#### No. 2021AP1450

## In the Supreme Court of Wisconsin

BILLIE JOHNSON, ERIC O'KEEFE, ED PERKINS, and Ronald Zahn, petitioners,

υ.

WISCONSIN ELECTIONS COMMISSION, MARGE BOSTELMANN in her official capacity as a member of the Wisconsin Elections
Commission, JULIE GLANCEY in her official capacity as a member of the Wisconsin Elections Commission, ANN JACOBS in her official capacity as a member of the Wisconsin Elections Commission, DEAN KNUDSON in his official capacity as a member of the Wisconsin Elections Commission, ROBERT SPINDELL, JR. in his official capacity as a member of the Wisconsin Elections Commission and MARK THOMSEN in his official capacity as a member of the Wisconsin Elections Commission, RESPONDENTS.

On Petition To The Supreme Court To Take Jurisdiction Of An Original Action

APPENDIX TO MEMORANDUM IN SUPPORT OF MOTION TO INTERVENE AS PETITIONERS OF CONGRESSMEN GLENN GROTHMAN, MIKE GALLAGHER, BRYAN STEIL, TOM TIFFANY, AND SCOTT FITZGERALD

> MISHA TSEYTLIN *Counsel of Record* State Bar No. 1102199 KEVIN M. LEROY State Bar No. 1105053 TROUTMAN PEPPER HAMILTON SANDERS LLP 227 W. Monroe, Suite 3900 Chicago, Illinois 60606 (608) 999-1240 (MT) (312) 759-1939 (fax) misha.tseytlin@troutman.com

Counsel for Congressmen Glenn Grothman, Mike Gallagher, Bryan Steil, Tom Tiffany, and Scott Fitzgerald

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- Affidavit of Congressman Tom Tiffany, No. 2021AP1450 (Wis. Oct. 6, 2021)......App.7–9
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## No. 2021AP1450

# In the Supreme Court of Wisconsin

BILLIE JOHNSON, ERIC O'KEEFE, ED PERKINS, and RONALD ZAHN, PETITIONERS,

v.

WISCONSIN ELECTIONS COMMISSION, MARGE BOSTELMANN in her official capacity as a member of the Wisconsin Elections
Commission, JULIE GLANCEY in her official capacity as a member of the Wisconsin Elections Commission, ANN JACOBS in her official capacity as a member of the Wisconsin Elections Commission, DEAN KNUDSON in his official capacity as a member of the Wisconsin Elections Commission, ROBERT SPINDELL, JR. in his official capacity as a member of the Wisconsin Elections Commission and MARK THOMSEN in his official capacity as a member of the Wisconsin Elections Commission, DEAN

RESPONDENTS.

On Petition To The Supreme Court To Take Jurisdiction Of An Original Action

AFFIDAVIT OF CONGRESSMAN GLENN GROTHMAN

STATE OF WISCOWSIN ) COUNTY OF Ford dy Lac )ss.

Congressman Glenn Grothman, being duly sworn on oath, deposes and says:

1. I am a duly elected member of the U.S. House of Representatives, representing Wisconsin's Sixth Congressional District.

2. I also reside within Wisconsin's Sixth Congressional District.

3. As the Sixth Congressional District's duly elected Representative, I have a substantial interest in my District and a significant relationship with my constituents. Since it is my duty as a Congressman to, among other things, serve my constituents and support legislation in Congress that will be to their benefit, I have invested substantial time and resources to understand their needs.

4. Further, I plan to run for reelection to the U.S. House of Representatives in 2022 to continue to serve as the Representative of Wisconsin's Sixth Congressional District. 5. For these reasons, I have a significant interest in the drawing of the Sixth Congressional District in Wisconsin's upcoming redistricting process, as this will determine which of Wisconsin's citizens I will represent in the U.S. House of Representatives, should I win reelection in 2022.

## FURTHER AFFIANT SAYETH NOT

**REP. GLENN GROTHMAN** 

### SWORN AND SUBSCRIBED BEFORE ME

This day of October, 2021

Notary Public,

State of Wisconsin



My Commission expires:

## No. 2021AP1450

# In the Supreme Court of Wisconsin

BILLIE JOHNSON, ERIC O'KEEFE, ED PERKINS, and RONALD ZAHN, PETITIONERS,

v.

