

Sean Young

From: Kawski, Clayton P. <kawskicp@doj.state.wi.us>
Sent: Thursday, September 26, 2013 11:54 AM
To: Sean Young
Cc: Idupuis@aclu-wi.org; krotker@aclu-wi.org; Steiner, Neil; Princ, Diane; Dale Ho; Laughlin McDonald; Lennington, Daniel P.; Lazar, Maria S.; Gibson, Charlotte J.
Subject: RE: Activity in Case 2:11-cv-01128-LA Frank et al v. Walker et al Brief in Opposition to Motion

Hi Sean,

I renew my request that Plaintiffs re-file their memorandum and formally withdraw one of their declarations to conform with the Local Rule.

Thank you,

Clay

Clayton P. Kawski
Assistant Attorney General
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From: Sean Young [mailto:syoung@aclu.org]
Sent: Thursday, September 26, 2013 10:51 AM
To: Kawski, Clayton P.
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Subject: RE: Activity in Case 2:11-cv-01128-LA Frank et al v. Walker et al Brief in Opposition to Motion



Clay,

You chose to bring an Expedited Civil Local Rule 7(h) motion on what Judge Adelman clearly indicated was a complex issue, and rather than seeking fuller briefing, we submitted a brief which we believe is fully within the confines of the rule. We think that burdening the Court and the clerk with this technical, non-substantive issue is a waste of time. But if you feel very strongly about this issue, we can consider filing a memorandum that cites to only one declaration if that will satisfy you.

Keep in mind, however, that none of the substance will change. We could easily just cite directly to the relevant websites rather than to an attorney declaration.

Sean

Sean Young

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Sent: Thursday, September 26, 2013 9:21 AM
To: Sean Young
Cc: ldupuis@aclu-wi.org; krotker@aclu-wi.org; Steiner, Neil; Princ, Diane; Dale Ho; Laughlin McDonald; Lennington, Daniel P.; Lazar, Maria S.; Gibson, Charlotte J.
Subject: FW: Activity in Case 2:11-cv-01128-LA Frank et al v. Walker et al Brief in Opposition to Motion

Hi Sean,

We received Plaintiffs' memorandum in opposition to Defendants' Civil L.R. 7(h) Expedited Non-Dispositive Motion to Compel the Production of Complete and Un-redacted Survey Data yesterday. Plaintiffs filed two declarations (and a couple of exhibits) with the memorandum.

You may not be aware, but Civil Local Rule 7(h) permits the respondent to file only a single declaration with the memorandum. Civil L.R. 7(h)(2) ("The respondent may file with its memorandum an affidavit or declaration . . ."). In light of the fact that Plaintiffs filed two declarations, I am requesting that Plaintiffs withdraw their memorandum and one of the declarations and re-file the memorandum so that it references only one of the declarations. Given that the Court could review the motion this morning, I request that you do so immediately, but no later than Noon today.

Thank you,

Clay

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From: ecfmaster@wied.uscourts.gov [<mailto:ecfmaster@wied.uscourts.gov>]
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United States District Court

Eastern District of Wisconsin

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The following transaction was entered by Young, Sean on 9/25/2013 at 4:27 PM CDT and filed on 9/25/2013

Case Name: Frank et al v. Walker et al

Case Number: [2:11-cv-01128-LA](#)

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Pamela Dukes
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Document Number: [142](#)

Docket Text:

BRIEF in Opposition filed by All Plaintiffs re [136] Rule 7(h) Expedited Non-Dispositive MOTION to Compel the Production of Complete and Un-redacted Survey Data . (Young, Sean)

2:11-cv-01128-LA Notice has been electronically mailed to:

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2:11-cv-01128-LA Notice has been delivered by other means to:

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