			
Submit Date: 9-25-2019			
Decision: (G) Grant			
Decision Date: 10-9-2019			
ORD that the motion is granted. The sur-reply brief, which was filed with the motion for leave on September 25, 2019, is accepted as filed. However, the Governor must file an additional fourteen copies by 4:30 p.m. on October 10, 2019, pursuant to Wis. Stat. (Rule) 809.64 and 809.19(8).			
Motion Response			
Filed By: Misha Tseytlin			
Submit Date: 10-2-2019			
Comment: Defendant-Respondent/Defendant Tony Evers' motion for leave to file a brief in sur-reply to the reply brief of legislative defendants-petitioners/defendants-appellants			

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OCCD SC 09-24-2019  
Comment: Redacted briefs

Briefs Received At State Law Library

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OCCD SC 09-23-2019 Motion to Strike

Filed By: Lester Pines  
Submit Date: 9-23-2019  
Decision: (D) Deny  
Decision Date: 10-7-2019  
ORD that the motion to strike is denied.  
Motion Response  
Filed By: Misha Tseytlin  
Submit Date: 10-2-2019  
Comment: Motion to Strike a Portion of the Reply Brief of Legislative Defendants-Petitioners/Defendants-Appellants

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OCCD SC 09-20-2019 Interim Motion for Reconsideration

Filed By: Lester Pines  
Submit Date: 9-20-2019  
Decision: (D) Deny  
Decision Date: 9-27-2019  
ORD that the motion for reconsideration is denied, and the non-party brief of the Wisconsin Institute for Law and Liberty is accepted for filing as of its receipt on September 26, 2019.  
Motion Response  
Filed By: Richard Esenberg  
Submit Date: 9-26-2019  
Comment: Defendant-Respondent/Defendant Tony Evers' motion for reconsideration of the courts 9-17-2019 order granting the Wisconsin Institute for Law & Liberty, Inc. leave to file a non-party brief.

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OCCD SC 09-19-2019 Reply Brief-Supreme Court  
[Reply Brief-Supreme Court](#)

Filed By: Misha Tseytlin

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OCCD SC 09-17-2019 E-Filing Certification

Comment: re: Redacted/Restated Brief of Service Employees International Union, Local 1, et al.

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OCCD SC 09-17-2019 Motion to File Amicus/Non-Party Brief

Filed By: Anthony LoCoco  
Submit Date: 9-17-2019  
Decision: (G) Grant  
Decision Date: 9-17-2019  
ORD that the motion is granted. In light of the fact that oral argument is scheduled for October 21, 2019, the Wisconsin Institute for Law & Liberty, Inc. shall file twenty-two copies of the non-party brief on or before September 27, 2019.  
Comment: re: Wisconsin Institute for Law & Liberty, Inc.

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OCCD SC 09-17-2019 Certificate of Service

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OCCD SC 09-17-2019 Response Brief-Supreme Court  
[Response Brief-Supreme Court - Redacted/Restated Brief of Attorney General Josh Kaul](#)

OCCD SC 09-17-2019 Response Brief-Supreme Court  
[Response Brief-Supreme Court - Redacted/Restated Brief of Governor Tony Evers](#)

Filed By: Lester Pines  
Comment: Redacted/Restated Brief of Governor Tony Evers

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OCCD SC 09-17-2019 Response Brief-Supreme Court  
[Response Brief-Supreme Court - Redacted/Restated Brief of Service Employees International Union, Local 1, et al.](#)

Filed By: Stacie Rosenzweig  
Comment: Redacted/Restated Brief of Service Employees International Union, Local 1, et al.

