

EXHIBIT A

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

BRENDA WELLS, 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)

[PROPOSED] SUPPLEMENTAL COMPLAINT

Plaintiffs bring this supplemental complaint to allege the following:

1. Since the filing of the original and First Amended complaints, Brenda Wells, an eligible Wisconsin voter who lacks accepted photo ID, has tried but been unable to obtain accepted photo ID.
2. As a consequence of the foregoing, Ms. Wells was denied the right to vote in one or more elections in Wisconsin, including in the 2016 Presidential election.
3. Brenda Wells is a 53 year old resident of Wisconsin, and a registered, eligible voter who has voted in Wisconsin elections in the past. She is African American and was born in Mississippi, but has lived in Wisconsin since her childhood. She has limited literacy and health challenges which make it difficult for her to get to various agencies.
4. In the summer of 2016, Ms. Wells went to DMV to try to get an ID card to vote, but DMV told her that she needed the birth certificate to get an ID card. Ms. Wells does not have her Mississippi birth certificate. Ms. Wells also lacks a social security card.
5. During the period leading up to the elections, Ms. Wells did not see or hear any

advertisements about the voter ID law, or what she needed to do to get ID to vote. Ms. Wells does not use a computer and thus did not see any online material that the state may have distributed.

6. On Election Day, 2016, Ms. Wells went to the polls with her old Milwaukee County photo ID card, hoping to use that to vote. Because this ID was not accepted, she had to complete a provisional ballot.
7. After that, her brother took her to DMV, but DMV did not give her any document she could take back to the polls that day to cure her provisional ballot.
8. At some point after Election Day, Ms. Wells got mail from DMV, but it was not an ID card. Instead it was a piece of paper – apparently an IDPP receipt - but Ms. Wells did not understand what the paper was for or that she needed to take additional steps by the Friday after the election in order to have her vote counted.
9. Ms. Wells’ provisional ballot was never cured and so her vote was never counted.
10. Ms. Wells returned to DMV in December 2016, but DMV again told her that she could not get a state ID card without her birth certificate.
11. Ms. Wells still has not received a permanent Wisconsin state ID card.
12. Due to her lack of an accepted photo ID and her lack of a birth certificate, Ms. Wells is a member of Plaintiffs’ Class 1.
13. Defendants intentionally have failed, and continue to fail, to conduct meaningful public education and outreach efforts needed to inform eligible Wisconsin voters of the specific requirements for voting and about how to obtain the forms of identification necessary to do so, and about exceptions and exemptions in the law. Upon information and belief, the state conducted virtually no community outreach before the 2016 Presidential election and only

extremely limited publicity – much of it on the internet, to which many low income persons lack meaningful access.

14. Upon information and belief, as a result of the woeful lack of public education and outreach, thousands of eligible voters throughout Wisconsin do not understand whether they have the correct ID they need to vote and if not, what they need to do to obtain such ID.
15. Upon information and belief, the law has consequently prevented and deterred thousands of eligible voters throughout Wisconsin from voting.
16. Defendants intentionally have failed, and continue to fail, to ensure uniform, non-arbitrary treatment of voters during the state ID card application process. Upon information and belief, Defendants have continued and may have increased efforts, especially before the 2016 Presidential election, to issue ID cards or IDPP receipts to virtually anyone brought to their attention by certain voting advocates – regardless of whether such voters would qualify for the IDPP program or an ID card under Defendants’ own rules and procedures - while failing and refusing to issue the same documents to voters who were not assisted by such advocates.
17. Upon information and belief, as a result of the disparate treatment by DMV, eligible voters throughout Wisconsin have been denied a document they need to vote based upon their lack of connection with an outside advocate.
18. Subsequent to the filing of the complaints in this case, Plaintiffs Anthony Judd and Nancy Lea Wilde passed away.¹ These Plaintiffs therefore must be dismissed from this case.

¹ The Court was previously notified that Plaintiff Ruthelle Frank also passed away in 2017. In light of that, Plaintiffs also have amended the caption in the proposed Supplemental Complaint to include Brenda Wells as the lead named Plaintiff.

19. Subsequent to the filing of the complaints in this case, Plaintiff Anna Shea moved away from Wisconsin, Plaintiff Andrew Voegele has made plans to move away from Wisconsin in the near future, and Plaintiff Frank Ybarra developed health challenges. These Plaintiffs request that they be permitted to withdraw from the case and should be dismissed from this case.

Wherefore, Plaintiffs request that the Court permit filing of this supplemental complaint, permit Ms. Wells to join this case as a Plaintiff, and dismiss Plaintiffs Shea, Voegele, and Ybarra from this case.

Respectfully submitted this 28th day of December, 2017,

/s/ Karyn Rotker

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General Information

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Federal Nature of Suit	Civil Rights - Voting[441]
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