

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WISCONSIN

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WILLIAM WHITFORD, et al.

Plaintiffs,

v.

Case No. 3:15-CV-00421-jdp

BEVERLY R. GILL, et al.,

Defendants;

and

THE WISCONSIN STATE ASSEMBLY,

Intervenor-Defendant.

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**DECLARATION OF TAYLOR A.R. MEEHAN**

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I, Taylor A.R. Meehan, hereby declare as follows:

1. I am over eighteen years of age and am competent to testify as to the matters set forth in this declaration based upon my own personal knowledge.

2. I am an attorney at Bartlit Beck LLP, counsel for the Wisconsin State Assembly.

3. On May 29, 2019, Doug Poland, counsel for the Plaintiffs, informed the Assembly's counsel over the telephone that the Plaintiffs oppose this motion.

4. Attached as Exhibit 1 is a true and correct copy of “Plaintiffs’ Amended Disclosures,” dated May 15, 2019.

5. Attached as Exhibit 2 is a true and correct copy of “Plaintiffs’ Rule 26(a)(1) Initial Disclosures,” dated October 7, 2015.

6. Attached as Exhibit 3 is a true and correct copy of “Certain Plaintiffs’ Supplemental Disclosures,” dated September 28, 2018.

7. Attached as Exhibit 4 is a true and correct copy of “Certain Plaintiffs’ Rule 26(a)(1) Initial Disclosures,” dated September 28, 2018.

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

Executed on May 31, 2019 in Chicago, Illinois.

/s/ Taylor A. R. Meehan

Taylor A.R. Meehan

# Exhibit 1

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN**

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WILLIAM WHITFORD, et al.,

Plaintiffs,

No. 15-cv-421-jdp

v.

BEVERLY R. GILL, et al.,

Defendants;

and

THE WISCONSIN STATE ASSEMBLY

Intervenor-Defendant.

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**PLAINTIFFS' AMENDED DISCLOSURES**

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In accordance with Fed. R. Civ. P. 26(a)(2)(E), Plaintiffs<sup>1</sup> provide the following amended disclosures:

1. Rule 26(a)(1)(A)(i) – the name and address and telephone number of each individual likely to have discoverable information that the disclosing party may use, along with the subjects of that information, that the disclosing party may use to support its claims or defenses:
  - a) Hon. Robin Vos, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-3378. Subjects of information: Partisan bias and intent during the drafting and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.

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<sup>1</sup> These amended disclosures are made by all 40 individual Plaintiffs in this case. These disclosures supplement the Plaintiffs' previous initial disclosures made on or about October 7, 2015 and September 28, 2018.

- b) Hon. Scott Fitzgerald, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-5660. Subjects of information: Partisan bias and intent during the drafting and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- c) Rich Zipperer, North Tower, 6<sup>th</sup> Floor, Hill Farms State Office Building, 4822 Madison Yards Way, Madison, Wisconsin; (608) 266-5481. Subjects of information: Partisan bias and intent during drafting and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- d) Jeff M. Fitzgerald, former Speaker of the Assembly, last known address: c/o Paladin Consulting Group, 1 South Pinckney Street, Suite 318, Madison, Wisconsin; (608) 467-7933. Subjects of information: Partisan bias and intent during the drafting and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- e) Adam Foltz, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-3387. Subjects of information: Partisan bias and intent and measures of partisan effect used during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- f) Tad Ottman, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-5660. Subjects of information: Partisan bias and intent and measures of partisan effect used during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- g) Kevin Kennedy, Kennedy Election Law Services, 41 Rough Lee Court, Madison, Wisconsin; (608) 843-8683. Subjects of information: Partisan bias and intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- h) Joe Handrick, 201 E. Washington Ave. (GEF-1), Madison, Wisconsin; (608) 266-0946. Subjects of information: Partisan bias and intent and measures of partisan effect used during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- i) Ken Mayer, PhD, Department of Political Science, University of Wisconsin Madison, 201D North Hall, Madison, Wisconsin; (608) 263-2286. Subjects of information: Professor Mayer was the Plaintiffs' expert witness and his initial opinions are reflected in Exhibit 2 to the Complaint filed in this action on July 8, 2015 and he will serve as an expert witness for the Plaintiffs' expert providing supplemental reports and rebuttal reports that will be timely disclosed to the Parties of this consolidated case in accordance with Fed. R. Civ. P. 26(a)(2)(B) and with subsequent scheduling orders entered by the Court. Additional expert reports, including supplemental and rebuttal reports, will be timely disclosed to the Parties of this case in accordance with

Fed. R. Civ. P. 26(a)(2)(B), and with subsequent scheduling orders entered by the Court.

- j) Simon Jackman, PhD, The United States Studies Centre at the University of Sydney, Institute Building (H03) City Rd, University of Sydney NSW 2006, Australia; +61 2 9351 7249. Subjects of information: Professor Jackman was the Plaintiffs' expert witness and his initial opinions are reflected in Exhibit 3 to the Complaint filed in this action on July 8, 2015 and he will serve as the Plaintiffs' expert providing supplemental reports and rebuttal reports that were timely disclosed to the Parties of this consolidated case in accordance with Fed. R. Civ. P. 26(a)(2)(B) and with subsequent scheduling orders entered by the Court.
- k) Eric McLeod, Husch Blackwell, 33 East Main Street, Suite 300, Madison, Wisconsin; (608) 234-6056. Subjects of information: Partisan bias and intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- l) James Troupis, Law Office, 4126 Timber Lane, Cross Plains, Wisconsin; (608) 833-8037. Subjects of information: Partisan bias and intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- m) Keith Gaddie, PhD, Department of Political Science, University of Oklahoma, 222 Dale Hall Tower, Norman, Oklahoma; (405) 325-4989. Subjects of information: Partisan bias and intent and measures of partisan effect used during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- n) Mark Lanterman, 601 Carlson Parkway, Suite 1250, Minnetonka, Minnesota; (952) 924-9920. Subjects of information: Forensic review of nine hard drives received from the Legislative Technology Services Bureau of the State of Wisconsin on February 27, 2013, that were produced pursuant to the Order of the Court in the case of *Baldus/Voces v. Brennan*, 11-CV-562 and 11-CV-1011, dated February 25, 2013.
- o) The 58 Republican members of the Wisconsin State Assembly identified in Exhibit 4 to the Complaint have knowledge of the secrecy agreement they signed entitled "Confidentiality and Nondisclosure Related to Reapportionment" and the unusual secret efforts to draw the Act 43 boundaries without giving them knowledge of the map as a whole and without allowing any participation by Democratic representatives or members of the public.
- p) The 40 Plaintiffs identified in the Amended Complaint. Plaintiffs may be contacted through their undersigned counsel. Certain Plaintiffs will testify as to how Act 43 violated their Fourteenth Amendment rights by inflicting district-specific harm by diluting their votes. Those Plaintiffs are identified in Exhibit 1, attached hereto. All Plaintiffs will testify as to how Act 43 violated their First Amendment associational rights.