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OCCD SC 09-16-2019 First Brief-Supreme Court  
[First Brief-Supreme Court - Redacted Brief of Legislative Defendants](#)

Filed By: Misha Tseytlin  
Comment: Redacted Brief of Legislative Defendants

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OCCD SC 09-12-2019 Court Order

Continued 3 of 3

FRO that Attorney General Kaul shall file a new version of his response brief in which he may restate the arguments set forth in the stricken sections identified in the preceding paragraph so long as the restated arguments do not cite to or rely upon the Affidavit of Charlotte Gibson. The remainder of the text of the response brief shall remain as set forth in the corrected version filed on September 5, 2019. The table of contents and table of authorities may be revised to conform to new page numbers in the revised brief; and

FRO that by 4:30 p.m. on Tuesday, September 17, 2019, the Legislative Defendants shall file a redacted copy of their brief-in-chief from which the following portions have been redacted, with each copy of the redacted brief-in-chief bearing the following notation at the top of the cover page: "Redacted Pursuant to Court Order of September 12, 2019":

1. In the first full paragraph on page 10 that carries over onto the top of page 11, the last sentence on page 10 ("This follows the notice-and-comment procedure . . .") through the end of the citation on the seventh line on page 11 (" . . . (judicial notice of state records).");
2. In the last full paragraph on page 66 that carries over onto the top of page 67, from the start of the sentence that begins on the fifth line of the paragraph ("They would be happy to show . . .") through the first sentence on page 67 (" . . . is a worthwhile reform.");
3. The second and third citations on page ix under "Other Authorities" in the Table of Authorities; and

FRO that the Legislative Defendants shall serve and file their reply brief by the close of business on Friday, September 20, 2019.

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OCCD SC 09-12-2019 Court Order

Continued.. 2 of 3

FRO that Governor Evers shall redact the following portions of his response brief:

1. Footnote three in its entirety on page 34;
2. In the second full paragraph on page 41 and the following paragraph that carries over onto page 42, from the start of the second sentence on the third line of the second full paragraph on page 41 ("Moreover, the Governor's . . .") through the end of the following paragraph that carries over onto the top of page 42 (" . . . all other agency functions. (Id. 53-56, 124, 159-60, 178, 190-92).");

3. In the first full paragraph on page 42 that carries over onto the top of page 43, from the second bullet point ("Going forward, . . .") through the end of the second-to-last sentence in that paragraph in the middle of page 43 (" . . . that also implement the law. (Id., 62, 108, 133, 157, 160, 192.)");

4. In the last full paragraph on page 44 through the first full paragraph on page 45, from the start of the second sentence in the fourth line of the last full paragraph on page 44 ("Omitted is the fact . . .") through the end of the first full paragraph on page 45 (" . . . provisions of Act 369 are unconstitutional."); and

FRO that Attorney General Kaul shall delete the Affidavit of Charlotte Gibson in its entirety from the appendix to his response brief, and the following portions of his response brief shall be stricken:

1. Section I.A. in the Statement of the Case on pages 5-6 (from "The Wisconsin Department of Justice (DOJ) litigates . . ." on page 5 through the end of the carryover paragraph on the top of page 6 (" . . . the validity of a state statute (Gibson Aff. 5).");

2. The entirety of section II.B.3. in the Argument on pages 27-38 (from "Setting aside how a remand . . ." on page 27 through end of the second full paragraph on page 38 (" . . . violate the separation of powers.")); and

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OCCD SC 09-12-2019

Court Order

1 of 3

ORD that the motion to strike is granted. The Plaintiffs, Governor Evers, and Attorney General Kaul shall file redacted or restated copies of their response briefs and appendices as set forth in the following paragraphs by 4:30 p.m. on Tuesday, September 17, 2019. The cover page of each copy of such redacted/restated briefs shall bear the following notation at the top of the page: "Redacted or Restated Pursuant to Court Order of September 12, 2019." The redactions shall be made so that the redacted portions may no longer be read, and the stricken portions of the Attorney General's response brief shall be deleted (to be replaced by the restated arguments, as described below); and

FRO that the Plaintiffs shall redact the following portions of their response brief:

1. In the first full paragraph on page 15, from the start of the paragraph ("Discretion over these . . .") through the citation to the newspaper article that ends on the eighth line of that paragraph (" . . . <https://bit.ly/30DB1W6>.");

2. In the second full paragraph on page 22, the following citation: "See Patrick Marley, GOP Legislators Seek to Intervene in More Lawsuits at Taxpayer Expense This Time over Environmental Laws, Milwaukee J. Sentinel (Apr. 25, 2019), <https://bit.ly/2NqHpos>.";