WISCONSIN ELECTIONS COMMISSION, MARGE BOSTELMANN in her official capacity as a member of the Wisconsin Elections
Commission, JULIE GLANCEY in her official capacity as a member of the Wisconsin Elections Commission, ANN JACOBS in her official capacity as a member of the Wisconsin Elections Commission, DEAN KNUDSON in his official capacity as a member of the Wisconsin Elections Commission, ROBERT SPINDELL, JR. in his official capacity as a member of the Wisconsin Elections Commission and MARK THOMSEN in his official capacity as a member of the Wisconsin Elections Commission, DEAN

RESPONDENTS.

On Petition To The Supreme Court To Take Jurisdiction Of An Original Action

AFFIDAVIT OF CONGRESSMEN BRYAN STEIL

STATE OF Wisconsin

COUNTY OF Rock ) ss.

Congressman Bryan Steil, being duly sworn on oath, deposes and says:

 I am a duly elected member of the U.S. House of Representatives, representing Wisconsin's First Congressional District.

2. I also reside within Wisconsin's First Congressional District.
3. As the First Congressional District's duly elected Representative, I have a substantial interest in my District and a significant relationship with my constituents. Since it is my duty as a Congressman to, among other things, serve my constituents and support legislation in Congress that will be to their benefit, I have invested substantial time and resources to understand their needs.

4. Further, I plan to run for reelection to the U.S. House of Representatives in 2022 to continue to serve as the Representative of Wisconsin's First Congressional District.

5. For these reasons, I have a significant interest in the drawing of the First Congressional District in Wisconsin's upcoming redistricting process, as this will determine which of Wisconsin's citizens I will represent in the U.S. House of Representatives, should I win reelection in 2022.

## FURTHER AFFIANT SAYETH NOT

云

**REP. BRYAN STEIL** 

SWORN AND SUBSCRIBED BEFORE ME

This 6 day of October, 2021

Rich Zipperer Public, Notary Public, State of <u>Wisconsin</u>

## No. 2021AP1450

# In the Supreme Court of Wisconsin

BILLIE JOHNSON, ERIC O'KEEFE, ED PERKINS, and RONALD ZAHN, PETITIONERS,

v.

WISCONSIN ELECTIONS COMMISSION, MARGE BOSTELMANN in her official capacity as a member of the Wisconsin Elections
Commission, JULIE GLANCEY in her official capacity as a member of the Wisconsin Elections Commission, ANN JACOBS in her official capacity as a member of the Wisconsin Elections Commission, DEAN KNUDSON in his official capacity as a member of the Wisconsin Elections Commission, ROBERT SPINDELL, JR. in his official capacity as a member of the Wisconsin Elections Commission and MARK THOMSEN in his official capacity as a member of the Wisconsin Elections Commission, DEAN

RESPONDENTS.

On Petition To The Supreme Court To Take Jurisdiction Of An Original Action

AFFIDAVIT OF CONGRESSMAN TOM TIFFANY

STATE OF Wisconsun ) ss. COUNTY OF One iclo

Congressman Tom Tiffany, being duly sworn on oath, deposes and says:

 I am a duly elected member of the U.S. House of Representatives, representing Wisconsin's Seventh Congressional District.

2. I also reside within Wisconsin's Seventh Congressional District.

3. As the Seventh Congressional District's duly elected Representative, I have a substantial interest in my District and a significant relationship with my constituents. Since it is my duty as a Congressman to, among other things, serve my constituents and support legislation in Congress that will be to their benefit, I have invested substantial time and resources to understand their needs.

4. Further, I plan to run for reelection to the U.S. House of Representatives in 2022 to continue to serve as the Representative of Wisconsin's Seventh Congressional District.

5. For these reasons, I have a significant interest in the drawing of the Seventh Congressional District in Wisconsin's upcoming redistricting process, as this will determine which of Wisconsin's citizens I will represent in the U.S. House of Representatives, should I win reelection in 2022.