- q) Jowei Chen, PhD, Department of Political Science, University of Michigan, 6735 Haven Hall, Ann Arbor, Michigan; (734) 763-2222. Professor Chen will be the Plaintiffs' expert witness. All expert reports, including supplemental and rebuttal reports, will be timely disclosed to the Parties of this case in accordance with Fed. R. Civ. P. 26(a)(2)(B), and with subsequent scheduling orders entered by the Court.
- r) The Wisconsin Assembly Democratic Campaign Committee ("ADCC"), including any affiliated individuals, staff and/or members, who will testify as to how Act 43 violated the ADCC's First Amendment organizational rights to associate, and individual members' First Amendment associational rights. The ADCC may be contacted through their counsel as identified in their Complaint filed on September 14, 2018, as *Wisconsin Assembly Democratic Campaign Committee v. Gill, et. al.*, Case No. 18-cv-763.

Plaintiffs amend their initial disclosures to identify the following individuals:

- s) Sandy Pasch, 2205 E. Stratford Ct., Shorewood, WI 53211; (414) 213-4761. Subjects of information: partisan bias and intent regarding Act 43 and/or specific districts, the partisan effect of Act 43, associational impacts of Act 43, and communities of interest.
- t) Amy Sue Vruwink, 9425 Flower Lane, Milladore, WI 54454; (715) 652-2909. Subjects of information: partisan bias and intent regarding Act 43 and/or specific districts, the partisan effect of Act 43, associational impacts of Act 43, and communities of interest.
- u) Dr. Brittany Keyes, 1611 E. Ridge Rd., Beloit, WI 53511. Subjects of information: the 2018 assembly race in AD 31, the partisan effect of Act 43, associational impacts of Act 43, the configuration of AD 31, and communities of interest.
- v) Peter Barca, Office of the Secretary, State of Wisconsin Department of Revenue, 2135 Rimrock Rd., P.O. Box 8933 Mail Stop 624-A, Madison, WI 53708-8933; (608) 266-6466. Subjects of information: Partisan bias and intent during the drafting and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011, the partisan effect of Act 43, and the associational impacts of Act 43.

2. Rule 26(a)(1)(A)(ii) - a copy or a description by category and location of all

documents that the Plaintiffs have in their possession, custody, or control and may use to support their claims or defenses:

- a) All of the documents or other materials subject to this Rule that the Plaintiffs may use are documents produced by the legislature, or defendants in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011, or are otherwise public

records within the meaning of Wisconsin's open records statute, §19.31, *et. seq* Wis. Stats., including census data and legislative proposals or enactments—or, if not public records, are not in plaintiffs' "*possession, custody or control*" and, therefore, not subject to the Rule. Rather, all records utilized by the Legislature in the process of drafting and enacting the legislative redistricting plans are in the possession, custody or control of the defendants or third parties, which are subject to the discovery process. Of those the foregoing documents, the following are currently identifiable and are disclosed accordingly.

- b) All documents identified and marked as exhibits during the depositions of Ronald Keith Gaddie, PhD, on January 24, 2012, and March 9, 2016, including but not limited to those particular portions of Professor Gaddie's hard drive that were used by him to predict the partisan performance of the legislative redistricting plan adopted by the Legislature on July 20, 2011, and designated portions of Professor Gaddie's deposition of March 9, 2016, that were used on May 24, 2016, as testimony during the trial.
- c) All documents identified and marked as exhibits during the depositions of Tad Ottman, on December 22, 2011, February 2, 2012, April 30, 2013, March 31, 2016, and trial testimony on May 25, 2016.
- d) All documents identified and marked as exhibits during the depositions of Adam Foltz, on December 21, 2011, February 1, 2012, April 30, 2013, and March 31, 2016, and trial testimony on May 24, 2016.
- e) All documents identified and marked as exhibits during the depositions of Joseph Handrick, on December 20, 2011, February 1, 2012, and April 30, 2013.
- f) All documents identified and marked as exhibits during the deposition of Eric McLeod, on February 5, 2013.
- g) All documents produced by the legislature on May 16, 2013, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered Legis000001 to Legis011003).
- h) All documents produced by the Troupis Law Office on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered TROUPISLAWOFFICE000001 to 000619).
- i) All documents produced by Michael Best & Friedrich on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered MBF000001 to 000038).
- j) All documents produced by Tad Ottman on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates

numbered TADOTTMANSUPPROD000001 to 000157) along with non-bates numbered electronic files simultaneously produced.

- k) All documents produced by Adam Foltz on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered ADAMFOLTZSUPPROD000001 to 000509) along with non-bates numbered electronic files simultaneously produced.
- l) All documents produced by Joseph Handrick January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered JOSEPHHANDRICKSUPPROD000001 to 000300) along with non-bates numbered electronic files simultaneously produced.
- m) The nine hard drives received by Mark Lanterman from the Legislative Technology Services Bureau of the State of Wisconsin on February 27, 2013, that were produced pursuant to the Order of the Court in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011, dated February 25, 2013.
- n) All documents, transcripts, court filings and exhibits filed with or tendered to the Court in *Whitford v. Gill*, W.D. Wis. Case No. 15-CV-421-bbc, including all transcripts of trial testimony and hearings, all exhibits offered and/or identified at trial, transcripts of all depositions taken and all exhibits identified at each deposition, and all documents or other materials produced during discovery by Plaintiffs or Defendants or in response to any subpoena.
- o) All documents in the possession of the Plaintiffs identified in Exhibit 1 relating to Plaintiffs' campaign donations, Plaintiffs' membership in a County and/or the State Democratic Party, and Plaintiffs' participation in elections and/or voting history.

3. Rule 26(a)(1)(A)(iii) – a computation of each category of damages sought by the Plaintiffs.

Plaintiffs do not seek monetary damages; rather, they seek only declaratory and injunctive relief and, upon the entry of an appropriate order, an award of attorneys' fees and costs pursuant to federal law.

4. Rule 26(a)(1)(A)(iv) – any insurance agreement under which an insurance company may be liable for all or part of a possible judgment:

Not applicable to Plaintiffs.

Dated: May 15, 2019.

/s/ Annabelle E. Harless

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*Attorneys for Plaintiffs*

<b>EXHIBIT 1 TO PLAINTIFFS' DISCLOSURES</b>					
<b>Name</b>	<b>Last Name</b>	<b>Address</b>	<b>City</b>	<b>Zip</b>	<b>Claim</b>
Graham	Adsit	314 Spring St.	Cambridge	53523	1st A, 14th A
Roger	Anclam	7928 S. Butterfly Rd.	Beloit	53511	1st A, 14th A
Warren	Braun	8220 Harwood Ave., Apt. 341	Wauwatosa	53213	1st A, 14th A
Hans	Breitenmoser	W6982 Joe Snow Rd.	Merrill	54452	1st A, 14th A
Judith	Brey	2101 Winfield Dr.	Reedsburg	53959	1st A, 14th A
Brent	Brigson	W3831 Southern Drive	West Salem	54669	1st A, 14th A
Emily	Bunting	13625 Goose Creek Rd.	Viola	54664	1st A
Sandra	Carlson-Kaye	511 N. 33rd Street	Milwaukee	53208	1st A, 14th A
Guy	Costello	1320 Manitowoc Ave.	Milwaukee	53172	1st A, 14th A
Timothy	Daley	1202 Vine Street	Union Grove	53182	1st A, 14th A
Margaret Leslie	DeMuth	N8016 County Road G	Lake Mills	53551	1st A
Daniel	Dieterich	1490 Evergreen Drive	Stevens Point	54482	1st A, 14th A
Mary Lynne	Donohue	418 Saint Clair Ave	Sheboygan	53081	1st A, 14th A
Leah	Dudley	2917 Wimbledon Way	Madison	53713	1st A, 14th A
Jennifer	Estrada	919 S 37th St	Manitowoc	54436	1st A, 14th A
Barbara	Flom	N7198 190th St	Knapp	54749	1st A, 14th A
Helen	Harris	6761 N. 109th St.	Milwaukee	53224	1st A, 14th A
Gail	Hohenstein	1823 Beethoven Drive	Green Bay	54311	1st A, 14th A
Wayne	Jensen	400 W. Main St.	Rochester	53167	1st A
Wendy Sue	Johnson	507 Indian Hills Dr.	Eau Claire	54703	1st A
Michael	Lecker	401 E Broadway Drive	Appleton	54913	1st A, 14th A
Elizabeth	Lentini	5525 N. Hollywood Ave	Whitefish Bay	53217	1st A, 14th A