3. In the second full paragraph on page 23, from the start of the paragraph ("This problem is not . . .") through the citation to the newspaper article that ends on the ninth line of that paragraph (" . . . <https://bit.ly/2NA9TF7>.");

4. In the carryover paragraph on the top of page 49, from the sentence that begins "Taxpayer-funded legal fees . . ." on the second line of page 49 through the end of that paragraph (" . . . several disputes with lawmakers.");

5. The entries for the four newspaper articles identified as originating from the "Milwaukee J. Sentinel" under "Other Authorities" in the Table of Authorities on page ix; and

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OCCD SC 09-11-2019

Motion to File Amicus/Non-Party Brief

Filed By: Corydon Fish

Submit Date: 9-11-2019

Decision: (G) Grant

Decision Date: 9-11-2019

ORD that the motion is granted in part. Wisconsin Manufacturers and Commerce is authorized to file a non-party brief. In light of the fact that oral argument is scheduled for 10/21/19, however, twenty-two copies of the non-party brief shall be filed on or before 9/27/19.

Comment: re: Wisconsin Manufacturers & Commerce

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OCCD SC 09-09-2019

Court Order

ORD that, on or before 12:00 p.m. on Wednesday, September 11, 2019, the parties other than the

Legislative Defendants shall file a response to the motion to strike, as supplemented. FRO that in the court's future order that resolves the pending motion to strike, the court will also establish a due date for the filing of the Legislative Defendants' reply brief in these matters. Given the fact that oral argument in these matters is scheduled for October 21, 2019, the court urges counsel for the Legislative Defendants to continue working on their reply brief while the motion to strike is pending so that they will be able to file their reply brief within the schedule the court will establish, regardless of the outcome of the motion to strike.

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OCCD SC 09-06-2019 Court Order

ORD that, on or before 12:00 p.m. on Monday, September 9, 2019, the Legislative Defendants shall file a supplement to their motion to strike that identifies with specificity (by page number, paragraph, and/or line on a page) the portions of the briefs and appendices that they allege violate this court's rules and caselaw. In addition, the supplement shall explain with specificity for each challenged brief and appendix why this court should strike the entire brief or appendix rather than striking the challenged portions.

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OCCD SC 09-05-2019 Motion to Strike

Filed By: Misha Tseytlin

Submit Date: 9-5-2019

Decision: (G) Grant

Decision Date: 9-12-2019

ORD that the motion to strike is granted. The Plaintiffs, Governor Evers, and Attorney General Kaul shall file redacted or restated copies of their response briefs and appendices as set forth in the following paragraphs by 4:30 p.m. on Tuesday, September 17, 2019. The cover page of each copy of such redacted/restated briefs shall bear the following notation at the top of the page: "Redacted or Restated Pursuant to Court Order of September 12, 2019." The redactions shall be made so that the redacted portions may no longer be read, and the stricken portions of the Attorney General's response brief shall be deleted (to be replaced by the restated arguments, as described below); and FRO that the Plaintiffs shall redact the following portions of their response brief:

1. In the first full paragraph on page 15, from the start of the paragraph ("Discretion over these . . .") through the citation to the newspaper article that ends on the eighth line of that paragraph (" . . . <https://bit.ly/30DB1W6>");

2. In the second full paragraph on page 22, the following citation: "See Patrick Marley, GOP Legislators Seek to Intervene in More Lawsuits at Taxpayer Expense This Time over Environmental Laws, Milwaukee J. Sentinel (Apr. 25, 2019), <https://bit.ly/2NqHpos>.";

3. In the second full paragraph on page 23, from the start of the paragraph ("This problem is not . . .") through the citation to the newspaper article that ends on the ninth line of that paragraph (" . . . <https://bit.ly/2NA9TF7>");

4. In the carryover paragraph on the top of page 49, from the sentence that begins "Taxpayer-funded legal fees . . ." on the second line of page 49 through the end of that paragraph (" . . . several disputes with lawmakers.");

5. The entries for the four newspaper articles identified as originating from the "Milwaukee J. Sentinel" under "Other Authorities" in the Table of Autho

