

STATE OF WISCONSIN CIRCUIT COURT WAUKESHA COUNTY
BRANCH 3

MICHAEL J. GABLEMAN,

Petitioner,

v.

Case No. 2021-CV-1710

Code: Unclassified

ERIC GENRICH, et al.

Respondents.

**RESPONDENTS' NOTICE OF MOTION AND EXPEDITED MOTION TO ADJOURN
THE BRIEFING SCHEDULE**

To: *All counsel of record* (via e-filing).

PLEASE TAKE NOTICE that Respondents Mayor Satya Rhodes-Conway and Mayor Eric Genrich, by and through their undersigned counsel, will and hereby do move this Honorable Court for an Order adjourning the briefing schedule in this matter.

The bases of this motion are as follows:

1. Michael Gableman ("Gableman") initiated this case by filing two petitions for writs "of Attachment of the Person" on November 29, 2021, naming the mayors of the cities of Madison and Green Bay as respondents. [Dkt. Nos. 1, 5].
2. On January 21, 2022, at a hearing with counsel for the parties present, this Court established a briefing schedule regarding Gableman's requests for writs, with Gableman's brief due on February 21, 2022, the Respondents' briefs due on March 21, and any reply due on April 1. The Court later confirmed this schedule in a written notice. [Dkt. No. 64].

3. On February 18, Gableman filed, without leave of Court, an “Amended Petition.” The Amended Petition purported to name eight additional individual respondents. They included employees and officials from the Wisconsin Elections Commission, the Wisconsin Department of Enterprise Technology, and the cities of Racine and Milwaukee. [Dkt. No. 75].

4. Gableman filed a brief on February 21, which includes mention of these additional respondents. [Dkt. No. 76, p. 5].

5. Since then, the additional respondents have all written to the Court, indicating that they wish to be heard. [Dkt. Nos. 83, 85, 88].

6. The Court recently scheduled another scheduling conference for April 1, 2022 at 9:00 a.m. [Dkt. No. 93].

7. Considering the upcoming scheduling conference, and to avoid unnecessarily overlapping and piecemeal briefing and argument, Respondents Mayor Satya Rhodes-Conway and Mayor Eric Genrich respectfully request that this Court adjourn the current briefing schedule.

8. This request is not made to unnecessarily delay these proceedings. Rather, in light of Gableman’s decision to file an Amended Petition, and the numerous issues raised by that filing and the original petitions, the Respondents believe justice will best be served by unified briefing deadlines to give the Court the opportunity to receive written and oral argument on a single schedule. Accordingly, the Respondents will abide by any briefing schedule set by the Court.

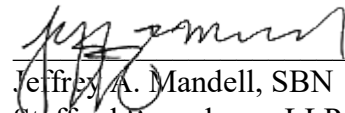
9. Because the next deadline is currently set for March 21, 2022, the undersigned respectfully request that the Court address this motion on an expedited basis.

WHEREFORE, Respondents Mayor Satya Rhodes-Conway and Mayor Eric Genrich respectfully request that this Honorable Court enter an Order adjourning the briefing schedule in this matter pending the scheduling conference set for April 1, 2022.

Dated March 15, 2022

Respectfully submitted,

STAFFORD ROSENBAUM LLP



Jeffrey A. Mandell, SBN 1100406
Stafford Rosenbaum LLP
P.O. Box 1784
Madison, WI 53701-1784
jmandell@staffordlaw.com
608.256.0226

LAW FORWARD, INC.

Daniel S. Lenz, SBN 1082058
LAW FORWARD, INC.
P.O. Box 326
Madison, WI 53703-0326
dlenz@lawforward.org
608.556.9120



Michael R. Haas, SBN 1020889
Office of the City Attorney
Room 400, City-County Building
210 Martin Luther King, Jr. Blvd.
Madison, Wisconsin 53703
mhaas@cityofmadison.com
608.266.4511