## FURTHER AFFIANT SAYETH NOT

thomas t REP. TOM TIFFANY

## SWORN AND SUBSCRIBED BEFORE ME

This 6 day of October, 2021

min M Bucklew

Notary Public,

State of Wisconsch



My Commission expires: 11/18/2024

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## No. 2021AP1450

# In the Supreme Court of Wisconsin

BILLIE JOHNSON, ERIC O'KEEFE, ED PERKINS, and RONALD ZAHN, PETITIONERS,

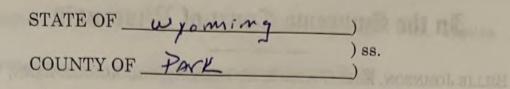
v.

WISCONSIN ELECTIONS COMMISSION, MARGE BOSTELMANN in her official capacity as a member of the Wisconsin Elections
Commission, JULIE GLANCEY in her official capacity as a member of the Wisconsin Elections Commission, ANN JACOBS in her official capacity as a member of the Wisconsin Elections Commission, DEAN KNUDSON in his official capacity as a member of the Wisconsin Elections Commission, ROBERT SPINDELL, JR. in his official capacity as a member of the Wisconsin Elections Commission and MARK THOMSEN in his official capacity as a member of the Wisconsin Elections Commission, DEAN

RESPONDENTS.

On Petition To The Supreme Court To Take Jurisdiction Of An Original Action

AFFIDAVIT OF CONGRESSMAN SCOTT L. FITZGERALD



Congressman Scott L. Fitzgerald, being duly sworn on oath, deposes and says:

1. I am a duly elected member of the U.S. House of Representatives, representing Wisconsin's Fifth Congressional District.

2. I also reside within Wisconsin's Fifth Congressional District.

3. As the Fifth Congressional District's duly elected Representative, I have a substantial interest in my District and a significant relationship with my constituents. Since it is my duty as a Congressman to, among other things, serve my constituents and support legislation in Congress that will be to their benefit, I have invested substantial time and resources to understand their needs.

4. Further, I plan to run for reelection to the U.S. House of Representatives in 2022 to continue to serve as the Representative of Wisconsin's Fifth Congressional District.

5. For these reasons, I have a significant interest in the drawing of the Fifth Congressional District in Wisconsin's

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upcoming redistricting process, as this will determine which of Wisconsin's citizens I will represent in the U.S. House of Representatives, should I win reelection in 2022.

FURTHER AFFIANT SAYETH NOT

REP. SCOTT L. FITZGERALD

SWORN AND SUBSCRIBED BEFORE ME

This 5th day of October, 2021

Notary Public

State of Wyomin



My Commission expires: March 8th 25

### UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WISCONSIN

Lisa Hunter, Jacob Zabel, Jennifer Oh, John Persa, Geraldine Schertz, <i>and</i> Kathleen Qualheim,	
Plaintiffs,	
Billie Johnson, Eric O'Keefe, Ed Perkins, and	
Ronald Zahn,	
Proposed Intervenor-Plaintiffs,	
υ.	
Marge Bostelmann, Julie M. Glancey, Ann S. Jacobs, Dean Knudson, Robert F. Spindell, Jr., and Mark L. Thomsen, in their official capacities as members of the Wisconsin Elections Commission,	Case No. 3:21-cv-512-jdp-ajs-e
Defendants,	
The Wisconsin Legislature,	
Intervenor-Defendant,	
Congressmen Glenn Grothman, Mike Gallagher, Bryan Steil, Tom Tiffany, <i>and</i> Scott	

Fitzgerald,

Proposed Intervenor-Defendants.

## DECLARATION OF CONGRESSMAN GLENN GROTHMAN

-eec

Congressman Glenn Grothman, declares as follows:

1. I am a duly elected member of the U.S. House of Representatives, representing Wisconsin's Sixth Congressional District.

2. I also reside within Wisconsin's Sixth Congressional District.

3. As the Sixth Congressional District's duly elected Representative, I have a substantial interest in my District and a significant relationship with my constituents. Since it is my duty as a Congressman to, among other things, serve my constituents and support legislation in Congress that will be to their benefit, I have invested substantial time and resources to understand their needs.

4. Further, I plan to run for reelection to the U.S. House of Representatives in 2022 to continue to serve as the Representative of Wisconsin's Sixth Congressional District.