<b>EXHIBIT 1 TO PLAINTIFFS' DISCLOSURES</b>					
<b>Name</b>	<b>Last Name</b>	<b>Address</b>	<b>City</b>	<b>Zip</b>	<b>Claim</b>
Norah	McCue	1112 Russet Street	Racine	53405	1st A, 14th A
Janet	Mitchell	2411 Mount Pleasant St.	Racine	53404	1st A, 14th A
Deborah	Patel	9130 N. Spruce Rd	Milwaukee	53217	1st A, 14th A
Jane	Pedersen	N7527 537th St	Menomonie	54751	1st A, 14th A
Nancy	Petulla	10185 S County Rd K	Merrill	54452	1st A, 14th A
Robert	Pfundheller	1115 Sweetwater Close	Altoona	54720	1st A, 14th A
Sara	Ramaker	2545 Oakwood Avenue	Green Bay	54301	1st A, 14th A
Rosalie	Schnick	3039 Edgewater Lane	LaCrosse	54603	1st A, 14th A
Allison	Seaton	W11435 Bay Dr.	Lodi	53555	1st A, 14th A
James	Seaton	W11435 Bay Dr.	Lodi	53555	1st A, 14th A
Ann	Stevning-Roe	209 S. Columbus Dr	Marshfield	54449	1st A
Linea	Sundstrom	1320 E. Lake Bluff Blvd.	Shorewood	53211	1st A, 14th A
Michael	Switzenbaum	4907 N Idlewild Ave	Whitefish Bay	53217	1st A, 14th A
Jerome	Wallace	500 W. Bradley Rd., Apt. B302	Fox Point	53217	1st A, 14th A
William	Whitford	1047 Sherman Ave.	Madison	53703	1st A
Donald	Winter	1555 Lyon Dr., Apt. 113	Neenah	54956	1st A
Edward	Wohl	6154 Brotherhood Lane	Ridgeway	53582	1st A, 14th A
Ann	Wolfe	6154 Brotherhood Lane	Ridgeway	53582	1st A, 14th A

# **Exhibit 2**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN**

---

WILLIAM WHITFORD, et al.,

Plaintiffs,

Case No. 15-CV-421

v.

GERALD NICHOL, et al.,

Defendants.

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**PLAINTIFFS' RULE 26(a)(1) INITIAL DISCLOSURES**

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Pursuant to Fed.R.Civ.P. 26(a)(1), Plaintiffs provide the following initial disclosures:

1. Rule 26(a)(1)(A)(i) - the name and address and telephone number of each individual likely to have discoverable information that the disclosing party may use, along with the subjects of that information, that the disclosing party may use to support its claims or defenses:
  - a). Hon. Robin Vos, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-9171. Subjects of information: Partisan bias intent during the drafting and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
  - b). Hon. Scott Fitzgerald, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-5660. Subjects of information: Partisan bias intent during the drafting and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
  - c). Rich Zipperer, Room 115 East State Capitol, Madison, Wisconsin; (608) 266-1212. Subjects of information: Partisan bias intent during drafting and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
  - d). Jeff M. Fitzgerald, former Speaker of the Assembly, 1 South Pinckney Street, Suite 318, Madison, Wisconsin, (608) 467-7933. Partisan bias intent during the drafting

and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.

- e). Adam Foltz, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-3387. Subjects of information: Partisan bias intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- f). Tad Ottman, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-5660. Subjects of information: Partisan bias intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- g). Kevin Kennedy, Government Accountability Board, 212 East Washington, 3<sup>rd</sup> Floor, Madison, Wisconsin; (608) 266-8005. Subjects of information: History of redistricting and the implementation of the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- h). Joe Handrick, 201 East Washington Street, Suite E300, Madison, Wisconsin; (608) 266-0946. Subjects of information: Partisan bias intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- i). Ken Mayer, PhD, 7105 Longmeadow, Madison, Wisconsin, (608) 216-6554. Professor Mayer will be the Plaintiffs' expert witness and his initial opinions are reflected in Exhibit 2 to the Complaint filed in this action on July 8, 2015 and all supplemental reports and rebuttal reports will be timely disclosed to the Parties of this consolidated case in accordance with Rule 26(a)(2)(B), FRCP and with subsequent scheduling orders entered by the Court..
- j). Simon Jackman, PhD, Department of Political Science, Encina Hall, Stanford University, Stanford, CA 94305, (650) 387-3019. Professor Jackman will be the Plaintiffs' expert witness and his initial opinions are reflected in Exhibit 3 to the Complaint filed in this action on July 8, 2015 and all supplemental reports and rebuttal reports will be timely disclosed to the Parties of this consolidated case in accordance with Rule 26(a)(2)(B), FRCP and with subsequent scheduling orders entered by the Court..
- k). Eric McLeod, Whyte Hirschboeck & Dudek, S.C., 33 East Main Street, Suite 300, Madison, Wisconsin; (608) 255-4440. Subjects of information: Partisan bias intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- l). Hon. James Troupis, Dane County Courthouse, Room 4105, 215 South Hamilton Street, Madison, Wisconsin; (608) 266-4235. Subjects of information: Partisan bias

intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.