Comment: Legislative Defendants-Petitioners, Defendants-Appellant's Emergency Motion to Strike Response Brief and Appendix Filed by the Attorney General, Response Brief and Appendix Filed by the Governor and Response Brief Filed by Plaintiffs; 9/9/19 Supplement to Emergency Motion to Strike filed (per cto 9/6/19) Plas-Res' Supplemental Response in Opposition to the Legislative Defs' Motion to Strike

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OCCD SC 09-05-2019 Response Brief-Supreme Court

[Response Brief-Supreme Court - Brief of Attorney General Josh Kaul](#)

Filed By: Thomas Bellavia

Comment: Brief of Attorney General Josh Kaul. Note that the caption has been corrected on this brief to reflect both of the consolidated cases. \*\*SEE CTO 9/12/19\*\*



OCCD	SC	09-04-2019	E-Filing Certification
OCCD	SC	09-04-2019	<p>Motion for Miscellaneous Relief</p> <p>Filed By: Stacie Rosenzweig  Submit Date: 9-4-2019  Decision: (D) Deny  Decision Date: 9-9-2019  ORD that the motion is denied.  Comment: Plaintiffs-Respondents' Motion for Evidentiary Hearing or Appointment of a Special Master</p>
OCCD	SC	09-04-2019	<p>Response Brief-Supreme Court  <a href="#">Response Brief-Supreme Court - Brief of Governor Tony Evers</a></p> <p>Filed By: Lester Pines  Comment: Separate Appendix. Brief of Governor Tony Evers **SEE CTO 9/12/19**</p>
OCCD	SC	09-04-2019	<p>Response Brief-Supreme Court  <a href="#">Response Brief-Supreme Court - Brief of Service Employees International Union, Local 1, et al.</a></p> <p>Filed By: Stacie Rosenzweig  Comment: Separate Appendix. Brief of Service Employees International Union, Local 1, et al. **SEE CTO 9/12/19**</p>
OCCD	SC	08-29-2019	<p>Motion to Extend Time</p> <p>Filed By: Lester Pines  Submit Date: 8-29-2019  Decision: (G) Grant  Decision Date: 8-29-2019  IT IS ORDERED that the motion is granted. As previously ordered, the rules regarding the filing and service of briefs apply to these appeals. On or before September 4, 2019, the plaintiffs-respondents, Service Employees International Union, Local 1, et al., the defendant-respondent, Governor Tony Evers, and the defendant-respondent, Attorney General Joshua Kaul, shall file and serve either a response brief or a statement that no brief will be filed, which response brief shall not exceed 60 pages if a monospaced font is used or 13,200 words if a proportional serif font is used. Further, on or before September 16, 2019, the defendants-appellants, Robin Vos, et al., shall file and serve a reply brief or a statement that no reply brief will be filed, which reply brief shall not exceed 39 pages if a monospaced font is used or 9,000 words if a proportional serif font is used.  See BR2 event due on 9-4-2019  Comment: re: briefs of all defendants-respondents and reply brief of defendants-appellants</p>
OCCD	SC	08-09-2019	Briefs Received At State Law Library
OCCD	SC	08-01-2019	<p>First Brief-Supreme Court  <a href="#">First Brief-Supreme Court</a></p> <p>Filed By: Misha Tseytlin  Comment: Separate Appendix. **SEE CTO 9/12/19**</p>
OCCD	SC	06-27-2019	<p>Other Papers</p> <p>Comment: Received Transmittal of Notice of Appeal from Dane County COC; transmittal contains copy of leave to appeal grant order from 6/11/19. COC not directed to transmit to SC in 6/11/19 cto, therefore</p>

transmittal placed in file no action.

