

STATE OF WISCONSIN CIRCUIT COURT WAUKESHA COUNTY
BRANCH 1

RICHARD TEIGEN, et al.,

Plaintiffs,

v.

Case No. 21-CV-958

WISCONSIN ELECTIONS COMMISSION,

Defendant

and

DEMOCRATIC SENATORIAL CAMPAIGN
COMMITTEE, DISABILITY RIGHTS
WISCONSIN, WISCONSIN FAITH VOICES FOR
JUSTICE, and LEAGUE OF WOMEN VOTERS
OF WISCONSIN,

Defendant-Intervenors.

**PLAINTIFFS' NOTICE OF MOTION AND
MOTION FOR PRELIMINARY INJUNCTION**

To: Wisconsin Elections Commission
c/o AAG Steve Kilpatrick
Wisconsin Department of Justice
17 W. Main Street
Madison, WI 53703

Democratic Senatorial Campaign Committee
c/o Charles G. Curtis
Perkins Coie, LLP
33 East Main Street, Suite 201
Madison, WI 53703

Disability Rights Wisconsin, Wisconsin Faith Voices for Justice, and
the League of Women Voters of Wisconsin

c/o Douglas M. Poland
Stafford Rosenbaum LLP
222 West Washington Avenue, Suite 900
P.O. Box 1784
Madison, WI 53701-1784

PLEASE TAKE NOTICE that on December 16, 2021 at 1:30 p.m., Plaintiffs Rick Teigen and Richard Thom will bring the following motion before the Honorable Michael Bohren, or any other judge sitting in his place, at the Waukesha County Courthouse, 515 W. Moreland Boulevard, Waukesha, WI 53188.

Pursuant to Wis. Stat. § 813.02, Plaintiffs hereby move this Court for an order: 1) enjoining Defendant from issuing any further rules or guidance inconsistent with Wisconsin's voting statutes; 2) suspending the use of WEC's Memos dated March 31, 2020 and August 19, 2020 pending a final resolution of the legal questions Plaintiffs have raised on the merits; and 3) directing Defendant to inform municipal clerks across the state within 10 days of this Court's order that the guidance reflected in those two Memos is suspended pending the result of this litigation.

The grounds for this motion are that Plaintiffs are likely to succeed on the merits of their claim and that Plaintiffs will suffer irreparable harm in the absence of a preliminary injunction while these issues are litigated on the merits. The support for this motion is set forth in the accompanying brief and materials filed herewith, as well as in Plaintiffs' summary judgment materials also filed on today's date.

Dated this 15th day of October, 2021.

Respectfully Submitted,

WISCONSIN INSTITUTE FOR LAW & LIBERTY

/s/ Electronically signed by Katherine D. Spitz

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Brian W. McGrath (WI Bar No. 1016840)

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