- m). Keith Gaddie, PhD, Department of Political Science, University of Oklahoma, Norman, Oklahoma; (405) 325-4989. Subjects of information: Partisan bias intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
  - n). Mark Lanterman, 601 Carlson Parkway, Suite 1250, Minnetonka, Minnesota; (952) 924-9920. Subjects of information: Forensic review of nine hard drives received from the Legislative Technology Services Bureau of the State of Wisconsin on February 27, 2013, that were produced pursuant to the Order of the Court in the case of *Baldus/Voces v. Brennan*, 11-CV-562 and 11-CV-1011, dated February 25, 2013.
  - o). The 58 Republican members of the Wisconsin State Assembly identified in Exhibit 4 to the Complaint have knowledge of the secrecy agreement they signed entitled "Confidentiality and Nondisclosure Related to Reapportionment" and the unusual secret efforts to draw the Act 43 boundaries without giving them knowledge of the map as a whole and without allowing any participation by Democratic representatives or members of the public.
  - p). The 12 plaintiffs identified in the Complaint, William Whitford, Roger Anclam, Emily Bunting, Mary Lynne Donohue, Helen Harris, Wayne Jensen, Wendy Sue Johnson, Janet Mitchell, Allison Seaton, James Seaton, Jerome Wallace, and Donald Winter, c/- Ruth Greenwood, Chicago Lawyers' Committee for Civil Rights Under Law, 100 N LaSalle St, Suite 600, Chicago IL 60602, (312) 888-4194. Plaintiffs will testify as to how the partisan bias created by Act 43 impacted their equal protection before the law and associational rights.
- 2). Rule 26(a)(1)(A)(ii) - a copy or a description by category and location of all documents that may be used to support plaintiffs' claims that the Plaintiffs have in its possession, custody or control and may use to support its claims:
- a). All of the documents or other materials subject to this Rule that the plaintiffs may use are documents produced by the legislature, or defendants in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011, or are otherwise e public records within the meaning of Wisconsin's open records statute, §19.31, *et. seq* Wis. Stats., -including census data and legislative proposals or enactments---or, if not public records, are not in plaintiffs' "*possession, custody or control*" and, therefore, not subject to the Rule. Rather, all records utilized by the Legislature in the process of drafting and enacting the legislative redistricting plans are in the possession, custody or control of the defendants or third parties, which are subject to

the discovery process. Of those the foregoing documents, the following are currently identifiable and are disclosed accordingly.

- b). All documents identified and marked as exhibits during the deposition of Ronald Keith Gaddie, Ph.D., on January 24, 2012, including but not limited to those particular the portions of Professor Gaddie's hard drive that were used by him to predict the partisan performance of the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- c). All documents identified and marked as exhibits during the depositions of Tad Ottman, on December, 22, 2011, February 2, 2012, and April 30, 2013.
- d). All documents identified and marked as exhibits during the depositions of Adam Foltz, on December, 21, 2011, February 1, 2012, and April 30, 2013.
- e). All documents identified and marked as exhibits during the depositions of Joseph Handrick, on December 20, 2011, February 1, 2012, and April 30, 2013.
- f). All documents identified and marked as exhibits during the deposition of Eric McLeod, on February 5, 2013.
- g). All documents produced by the legislature on May 16, 2013, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011, (Bates numbered Legis000001 to Legis011003)
- h). All documents produced by the Troupis Law Office on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011, (Bates numbered TROUPISLAWOFFICE000001 to 000619)
- i). All documents produced by Michael Best & Friedrich on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011, (Bates numbered MBF000001 to 000038)
- j). All documents produced by Tad Ottman on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011, (Bates numbered TADOTTMANSUPPROD000001 to 000157) along with non-bates numbered electronic files simultaneously produced.
- k). All documents produced by Adam Foltz on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011, (Bates numbered ADAMFOLTZSUPPROD000001 to 000509) along with non-bates numbered electronic files simultaneously produced.
- l). All documents produced by Joseph Handrick January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011, (Bates

numbered JOSEPHHANDRICKSUPPROD000001 to 000300) along with non-bates numbered electronic files simultaneously produced.

m). The nine hard drives received by Mark Lanterman from the Legislative Technology Services Bureau of the State of Wisconsin on February 27, 2013, that were produced pursuant to the Order of the Court in the case of *Baldus/Voces v. Brennan*, 11-CV-562 and 11-CV-1011, dated February 25, 2013.

3). Rule 26(a)(1)(A)(iii) - a computation of each category of damages sought by the plaintiffs.

Plaintiffs do not seek monetary damages; rather, they seek only declaratory and injunctive relief and, upon the entry of an appropriate order, an award of attorneys' fees and costs pursuant to federal law.

4). Rule 26(a)(1)(A)(iv) - any insurance agreement under which an insurance company may be liable for all or part of a possible judgment:

Not applicable to Plaintiffs.

By:



---

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One of the Attorneys for Plaintiffs

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CHICAGO  
LAWYERS'  
COMMITTEE

FOR CIVIL RIGHTS UNDER LAW, INC.

CHICAGO'S PARTNERSHIP FOR EQUAL JUSTICE

October 7, 2015

Brian P. Keenan  
Assistant Attorney General  
Department of Justice, State of Wisconsin  
17 W. Main Street  
P.O. Box 7857  
Madison WI 53707-7857

**Re: William Whitford, et al. v. Gerald Nichol, et al.  
Case No. 15-CV-421**

Dear Assistant Attorney General Keenan

I enclose the Plaintiff's Rule 26(a)(1) Initial Disclosures. I will forward a copy of this letter and enclosed document by U.S. Mail.

Sincerely

A handwritten signature in blue ink, appearing to read 'Ruth Greenwood'.

Ruth Greenwood  
Lead Attorney, Voting Rights Project  
e: [rgreenwood@clccrul.org](mailto:rgreenwood@clccrul.org) | t: (312)-888-4194

Encl.

Cc. Anthony Russomanno

# Exhibit 3

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN**

---

WILLIAM WHITFORD, et al.,

Plaintiffs,

Case No. 15-cv-421-jdp

v.

BEVERLY R. GILL, et al.,

Defendants.

---

**CERTAIN PLAINTIFFS' SUPPLEMENTAL DISCLOSURES**

---

In accordance with Fed. R. Civ. P. 26(a)(2)(E), certain Plaintiffs<sup>1</sup> provide the following supplemental disclosures:

1. Rule 26(a)(1)(A)(i) – the name and address and telephone number of each individual likely to have discoverable information that the disclosing party may use, along with the subjects of that information, that the disclosing party may use to support its claims or defenses:

- a) Hon. Robin Vos, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-3378. Subjects of information: Partisan bias intent during the drafting and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- b) Hon. Scott Fitzgerald, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-5660. Subjects of information: Partisan bias intent during the drafting and

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<sup>1</sup> These supplemental disclosures are made by William Whitford, Roger Anclam, Emily Bunting, Mary Lynne Donohue, Helen Harris, Wayne Jensen, Wendy Sue Johnson, Janet Mitchell, Allison Seaton, James Seaton, Jerome Wallace, and Donald Winter, the 12 plaintiffs who filed the original Complaint in *Whitford v. Gill*, W.D. Wis. Case No. 15-CV-421-bbc. This disclosure supplements these Plaintiffs' initial disclosures made on or about October 7, 2015.

enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.

- c) Rich Zipperer, North Tower, 6<sup>th</sup> Floor, Hill Farms State Office Building, 4822 Madison Yards Way, Madison, Wisconsin; (608) 266-5481. Subjects of information: Partisan bias intent during drafting and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- d) Jeff M. Fitzgerald, former Speaker of the Assembly, last known address: c/o Paladin Consulting Group, 1 South Pinckney Street, Suite 318, Madison, Wisconsin; (608) 467-7933. Subjects of information: Partisan bias intent during the drafting and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- e) Adam Foltz, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-3387. Subjects of information: Partisan bias intent and measures of partisan effect used during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- f) Tad Ottman, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-5660. Subjects of information: Partisan bias intent and measures of partisan effect used during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- g) Kevin Kennedy, Kennedy Election Law Services, 41 Rough Lee Court, Madison, Wisconsin; (608) 843-8683. Subjects of information: Partisan bias intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- h) Joe Handrick, 201 E. Washington Ave. (GEF-1), Madison, Wisconsin; (608) 266-0946. Subjects of information: Partisan bias intent and measures of partisan effect used during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- i) Ken Mayer, PhD, Department of Political Science, University of Wisconsin Madison, 201D North Hall, Madison, Wisconsin; (608) 263-2286. Subjects of information: Professor Mayer was the Plaintiffs' expert witness and his initial opinions are reflected in Exhibit 2 to the Complaint filed in this action on July 8, 2015 and he will serve as an expert witness for the Plaintiffs' expert providing supplemental reports and rebuttal reports that will be timely disclosed to the Parties of this consolidated case in accordance with Fed. R. Civ. P. 26(a)(2)(B) and with subsequent scheduling orders entered by the Court. Additional expert reports, including supplemental and rebuttal reports, will be timely disclosed to the Parties of this case in accordance with Fed. R. Civ. P. 26(a)(2)(B), and with subsequent scheduling orders entered by the Court.

