

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

LISA HUNTER, *et al.*,

Plaintiffs,

v.

MARGE BOSTELMANN, in her official
capacities as member of the Wisconsin
Elections Commission, *et al.*,

Defendants.

Case No.: 3:21-cv-00512

HUNTER PLAINTIFFS' UPDATED STATEMENT IN OPPOSITION TO DISMISSAL

On March 21, 2022, this Court directed parties to update their positions on whether this case should be dismissed after the U.S. Supreme Court rendered its decisions on the stay applications before it. ECF 127. Plaintiffs Lisa Hunter, Jacob Zabel, Jennifer Oh, John Persa, Geraldine Schertz, and Kathleen Qualheim (the "Hunter Plaintiffs") continue to recommend against dismissal of this case. Now that the U.S. Supreme Court has remanded the matter of the state's legislative maps back to the Wisconsin Supreme Court, Wisconsin's legislative maps are not yet finalized, and this Court has an ongoing obligation to ensure constitutional maps are timely adopted should that remedial process lag. Similarly, while the U.S. Supreme Court denied the stay application against the congressional plan, the Congressmen have filed a Motion for Reconsideration at the Wisconsin Supreme Court, which remains pending as of this filing. This Court should continue to retain jurisdiction over the congressional claims for a brief period of time, at least until the Wisconsin Supreme Court denies that motion and the state's congressional plans are finally settled.

Dated: March 28, 2022

Charles G. Curtis, Jr.
PERKINS COIE LLP
33 East Main Street, Suite 201
Madison, WI 53703-3095
Telephone: (608) 663-5411
Facsimile: (608) 283-4462
CCurtis@perkinscoie.com

Respectfully submitted,

/s/ Marc E. Elias
Marc E. Elias
Christina A. Ford*
William K. Hancock*
Jacob D. Shelly*
ELIAS LAW GROUP LLP
10 G St., NE, Suite 600
Washington, D.C. 20002
Telephone: (202) 968-4490
MElias@elias.law
CFord@elias.law
WHancock@elias.law
JShelly@elias.law

*Admitted *Pro Hac Vice*

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **PLAINTIFFS' UPDATED STATEMENT IN OPPOSITION TO DISMISSAL** was electronically filed with the Clerk of Court using the CM/ECF system, which automatically will send email notification and access to an electronic copy of such filing to all counsel of record.

This 28th day of March, 2022.

/s/ Marc E. Elias

Marc E. Elias

Counsel for Hunter Plaintiffs