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**DISTRICT II/IV**

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**COURT OF APPEALS**

October 10, 2022

To:

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 Circuit Court Judge  
 Electronic Notice

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 Clerk of Circuit Court  
 Waukesha County Courthouse  
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You are hereby notified that the Court has entered the following order:

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2022AP1720-LV	Nancy Kormanik v. Wisconsin Elections Commission (L.C. # 2022CV1395)
2022AP1727-LV	Nancy Kormanik v. Wisconsin Elections Commission (L.C. # 2022CV1395)

Before Blanchard, P.J., Kloppenburg, and Graham, JJ.

Intervenors-Defendants Democratic National Committee (DNC) and Rise, Inc. have filed petitions seeking leave to appeal the circuit court's October 7, 2022 temporary injunction order requiring the Wisconsin Elections Commission (WEC) to withdraw certain guidance governing

aspects of the absentee-voting process currently underway, and request this court to stay the circuit court's order pending appeal. The petitioners also seek temporary relief pending our decision on whether to grant the petitions for leave to appeal. WEC has filed a letter indicating that it joins the Intervenor-Defendants' requests for relief and specified arguments made by the Intervenor-Defendants. The respondent has filed a response that opposes the stay request by DNC.

The order the petitioners seek leave to appeal states that WEC must comply with the order by 7:00 p.m. today. Due to the urgent nature of the matter sought to be reviewed, and in order to maintain the status quo while we consider the parties' arguments, we will grant a temporary stay pending our decision on whether to grant leave to appeal. *See* WIS. STAT. RULE 809.52 (this court may grant temporary relief pending a petition for leave to appeal "upon the terms and conditions it considers appropriate"). To assist this court with expediting a decision on the petitions, we shorten the time for the respondent to file her response to the petitions to noon on October 12, 2022.

If any party wishes to submit any additional materials for this court to review when considering whether to grant the petitions for leave to appeal or whether to extend the temporary stay we issue today, the deadline to do so is 12:00 p.m. on October 12, 2022. We advise the parties that this court does not have electronic access to any documents or other materials filed in the circuit court; if a party wishes us to consider documents or materials filed during the circuit court proceedings, it should submit those documents directly to this court in an appendix. Finally, the petitioners shall provide this court with an update on the status regarding the preparation of transcripts of the October 5, 2022 circuit court hearing and any other pertinent proceedings.

Therefore,

IT IS ORDERED that the circuit court's October 7, 2022 order is temporarily stayed pending our decision on whether to grant the petitions for leave to appeal.

IT IS FURTHER ORDERED that the respondent shall respond to the pending petitions by 12:00 p.m. on October 12, 2022. Any parties wishing to submit additional materials for our consideration on whether to grant the petitions shall submit that material by 12:00 p.m. on October 12, 2022.

IT IS FURTHER ORDERED that the petitioners shall provide this court with an update on the status regarding the preparation of transcripts of the October 5, 2022 circuit court hearing and any other pertinent proceedings by 12:00 p.m. on October 12, 2022.

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*Sheila T. Reiff*  
*Clerk of Court of Appeals*