- j) Simon Jackman, PhD, The United States Studies Centre at the University of Sydney, Institute Building (H03) City Rd, University of Sydney NSW 2006, Australia; +61 2 9351 7249. Subjects of information: Professor Jackman was the Plaintiffs' expert witness and his initial opinions are reflected in Exhibit 3 to the Complaint filed in this action on July 8, 2015 and he will serve as the Plaintiffs' expert providing supplemental reports and rebuttal reports that were timely disclosed to the Parties of this consolidated case in accordance with Fed. R. Civ. P. 26(a)(2)(B) and with subsequent scheduling orders entered by the Court.
- k) Eric McLeod, Husch Blackwell, 33 East Main Street, Suite 300, Madison, Wisconsin; (608) 234-6056. Subjects of information: Partisan bias intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- l) James Troupis, Law Office, 4126 Timber Lane, Cross Plains, Wisconsin; (608) 833-8037. Subjects of information: Partisan bias intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- m) Keith Gaddie, PhD, Department of Political Science, University of Oklahoma, 222 Dale Hall Tower, Norman, Oklahoma; (405) 325-4989. Subjects of information: Partisan bias intent and measures of partisan effect used during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- n) Mark Lanterman, 601 Carlson Parkway, Suite 1250, Minnetonka, Minnesota; (952) 924-9920. Subjects of information: Forensic review of nine hard drives received from the Legislative Technology Services Bureau of the State of Wisconsin on February 27, 2013, that were produced pursuant to the Order of the Court in the case of *Baldus/Voces v. Brennan*, 11-CV-562 and 11-CV-1011, dated February 25, 2013.
- o) The 58 Republican members of the Wisconsin State Assembly identified in Exhibit 4 to the Complaint have knowledge of the secrecy agreement they signed entitled "Confidentiality and Nondisclosure Related to Reapportionment" and the unusual secret efforts to draw the Act 43 boundaries without giving them knowledge of the map as a whole and without allowing any participation by Democratic representatives or members of the public.
- p) The 12 Plaintiffs identified in the Complaint, William Whitford, Roger Anclam, Emily Bunting, Mary Lynne Donohue, Helen Harris, Wayne Jensen, Wendy Sue Johnson, Janet Mitchell, Allison Seaton, James Seaton, Jerome Wallace, and Donald Winter. Plaintiffs may be contacted through their undersigned counsel. Certain Plaintiffs will testify as to how Act 43 violated their Fourteenth Amendment rights by inflicting district-specific harm by diluting their votes. Those Plaintiffs are identified in Exhibit 1, attached hereto. All Plaintiffs will testify as to how Act 43 violated their First Amendment associational rights.

Plaintiffs supplement their initial disclosures to identify the following individuals:

- q) The 28 additional individuals joined as Plaintiffs in the Amended Complaint. All Plaintiffs are identified in Exhibit 1. Plaintiffs may also be contacted through their undersigned counsel. Certain Plaintiffs will testify as to how Act 43 violated their Fourteenth Amendment rights by inflicting district-specific harm by diluting their votes. Those Plaintiffs are identified in Exhibit 1. All Plaintiffs will testify as to how Act 43 violated their First Amendment associational rights.
- r) Jowei Chen, PhD, Department of Political Science, University of Michigan, 6735 Haven Hall, Ann Arbor, Michigan; (734) 763-2222. Professor Chen will be the Plaintiffs' expert witness. All expert reports, including supplemental and rebuttal reports, will be timely disclosed to the Parties of this case in accordance with Fed. R. Civ. P. 26(a)(2)(B), and with subsequent scheduling orders entered by the Court.
- s) The Wisconsin Assembly Democratic Campaign Committee ("ADCC"), including any affiliated individuals, staff and/or members, who will testify as to how Act 43 violated the ADCC's First Amendment organizational rights to associate, and individual members' First Amendment associational rights. The ADCC may be contacted through their counsel as identified in their Complaint filed on September 14, 2018, as *Wisconsin Assembly Democratic Campaign Committee v. Gill, et. al.*, Case No. 18-cv-763.

2. Rule 26(a)(1)(A)(ii) - a copy or a description by category and location of all documents that the Plaintiffs have in their possession, custody, or control and may use to support their claims or defenses:

- a) All of the documents or other materials subject to this Rule that the Plaintiffs may use are documents produced by the legislature, or defendants in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011, or are otherwise public records within the meaning of Wisconsin's open records statute, §19.31, *et. seq* Wis. Stats., including census data and legislative proposals or enactments—or, if not public records, are not in plaintiffs' "*possession, custody or control*" and, therefore, not subject to the Rule. Rather, all records utilized by the Legislature in the process of drafting and enacting the legislative redistricting plans are in the possession, custody or control of the defendants or third parties, which are subject to the discovery process. Of those the foregoing documents, the following are currently identifiable and are disclosed accordingly.
- b) All documents identified and marked as exhibits during the depositions of Ronald Keith Gaddie, PhD, on January 24, 2012, and March 9, 2016, including but not limited to those particular portions of Professor Gaddie's hard drive that were used by him to predict the partisan performance of the legislative redistricting plan adopted by the Legislature on July 20, 2011, and designated portions of Professor Gaddie's

deposition of March 9, 2016, that were used on May 24, 2016, as testimony during the trial.

- c) All documents identified and marked as exhibits during the depositions of Tad Ottman, on December 22, 2011, February 2, 2012, April 30, 2013, March 31, 2016, and trial testimony on May 25, 2016.
- d) All documents identified and marked as exhibits during the depositions of Adam Foltz, on December 21, 2011, February 1, 2012, April 30, 2013, and March 31, 2016, and trial testimony on May 24, 2016.
- e) All documents identified and marked as exhibits during the depositions of Joseph Handrick, on December 20, 2011, February 1, 2012, and April 30, 2013.
- f) All documents identified and marked as exhibits during the deposition of Eric McLeod, on February 5, 2013.
- g) All documents produced by the legislature on May 16, 2013, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered Legis000001 to Legis011003).
- h) All documents produced by the Troupis Law Office on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered TROUPISLAWOFFICE000001 to 000619).
- i) All documents produced by Michael Best & Friedrich on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered MBF000001 to 000038).
- j) All documents produced by Tad Ottman on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered TADOTTMANSUPPROD000001 to 000157) along with non-bates numbered electronic files simultaneously produced.
- k) All documents produced by Adam Foltz on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered ADAMFOLTZSUPPROD000001 to 000509) along with non-bates numbered electronic files simultaneously produced.
- l) All documents produced by Joseph Handrick January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered JOSEPHHANDRICKSUPPROD000001 to 000300) along with non-bates numbered electronic files simultaneously produced.
- m) The nine hard drives received by Mark Lanterman from the Legislative Technology Services Bureau of the State of Wisconsin on February 27, 2013, that were produced

pursuant to the Order of the Court in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011, dated February 25, 2013.