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OCCD SC 06-24-2019 Assigned-Oral Argument

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OCCD SC 06-19-2019 Consolidated Case  
Comment: [2019AP000614, 2019AP000622]

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OCCD SC 06-19-2019 Court Order

ORD that the court's June 11, 2019 order granting the petition for leave to appeal in Case No. 2019AP614-LV has the effect of the filing of a notice of appeal. Wis. Stat. (Rule) 809.50(3); and

FRO that copies of the June 11, 2019 order in Case No. 2019AP614-LV and this order are being sent to the clerk of the circuit court. Pursuant to Wis. Stat. (Rule) 809.11(2), the clerk of the circuit court, or the responsible court official, shall return the copy of the June 11, 2019 order granting the petition in Case No. 2019AP614-LV and the circuit court record of the case maintained pursuant to Wis. Stat. 59.40 to the clerk of this court within 3 days of the receipt of the above-referenced orders; and

FRO that the appellant need not file a docketing statement in Case No. 2019AP614-LV; and

FRO that Case No. 2019AP614-LV and Case No. 2019AP622 are consolidated in this court for purposes of briefing and argument. The rules of appellate procedure that apply to appeals shall apply to the appeals in these two consolidated cases, except as set forth in this order or future orders of the court; and

FRO that the rules regarding the filing and service of briefs shall apply to these appeals, except that within 30 days after the filing of the record with the clerk of the supreme court and court of appeals, the defendants-appellants, Robin Vos, et al., shall file and serve their brief, which shall not exceed 60 pages if a monospaced font is used or 13,200 words if a proportional serif font is used; that within 30 days of the filing of the defendants-appellants' brief, the plaintiffs-respondents, Service Employees International Union, Local 1, et al., the defendant-respondent, Governor Tony Evers, and the defendant-respondent, Attorney General Josh Kaul, shall file and serve either a response brief or a statement that no brief will be filed, which response brief shall not exceed 60 pages if a monospaced font is used or 13,200 words if a proportional serif font is used; and...

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OCCD SC 06-10-2019 Fee Paid  
Comment: Receipt No: 19R 001477

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OCCD SC 06-10-2019 Invoice Issued  
Comment: Invoice No: 19118

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OCCD SC 06-06-2019 Invoice Issued  
Comment: Invoice No: 19117 VOIDED on 6-6-2019 - entered wrong dollar amount

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OCCD SC 05-31-2019 Attorney Change  
Comment: Atty Lisa Lawless added as counsel for defendants-appellants per filing of Notice of Appearance. Notice of Appearance

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OCCD SC 05-07-2019 Court Order  
IT IS ORDERED that, on or before Friday, May 10, 2019, at 4:00 p.m., the parties to this case may file

simultaneous supplemental memoranda regarding the motion for temporary relief pending appeal, which memoranda may address, inter alia, the impact, if any, of this court's April 30, 2019 order in Case No. 2019AP559. The supplemental memoranda shall not exceed 2,500 words in length.

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OCCD CA 05-01-2019 Record  
Comment: 1-42 to 79-1, ELECTRONICALLY FILED Ackn re: Record

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OCCD SC 04-29-2019 Fee Paid  
Comment: Invoice No: 19062; Receipt No: 19R 001151

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OCCD SC 04-29-2019 Invoice Issued  
Comment: Invoice No: 19062

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OCCD SC 04-24-2019 Motion to Expedite  
Filed By: Stacie Rosenzweig  
Submit Date: 4-24-2019  
Decision: (N) No Action  
Decision Date: 6-19-2019  
See court order of June 19, 2019.  
Motion Response  
Filed By: Lester Pines  
Submit Date: 4-25-2019  
Comment: Plaintiffs-Respondents' Motion for Expedited Schedule and Submission

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OCCD SC 04-23-2019 Letter/Correspondence  
Comment: From Justice Rebecca Frank Dallet to counsel.

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OCCD SC 04-23-2019 Motion to Strike  
Filed By: Lester Pines  
Submit Date: 4-23-2019  
Decision: (D) Deny  
Decision Date: 5-21-2019  
IT IS ORDERED that the court deems the April 22, 2019 filing by counsel for Robin Vos, Roger Roth, Scott Fitzgerald, and Jim Steineke to be a letter filed in both Case No. 2019AP614-LV and Case No. 2019AP622, in response to which this court will take no action; and

IT IS FURTHER ORDERED that the motion of Governor Tony Evers to strike the April 22, 2019 letter is denied; and

IT IS FURTHER ORDERED that, on or before Friday, May 31, 2019, the parties shall file simultaneous legal memoranda, each not exceeding 3,200 words, that address (1) whether this court can assume jurisdiction over a petition for leave to file an interlocutory appeal that is pending in the court of appeals and (2) whether this court should assume jurisdiction over the pending petition in this instance; and

IT IS FURTHER ORDERED that, on or before Wednesday, June 5, 2019, the parties may file legal memoranda, each not exceeding 1,500 words, in response to the memoranda filed on May 31, 2019, by the opposing parties.