5. For these reasons, I have a significant interest in the drawing of the Sixth Congressional District in Wisconsin's upcoming redistricting process, as this will determine which of Wisconsin's citizens I will represent in the U.S. House of Representatives, should I win reelection in 2022. I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 26th day of August, 2021.

<u>/s/ Rep. Glenn Grothman</u> REP. GLENN GROTHMAN

### UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WISCONSIN

Lisa Hunter, Jacob Zabel, Jennifer Oh, John Persa, Geraldine Schertz, <i>and</i> Kathleen Qualheim,	
Plaintiffs,	
Billie Johnson, Eric O'Keefe, Ed Perkins, and	
Ronald Zahn,	
Proposed Intervenor-Plaintiffs,	
υ.	
Marge Bostelmann, Julie M. Glancey, Ann S. Jacobs, Dean Knudson, Robert F. Spindell, Jr., and Mark L. Thomsen, in their official capacities as members of the Wisconsin Elections Commission,	Case No. 3:21-cv-512-jdp-ajs-e
Defendants,	
The Wisconsin Legislature,	
Intervenor-Defendant,	
Congressmen Glenn Grothman, Mike Gallagher, Bryan Steil, Tom Tiffany, <i>and</i> Scott	

Fitzgerald,

Proposed Intervenor-Defendants.

## DECLARATION OF CONGRESSMAN MIKE GALLAGHER

-eec

Congressman Mike Gallagher, declares as follows:

1. I am a duly elected member of the U.S. House of Representatives, representing Wisconsin's Eighth Congressional District.

2. I also reside within Wisconsin's Eighth Congressional District.

3. As the Eighth Congressional District's duly elected Representative, I have a substantial interest in my District and a significant relationship with my constituents. Since it is my duty as a Congressman to, among other things, serve my constituents and support legislation in Congress that will be to their benefit, I have invested substantial time and resources to understand their needs.

4. Further, I plan to run for reelection to the U.S. House of Representatives in 2022 to continue to serve as the Representative of Wisconsin's Eighth Congressional District.

5. For these reasons, I have a significant interest in the drawing of the Eighth Congressional District in Wisconsin's upcoming redistricting process, as this will determine which of Wisconsin's citizens I will represent in the U.S. House of Representatives, should I win reelection in 2022.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 27th day of August, 2021.

<u>/s/ Rep. Mike Gallagher</u> REP. MIKE GALLAGHER

### UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WISCONSIN

Lisa Hunter, Jacob Zabel, Jennifer Oh, John Persa, Geraldine Schertz, <i>and</i> Kathleen Qualheim,	
Plaintiffs,	
Billie Johnson, Eric O'Keefe, Ed Perkins, and	
Ronald Zahn,	
Proposed Intervenor-Plaintiffs	
υ.	
Marge Bostelmann, Julie M. Glancey, Ann S. Jacobs, Dean Knudson, Robert F. Spindell, Jr., and Mark L. Thomsen, in their official capacities as members of the Wisconsin Elections Commission,	Case No. 3:21-cv-512-jdp-ajs-ee
Defendants,	
The Wisconsin Legislature,	
Intervenor-Defendant,	
Congressmen Glenn Grothman, Mike Gallagher, Bryan Steil, Tom Tiffany, <i>and</i> Scott Fitzgerald,	

Proposed Intervenor-Defendants.

## DECLARATION OF CONGRESSMAN BRYAN STEIL

Congressman Bryan Steil, declares as follows:

1. I am a duly elected member of the U.S. House of Representatives, representing Wisconsin's First Congressional District.

2. I also reside within Wisconsin's First Congressional District.

3. As the First Congressional District's duly elected Representative, I have a substantial interest in my District and a significant relationship with my constituents. Since it is my duty as a Congressman to, among other things, serve my constituents and support legislation in Congress that will be to their benefit, I have invested substantial time and resources to understand their needs.

4. Further, I plan to run for reelection to the U.S. House of Representatives in 2022 to continue to serve as the Representative of Wisconsin's First Congressional District.

5. For these reasons, I have a significant interest in the drawing of the First Congressional District in Wisconsin's upcoming redistricting process, as this will determine which of Wisconsin's citizens I will represent in the U.S. House of Representatives, should I win reelection in 2022. I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 24th day of August, 2021.