Plaintiffs supplement their initial disclosures to include the following:

- n) All documents, transcripts, court filings and exhibits filed with or tendered to the Court in *Whitford v. Gill*, W.D. Wis. Case No. 15-CV-421-bbc, including all transcripts of trial testimony and hearings, all exhibits offered and/or identified at trial, transcripts of all depositions taken and all exhibits identified at each deposition, and all documents or other materials produced during discovery by Plaintiffs or Defendants or in response to any subpoena.
  - o) All documents in the possession of the Plaintiffs identified in Exhibit 1 relating to Plaintiffs' campaign donations, Plaintiffs' membership in a County and/or the State Democratic Party, and Plaintiffs' participation in elections and/or voting history.
3. Rule 26(a)(1)(A)(iii) – a computation of each category of damages sought by the Plaintiffs.

Plaintiffs do not seek monetary damages; rather, they seek only declaratory and injunctive relief and, upon the entry of an appropriate order, an award of attorneys' fees and costs pursuant to federal law.

4. Rule 26(a)(1)(A)(iv) – any insurance agreement under which an insurance company may be liable for all or part of a possible judgment:

Not applicable to Plaintiffs.

Dated: September 28, 2018

/s/ Douglas M. Poland  
Douglas M. Poland  
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Alison E. Stites  
State Bar. No. 1104819  
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*Attorneys for Plaintiffs*

<b>EXHIBIT 1 TO PLAINTIFFS' DISCLOSURES</b>					
<b>Name</b>	<b>Last Name</b>	<b>Address</b>	<b>City</b>	<b>Zip</b>	<b>Claim</b>
Graham	Adsit	314 Spring St.	Cambridge	53523	1st A, 14th A
Roger	Anclam	7928 S. Butterfly Rd.	Beloit	53511	1st A, 14th A
Warren	Braun	8220 Harwood Ave., Apt. 341	Wauwatosa	53213	1st A, 14th A
Hans	Breitenmoser	W6982 Joe Snow Rd.	Merrill	54452	1st A, 14th A
Judith	Brey	2101 Winfield Dr.	Reedsburg	53959	1st A, 14th A
Brent	Brigson	W3831 Southern Drive	West Salem	54669	1st A, 14th A
Emily	Bunting	13625 Goose Creek Rd.	Viola	54664	1st A
Sandra	Carlson-Kaye	511 N. 33rd Street	Milwaukee	53208	1st A, 14th A
Guy	Costello	1320 Manitowoc Ave.	Milwaukee	53172	1st A, 14th A
Timothy	Daley	1202 Vine Street	Union Grove	53182	1st A, 14th A
Margaret Leslie	DeMuth	N8016 County Road G	Lake Mills	53551	1st A
Daniel	Dieterich	1490 Evergreen Drive	Stevens Point	54482	1st A, 14th A
Mary Lynne	Donohue	418 Saint Clair Ave	Sheboygan	53081	1st A, 14th A
Leah	Dudley	2917 Wimbledon Way	Madison	53713	1st A, 14th A
Jennifer	Estrada	919 S 37th St	Manitowoc	54436	1st A, 14th A
Barbara	Flom	N7198 190th St	Knapp	54749	1st A, 14th A
Helen	Harris	6761 N. 109th St.	Milwaukee	53224	1st A, 14th A
Gail	Hohenstein	1823 Beethoven Drive	Green Bay	54311	1st A, 14th A
Wayne	Jensen	400 W. Main St.	Rochester	53167	1st A
Wendy Sue	Johnson	507 Indian Hills Dr.	Eau Claire	54703	1st A
Michael	Lecker	401 E Broadway Drive	Appleton	54913	1st A, 14th A
Elizabeth	Lentini	5525 N. Hollywood Ave	Whitefish Bay	53217	1st A, 14th A
Norah	McCue	1112 Russet Street	Racine	53405	1st A, 14th A

EXHIBIT 1 TO PLAINTIFFS' DISCLOSURES					
Name	Last Name	Address	City	Zip	Claim
Janet	Mitchell	2411 Mount Pleasant St.	Racine	53404	1st A, 14th A
Deborah	Patel	9130 N. Spruce Rd	Milwaukee	53217	1st A, 14th A
Jane	Pedersen	N7527 537th St	Menomonie	54751	1st A, 14th A
Nancy	Petulla	10185 S County Rd K	Merrill	54452	1st A, 14th A
Robert	Pfundheller	1115 Sweetwater Close	Altoona	54720	1st A, 14th A
Sara	Ramaker	2545 Oakwood Avenue	Green Bay	54301	1st A, 14th A
Rosalie	Schnick	3039 Edgewater Lane	LaCrosse	54603	1st A, 14th A
Allison	Seaton	W11435 Bay Dr.	Lodi	53555	1st A, 14th A
James	Seaton	W11435 Bay Dr.	Lodi	53555	1st A, 14th A
Ann	Stevning-Roe	209 S. Columbus Dr	Marshfield	54449	1st A
Linea	Sundstrom	1320 E. Lake Bluff Blvd.	Shorewood	53211	1st A, 14th A
Michael	Switzenbaum	4907 N Idlewild Ave	Whitefish Bay	53217	1st A, 14th A
Jerome	Wallace	500 W. Bradley Rd., Apt. B302	Fox Point	53217	1st A, 14th A
William	Whitford	1047 Sherman Ave.	Madison	53703	1st A
Donald	Winter	1555 Lyon Dr., Apt. 113	Neenah	54956	1st A
Edward	Wohl	6154 Brotherhood Lane	Ridgeway	53582	1st A, 14th A
Ann	Wolfe	6154 Brotherhood Lane	Ridgeway	53582	1st A, 14th A

# Exhibit 4

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN**

---

WILLIAM WHITFORD, et al.,

Plaintiffs,

Case No. 15-cv-421-jdp

v.

BEVERLY R. GILL, et al.,

Defendants.

---

**CERTAIN PLAINTIFFS' RULE 26(a)(1) INITIAL DISCLOSURES**

---

In accordance with Fed. R. Civ. P. 26(a)(1)(A) and 26(a)(2)(E), and this Court's order of August 16, 2018, certain Plaintiffs<sup>1</sup> provide the following initial disclosures:

1. Rule 26(a)(1)(A)(i) – the name and address and telephone number of each individual likely to have discoverable information that the disclosing party may use, along with the subjects of that information, that the disclosing party may use to support its claims or defenses:

- a) Hon. Robin Vos, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-3378. Subjects of information: Partisan bias intent during the drafting and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- b) Hon. Scott Fitzgerald, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-5660. Subjects of information: Partisan bias intent during the drafting and

---

<sup>1</sup> These disclosures are made by the 28 individuals joined as Plaintiffs in the Amended Complaint: Graham Adsit, Warren Braun, Hans Breitenmoser, Judith Brey, Brent Brigson, Sandra Carlson-Kaye, Guy Costello, Timothy B. Daley, Margaret Leslie Demuth, Daniel Dieterich, Leah Dudley, Jennifer Estrada, Barbara Flom, Gail Hohenstein, Michael Lecker, Elizabeth Lentini, Norah McCue, Deborah Patel, Jane Pedersen, Nancy Petulla, Robert Pfundheller, Sara Ramaker, Rosalie Schnick, Anne E. Stevning-Roe, Linea Sundstrom, Michael Switzenbaum, Edward Wohl, and Ann Wolfe.

enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.

