

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WISCONSIN**

RUTHELLE FRANK, et al., on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

SCOTT WALKER, in his official capacity as
Governor of the State of Wisconsin, et al.,

Defendants.

Civil Action No. 2:11-cv-01128 (LA)

DECLARATION OF LAURENCE J. DUPUIS

I, Laurence J. Dupuis, pursuant to 28 U.S.C. § 1746, hereby declare as follows:

1. I am one of the attorneys for the Plaintiffs in the above-captioned action. I submit this Declaration in support of Plaintiffs' Civil L. R. 7(h) Expedited Non-Dispositive Motion for Clarification of the Stipulated Protective Order.

2. I make this Declaration based on my own personal knowledge and based on the sources described herein, true and correct copies of which are attached hereto.

3. Attached as Exhibit A hereto is a true and correct copy of email correspondence between Ryan Wolf, an attorney at Dechert LLP ("Dechert"), counsel for Plaintiffs, and Jody J. Schmelzer, counsel for Defendants.

4. On July 13, 2017, I attended a telephonic meet and confer session with Jodi J. Schmelzer. Present for Plaintiffs were myself and attorneys from Dechert, Ryan Wolf and Negin Hadaghian.

5. During this session, Plaintiffs in good faith attempted to resolve the dispute about whether Plaintiffs could contact individuals identified using documents produced by Defendants. Plaintiffs informed Defendants that they wished to contact a relatively small number of people who appeared to have information directly relevant to the case and that, although they would be using the information to contact those individuals, they would not be disclosing that information to anyone.

6. Defendants claimed that Plaintiffs' contemplated use of the materials would potentially implicate Wis. Stat. §§ 85.103, 343.50(8)(b), 939.61 and the Driver's Privacy Protection Act ("DPPA"), 18 U.S.C. § 2721 *et seq.*; potentially result in liability for Defendants under Wis. Stat. § 939.61; and result in some ID applicants receiving unsolicited contact from forms they believed to be confidential. In response, Plaintiffs proposed to contact only those individuals who had indicated on the forms in Defendants' possession that they were willing to be contacted. Defendants nevertheless refused to agree to Plaintiffs' proposed usage of the underlying information. Plaintiffs informed Defendants that they would likely seek relief from this Court.

7. Attached as Exhibit B hereto is a true and correct copy of a document produced by Defendants to Plaintiffs as part of Defendants' document production, redacted to omit personally identifying and contact information of applicants for the ID Petition Process.

8. Attached as Exhibit C hereto is a true and correct copy of an email from counsel from Jody J. Schmelzer to Angela Liu, attorney at Dechert and counsel for Plaintiffs, dated June 15, 2017.

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

Dated: August 28, 2017

/s/ Laurence J. Dupuis
Laurence J. Dupuis
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General Information

Court	United States District Court for the Eastern District of Wisconsin; United States District Court for the Eastern District of Wisconsin
Federal Nature of Suit	Civil Rights - Voting[441]
Docket Number	2:11-cv-01128