Motion Response  
Filed By: Colin Roth  
Submit Date: 4-23-2019  
Motion Response

Filed By: Misha Tseytlin

Submit Date: 4-24-2019

Comment: Defendant Tony Evers' Motion to Strike the Legislative Defendants-Appellants' April 22, 2019 Letter to the Court and for an Order Directing the Legislative Defendants-Appellants to Comply with Wis. Stat. 809.14(1) and 809.81, When Requesting an Action by Order from the Court

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OCCD SC 04-22-2019 Letter/Correspondence

Comment: From Atty Tseytlin, addressed to SC, re: court may wish to consider asserting jurisdiction over 19AP614-LV as well.

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OCCD SC 04-19-2019 Court Changed to Supreme Court

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OCCD SC 04-19-2019 Court Order

ORD that this court hereby assumes jurisdiction of the appeal in Service Employees Int'l Union v. Vos (No. 2019AP622), pursuant to Wis. Const. Art. VII, 3(3), Wis. Stat. 808.05(3), and Wis. Stat. (Rule) 809.61. When this court assumes jurisdiction of an appeal upon its own motion pursuant to Wis. Stat. 808.05(3) and (Rule) 809.61, it acquires jurisdiction over the entire appeal, including motions pending in the appeal. Accordingly, the motion for temporary relief pending appeal that has been filed in this appeal will be decided by this court based on the briefs already filed. FRO that the briefing schedule on this appeal is held in abeyance pending further order of the court. A briefing schedule will be established by the court in a future order. SHIRLEY S. ABRAHAMSON, ANN WALSH BRADY and REBECCA FRANK DALLEY, J.J., (dissenting). We dissent and would allow the appeal to proceed in the court of appeals. Further, this court should not reach down and assume jurisdiction of the appeal without giving the parties notice and an opportunity to be heard.

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OCCD CA 04-16-2019 Motion for Miscellaneous Relief

Filed By: Misha Tseytlin

Submit Date: 4-16-2019

Decision: (D) Deny

Decision Date: 4-17-2019

ORD that the motion to file a reply brief in support of the appellants' motion for a stay is denied.

Comment: Legislative Defendants-Appellants' Motion for Leave to File a Reply Brief in Support of Motion to Stay the Temporary Injunction (with proposed reply brief)

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OCCD CA 04-12-2019 Letter/Correspondence

Comment: Notice of appearance - Attorney Eric M. McLeod, counsel for Defendants-Appellant Notice of Appearance

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OCCD CA 04-11-2019 Docketing Statement Submitted

Comment: Amended Docketing Statement

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OCCD CA 04-11-2019 Notif. Sent - Filing of NOP & Ct. Rec.

Comment: Amended Notice of Appeal

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OCCD CA 04-11-2019 Notice of Addtl/Amended (Other) Appeal

Comment: Amended Notice of Appeal

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OCCD CA 04-11-2019 Statement on Transcript