- c) Rich Zipperer, North Tower, 6<sup>th</sup> Floor, Hill Farms State Office Building, 4822 Madison Yards Way, Madison, Wisconsin; (608) 266-5481. Subjects of information: Partisan bias intent during drafting and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- d) Jeff M. Fitzgerald, former Speaker of the Assembly, last known address: c/o Paladin Consulting Group, 1 South Pinckney Street, Suite 318, Madison, Wisconsin; (608) 467-7933. Subjects of information: Partisan bias intent during the drafting and enactment process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- e) Adam Foltz, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-3387. Subjects of information: Partisan bias intent and measures of partisan effect used during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- f) Tad Ottman, Room 211 West, State Capitol, Madison, Wisconsin; (608) 266-5660. Subjects of information: Partisan bias intent and measures of partisan effect used during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- g) Kevin Kennedy, Kennedy Election Law Services, 41 Rough Lee Court, Madison, Wisconsin; (608) 843-8683. Subjects of information: Partisan bias intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- h) Joe Handrick, 201 E. Washington Ave. (GEF-1), Madison, Wisconsin; (608) 266-0946. Subjects of information: Partisan bias intent and measures of partisan effect used during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- i) Ken Mayer, PhD, Department of Political Science, University of Wisconsin Madison, 201D North Hall, Madison, Wisconsin; (608) 263-2286. Subjects of information: Professor Mayer was the Plaintiffs' expert witness and his initial opinions are reflected in Exhibit 2 to the Complaint filed in this action on July 8, 2015 and he will serve as an expert witness for Plaintiffs providing supplemental reports and rebuttal reports that will be timely disclosed to the Parties of this consolidated case in accordance with Fed. R. Civ. P. 26(a)(2)(B) and with subsequent scheduling orders entered by the Court. Additional expert reports, including supplemental and rebuttal reports, will be timely disclosed to the Parties of this case in accordance with Fed. R. Civ. P. 26(a)(2)(B), and with subsequent scheduling orders entered by the Court.

- j) Simon Jackman, PhD, The United States Studies Centre at the University of Sydney, Institute Building (H03) City Rd, University of Sydney NSW 2006, Australia; +61 2 9351 7249. Subjects of information: Professor Jackman was the Plaintiffs' expert witness and his initial opinions are reflected in Exhibit 3 to the Complaint filed in this action on July 8, 2015 and he will serve as the Plaintiffs' expert providing supplemental reports and rebuttal reports that will be timely disclosed to the Parties of this consolidated case in accordance with Fed. R. Civ. P. 26(a)(2)(B) and with subsequent scheduling orders entered by the Court.
- k) Eric McLeod, Husch Blackwell, 33 East Main Street, Suite 300, Madison, Wisconsin; (608) 234-6056. Subjects of information: Partisan bias intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- l) James Troupis, Troupis Law Office, 4126 Timber Lane, Cross Plains, Wisconsin; (608) 833-8037. Subjects of information: Partisan bias intent during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- m) Keith Gaddie, PhD, Department of Political Science, University of Oklahoma, 222 Dale Hall Tower, Norman, Oklahoma; (405) 325-4989. Subjects of information: Partisan bias intent and measures of partisan effect used during the drafting process for the legislative redistricting plan adopted by the Legislature on July 20, 2011.
- n) Mark Lanterman, 601 Carlson Parkway, Suite 1250, Minnetonka, Minnesota; (952) 924-9920. Subjects of information: Forensic review of nine hard drives received from the Legislative Technology Services Bureau of the State of Wisconsin on February 27, 2013, that were produced pursuant to the Order of the Court in the case of *Baldus/Voces v. Brennan*, 11-CV-562 and 11-CV-1011, dated February 25, 2013.
- o) The 58 Republican members of the Wisconsin State Assembly identified in Exhibit 4 to the Complaint have knowledge of the secrecy agreement they signed entitled "Confidentiality and Nondisclosure Related to Reapportionment" and the unusual secret efforts to draw the Act 43 boundaries without giving them knowledge of the map as a whole and without allowing any participation by Democratic representatives or members of the public.
- p) All Plaintiffs identified in Exhibit 1 attached hereto. Plaintiffs may also be contacted through their undersigned counsel. Certain Plaintiffs will testify as to how Act 43 violated their Fourteenth Amendment rights by inflicting district-specific harm by diluting their votes. Those Plaintiffs are identified in Exhibit 1. All Plaintiffs will testify as to how Act 43 violated their First Amendment associational rights.
- q) Jowei Chen, PhD, Department of Political Science, University of Michigan, 6735 Haven Hall, Ann Arbor, Michigan; (734) 763-2222. Professor Chen will be the Plaintiffs' expert witness. All expert reports, including supplemental and rebuttal

reports, will be timely disclosed to the Parties of this case in accordance with Fed. R. Civ. P. 26(a)(2)(B), and with subsequent scheduling orders entered by the Court.

- r) The Wisconsin Assembly Democratic Campaign Committee (“ADCC”), including any affiliated individuals, staff and/or members, who will testify as to how Act 43 violated the ADCC’s First Amendment organizational rights to associate, and individual members’ First Amendment associational rights. The ADCC may be contacted through their counsel as identified in their Complaint filed on September 14, 2018, as *Wisconsin Assembly Democratic Campaign Committee v. Gill, et. al.*, Case No. 18-cv-763.
2. Rule 26(a)(1)(A)(ii) - a copy or a description by category and location of all documents that the Plaintiffs have in their possession, custody, or control and may use to support their claims or defenses:
- a) All of the documents or other materials subject to this Rule that the Plaintiffs may use are documents produced by the legislature, or defendants in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011, or are otherwise public records within the meaning of Wisconsin’s open records statute, §19.31, *et. seq* Wis. Stats., including census data and legislative proposals or enactments—or, if not public records, are not in plaintiffs’ “*possession, custody or control*” and, therefore, not subject to the Rule. Rather, all records utilized by the Legislature in the process of drafting and enacting the legislative redistricting plans are in the possession, custody or control of the defendants or third parties, which are subject to the discovery process. Of those the foregoing documents, the following are currently identifiable and are disclosed accordingly.
- b) All documents identified and marked as exhibits during the depositions of Ronald Keith Gaddie, PhD, on January 24, 2012, and March 9, 2016, including but not limited to those particular portions of Professor Gaddie’s hard drive that were used by him to predict the partisan performance of the legislative redistricting plan adopted by the Legislature on July 20, 2011, and designated portions of Professor Gaddie’s deposition of March 9, 2016, that were used on May 24, 2016, as testimony during the trial.
- c) All documents identified and marked as exhibits during the depositions of Tad Ottman, on December 22, 2011, February 2, 2012, April 30, 2013, March 31, 2016, and trial testimony on May 25, 2016.
- d) All documents identified and marked as exhibits during the depositions of Adam Foltz, on December 21, 2011, February 1, 2012, April 30, 2013, and March 31, 2016, and trial testimony on May 24, 2016.