<u>/s/ Rep. Bryan Steil</u> REP. BRYAN STEIL

## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WISCONSIN

Lisa Hunter, Jacob Zabel, Jennifer Oh, John Persa, Geraldine Schertz, <i>and</i> Kathleen Qualheim,	
Plaintiffs,	
Billie Johnson, Eric O'Keefe, Ed Perkins, and	
Ronald Zahn,	
Proposed Intervenor-Plaintiffs,	
υ.	
Marge Bostelmann, Julie M. Glancey, Ann S. Jacobs, Dean Knudson, Robert F. Spindell, Jr., and Mark L. Thomsen, in their official capacities as members of the Wisconsin Elections Commission,	Case No. 3:21-cv-512-jdp-ajs-e
Defendants,	
The Wisconsin Legislature,	
Intervenor-Defendant,	
Congressmen Glenn Grothman, Mike Gallagher, Bryan Steil, Tom Tiffany, <i>and</i> Scott	

Fitzgerald,

Proposed Intervenor-Defendants.

## DECLARATION OF CONGRESSMAN TOM TIFFANY

-eec

Congressman Tom Tiffany, declares as follows:

1. I am a duly elected member of the U.S. House of Representatives, representing Wisconsin's Seventh Congressional District.

2. I also reside within Wisconsin's Seventh Congressional District.

3. As the Seventh Congressional District's duly elected Representative, I have a substantial interest in my District and a significant relationship with my constituents. Since it is my duty as a Congressman to, among other things, serve my constituents and support legislation in Congress that will be to their benefit, I have invested substantial time and resources to understand their needs.

4. Further, I plan to run for reelection to the U.S. House of Representatives in 2022 to continue to serve as the Representative of Wisconsin's Seventh Congressional District.

5. For these reasons, I have a significant interest in the drawing of the Seventh Congressional District in Wisconsin's upcoming redistricting process, as this will determine which of Wisconsin's citizens I will represent in the U.S. House of Representatives, should I win reelection in 2022. I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 30th day of August, 2021.

<u>/s/ Rep. Tom Tiffany</u> REP. TOM TIFFANY

## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WISCONSIN

Lisa Hunter, Jacob Zabel, Jennifer Oh, John Persa, Geraldine Schertz, <i>and</i> Kathleen Qualheim,	
Plaintiffs,	
Billie Johnson, Eric O'Keefe, Ed Perkins, and	
Ronald Zahn,	
Proposed Intervenor-Plaintiffs,	
υ.	
Marge Bostelmann, Julie M. Glancey, Ann S. Jacobs, Dean Knudson, Robert F. Spindell, Jr., and Mark L. Thomsen, in their official capacities as members of the Wisconsin Elections Commission,	Case No. 3:21-cv-512-jdp-ajs-e
Defendants,	
The Wisconsin Legislature,	
Intervenor-Defendant,	
Congressmen Glenn Grothman, Mike Gallagher, Bryan Steil, Tom Tiffany, <i>and</i> Scott	

Fitzgerald,

Proposed Intervenor-Defendants.

## DECLARATION OF CONGRESSMAN SCOTT L. FITZGERALD

-eec

Congressman Scott L. Fitzgerald, declares as follows:

1. I am a duly elected member of the U.S. House of Representatives, representing Wisconsin's Fifth Congressional District.

2. I also reside within Wisconsin's Fifth Congressional District.

3. As the Fifth Congressional District's duly elected Representative, I have a substantial interest in my District and a significant relationship with my constituents. Since it is my duty as a Congressman to, among other things, serve my constituents and support legislation in Congress that will be to their benefit, I have invested substantial time and resources to understand their needs.

4. Further, I plan to run for reelection to the U.S. House of Representatives in 2022 to continue to serve as the Representative of Wisconsin's Fifth Congressional District.

5. For these reasons, I have a significant interest in the drawing of the Fifth Congressional District in Wisconsin's upcoming redistricting process, as this will determine which of Wisconsin's citizens I will represent in the U.S. House of Representatives, should I win reelection in 2022. I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 29th day of August, 2021.

<u>/s/ Rep. Scott L. Fitzgerald</u> REP. SCOTT L. FITZGERALD