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OCCD	CA	04-10-2019	Docketing Statement from Appellant Comment: Amended Docketing Statement
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OCCD	CA	04-08-2019	Other Appeal Filed In Circuit Court Comment: Amended Notice of Appeal
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OCCD	CA	04-05-2019	Other Papers Comment: Letter and copy of circuit court order granting PHV admission to Attys Matthew Wessler and Daniel Townsend received from Atty Rosenzweig; attys added as out-of-state co-counsel for plaintiffs-respondents.
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OCCD	CA	04-05-2019	Pro Hac Vice Letter
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OCCD	CA	04-04-2019	Fee Paid Comment: Receipt No: 19R 000912
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OCCD	CA	04-03-2019	Court Order ORD that the Governor's motion to strike the combined petition for leave to appeal and motion for a stay is denied. The petition for leave to appeal will remain docketed under appeal No. 2019AP614-LV, and the motion for a stay will be docketed under appeal No. 2019AP622, the Legislators appeal as of right from the temporary injunction. FRO that the Legislators' motion to expedite briefing on these matters is denied. The time to respond to the motion for a stay is April 15, 2019, and the time to respond to the petition for leave to appeal is April 17, 2019.
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OCCD	CA	04-02-2019	Docketing Statement Submitted
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OCCD	CA	04-02-2019	Notif. Sent-Filing of NAP & Ct. Record
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OCCD	CA	04-02-2019	Court Order for Filing Fee Issued Comment: for the notice of appeal (order initially issued under appeal 19AP614-LV, see addl order of 4/3/19, filing fee for notice of appeal should be applied to 19AP622)
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OCCD	CA	04-02-2019	Notice of Appeal & Circuit Court Docket Entries
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OCCD	SC	04-01-2019	Motion for Stay Filed By: Misha Tseytlin Submit Date: 4-19-2019 Decision: (O) Other Decision Date: 6-11-2019 IT IS ORDERED that the motion of defendants-appellants Robin Vos, Roger Roth, Scott Fitzgerald, and Jim Steineke for temporary relief pending appeal is granted in part as follows. The temporary injunction issued by the Dane County Circuit Court on March 26, 2019, is stayed pending the final resolution of the appeal in this matter, with the sole exception that the temporary injunction is not stayed and therefore remains in effect with respect to the provision in section 38 of Act 369 that requires the rescission of
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guidance documents that were in existence as of March 26, 2019. See Wis. Stat. 227.112(7)(a).

REBECCA FRANK DALLET, J. (Concurring in part, dissenting in part).

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Justices SHIRLEY S. ABRAHAMSON and ANN WALSH BRADLEY join this concurrence/dissent.

Motion Response

Filed By: Thomas Bellavia

Submit Date: 4-19-2019

Motion Response

Filed By: Lester Pines

Submit Date: 4-19-2019

Motion Response

Filed By: Jeremy Levinson

Submit Date: 4-19-2019

Motion Response

Filed By: Stacie Rosenzweig

Submit Date: 5-10-2019

Motion Response

Filed By: Misha Tseytlin

Submit Date: 5-10-2019

Motion Response

Filed By: Lester Pines

Submit Date: 5-10-2019

Motion Response

Filed By: Thomas Bellavia

Submit Date: 5-10-2019

Comment: Expedited Motion to Stay the Temporary Injunction and Petition for Interlocutory Appeal of Denial of Motion to Dismiss

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OCCD CA 04-01-2019 Motion for Stay

Filed By: Misha Tseytlin

Submit Date: 4-15-2019

Decision: (N) No Action

Decision Date: 4-19-2019

\*\*motion transferred from Court of Appeals to Supreme Court per court's order of 4/19/19 (CA/SC motion docket entries to maintain same filing dates for motions/responses for statistical purposes)\*\*

Motion Response

Filed By: Jeremy Levinson

Submit Date: 4-15-2019

Motion Response

Filed By: Lester Pines

Submit Date: 4-15-2019

Motion Response

Filed By: Thomas Bellavia

Submit Date: 4-15-2019

Comment: Expedited Motion to Stay the Temporary Injunction (and Petition for Interlocutory Appeal of Denial of Motion to Dismiss...see cto of 4/3/19); responses due 4/15/19 (per cto 4/3/19)

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OCCD CA 04-01-2019 Transfer to District III

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OCCD CA 04-01-2019 Transfer District Designation

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OCCD CA 04-01-2019 Fee Paid

Comment: Receipt No: 19R 000872 for PLV filing under 19AP614-LV

## WSCCA Case History

OCCD CA	03-28-2019	Docketing Statement from Appellant
OCCD CA	03-28-2019	Notice of Appeal filed in Cir. Ct.
OCCD CA	03-26-2019	Order of Circuit Court