- e) All documents identified and marked as exhibits during the depositions of Joseph Handrick, on December 20, 2011, February 1, 2012, and April 30, 2013.
- f) All documents identified and marked as exhibits during the deposition of Eric McLeod, on February 5, 2013.
- g) All documents produced by the legislature on May 16, 2013, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered Legis000001 to Legis011003).
- h) All documents produced by the Troupis Law Office on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered TROUPISLAWOFFICE000001 to 000619).
- i) All documents produced by Michael Best & Friedrich on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered MBF000001 to 000038).
- j) All documents produced by Tad Ottman on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered TADOTTMANSUPPROD000001 to 000157) along with non-bates numbered electronic files simultaneously produced.
- k) All documents produced by Adam Foltz on January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered ADAMFOLTZSUPPROD000001 to 000509) along with non-bates numbered electronic files simultaneously produced.
- l) All documents produced by Joseph Handrick January 10, 2012, in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011 (Bates numbered JOSEPHHANDRICKSUPPROD000001 to 000300) along with non-bates numbered electronic files simultaneously produced.
- m) The nine hard drives received by Mark Lanterman from the Legislative Technology Services Bureau of the State of Wisconsin on February 27, 2013, that were produced pursuant to the Order of the Court in the case of *Baldus/Voces v. GAB*, E.D. Wis. Case Nos. 11-CV-562, 11-CV-1011, dated February 25, 2013.
- n) All documents, transcripts, court filings and exhibits filed with or tendered to the Court in *Whitford v. Gill*, W.D. Wis. Case No. 15-CV-421-bbc, including all transcripts of trial testimony and hearings, all exhibits offered and/or identified at trial, transcripts of all depositions taken and all exhibits identified at each deposition, and all documents or other materials produced during discovery by Plaintiffs or Defendants or in response to any subpoena.

- o) All documents in the possession of the Plaintiffs identified in Exhibit 1 relating to Plaintiffs' campaign donations, Plaintiffs' membership in a County and/or the State Democratic Party, and Plaintiffs' participation in elections and/or voting history.
3. Rule 26(a)(1)(A)(iii) – a computation of each category of damages sought by the Plaintiffs.

Plaintiffs do not seek monetary damages; rather, they seek only declaratory and injunctive relief and, upon the entry of an appropriate order, an award of attorneys' fees and costs pursuant to federal law.

4. Rule 26(a)(1)(A)(iv) – any insurance agreement under which an insurance company may be liable for all or part of a possible judgment:

Not applicable to Plaintiffs.

Dated: September 28, 2018

/s/ Douglas M. Poland

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<b>EXHIBIT 1 TO PLAINTIFFS' DISCLOSURES</b>					
<b>Name</b>	<b>Last Name</b>	<b>Address</b>	<b>City</b>	<b>Zip</b>	<b>Claim</b>
Graham	Adsit	314 Spring St.	Cambridge	53523	1st A, 14th A
Roger	Anclam	7928 S. Butterfly Rd.	Beloit	53511	1st A, 14th A
Warren	Braun	8220 Harwood Ave., Apt. 341	Wauwatosa	53213	1st A, 14th A
Hans	Breitenmoser	W6982 Joe Snow Rd.	Merrill	54452	1st A, 14th A
Judith	Brey	2101 Winfield Dr.	Reedsburg	53959	1st A, 14th A
Brent	Brigson	W3831 Southern Drive	West Salem	54669	1st A, 14th A
Emily	Bunting	13625 Goose Creek Rd.	Viola	54664	1st A
Sandra	Carlson-Kaye	511 N. 33rd Street	Milwaukee	53208	1st A, 14th A
Guy	Costello	1320 Manitowoc Ave.	Milwaukee	53172	1st A, 14th A
Timothy	Daley	1202 Vine Street	Union Grove	53182	1st A, 14th A
Margaret Leslie	DeMuth	N8016 County Road G	Lake Mills	53551	1st A
Daniel	Dieterich	1490 Evergreen Drive	Stevens Point	54482	1st A, 14th A
Mary Lynne	Donohue	418 Saint Clair Ave	Sheboygan	53081	1st A, 14th A
Leah	Dudley	2917 Wimbledon Way	Madison	53713	1st A, 14th A
Jennifer	Estrada	919 S 37th St	Manitowoc	54436	1st A, 14th A
Barbara	Flom	N7198 190th St	Knapp	54749	1st A, 14th A
Helen	Harris	6761 N. 109th St.	Milwaukee	53224	1st A, 14th A
Gail	Hohenstein	1823 Beethoven Drive	Green Bay	54311	1st A, 14th A
Wayne	Jensen	400 W. Main St.	Rochester	53167	1st A
Wendy Sue	Johnson	507 Indian Hills Dr.	Eau Claire	54703	1st A
Michael	Lecker	401 E Broadway Drive	Appleton	54913	1st A, 14th A
Elizabeth	Lentini	5525 N. Hollywood Ave	Whitefish Bay	53217	1st A, 14th A
Norah	McCue	1112 Russet Street	Racine	53405	1st A, 14th A

<b>EXHIBIT 1 TO PLAINTIFFS' DISCLOSURES</b>					
<b>Name</b>	<b>Last Name</b>	<b>Address</b>	<b>City</b>	<b>Zip</b>	<b>Claim</b>
Janet	Mitchell	2411 Mount Pleasant St.	Racine	53404	1st A, 14th A
Deborah	Patel	9130 N. Spruce Rd	Milwaukee	53217	1st A, 14th A
Jane	Pedersen	N7527 537th St	Menomonie	54751	1st A, 14th A
Nancy	Petulla	10185 S County Rd K	Merrill	54452	1st A, 14th A
Robert	Pfundheller	1115 Sweetwater Close	Altoona	54720	1st A, 14th A
Sara	Ramaker	2545 Oakwood Avenue	Green Bay	54301	1st A, 14th A
Rosalie	Schnick	3039 Edgewater Lane	LaCrosse	54603	1st A, 14th A
Allison	Seaton	W11435 Bay Dr.	Lodi	53555	1st A, 14th A
James	Seaton	W11435 Bay Dr.	Lodi	53555	1st A, 14th A
Ann	Stevning-Roe	209 S. Columbus Dr	Marshfield	54449	1st A
Linea	Sundstrom	1320 E. Lake Bluff Blvd.	Shorewood	53211	1st A, 14th A
Michael	Switzenbaum	4907 N Idlewild Ave	Whitefish Bay	53217	1st A, 14th A
Jerome	Wallace	500 W. Bradley Rd., Apt. B302	Fox Point	53217	1st A, 14th A
William	Whitford	1047 Sherman Ave.	Madison	53703	1st A
Donald	Winter	1555 Lyon Dr., Apt. 113	Neenah	54956	1st A
Edward	Wohl	6154 Brotherhood Lane	Ridgeway	53582	1st A, 14th A
Ann	Wolfe	6154 Brotherhood Lane	Ridgeway	53582	1st A, 14th A