

UNITED STATES DISTRICT COURT
 EASTERN DISTRICT OF WISCONSIN

ALVIN BALDUS, CINDY BARBERA,
 CARLENE BECHEN, RONALD BIENDSEIL,
 RON BOONE, VERA BOONE, ELVIRA BUMPUS,
 EVANJELINA CLEERMAN, SHEILA COCHRAN,
 LESLIE W. DAVIS III, BRETT ECKSTEIN,
 MAXINE HOUGH, CLARENCE JOHNSON,
 RICHARD KRESBACH, RICHARD LANGE,
 GLADYS MANZANET, ROCHELLE MOORE,
 AMY RISSEEUW, JUDY ROBSON, GLORIA ROGERS,
 JEANNE SANCHEZ-BELL, CECELIA SCHLIEPP,
 and TRAVIS THYSSEN,

Plaintiffs,

TAMMY BALDWIN, GWENDOLYNNE MOORE,
 and RONALD KIND,

Intervenor-Plaintiffs,

v. File No. 11-CV-562

Members of the Wisconsin Government
 Accountability Board, each only in
 his official capacity:
 MICHAEL BRENNAN, DAVID DEININGER,
 -GERALD NICHOL, THOMAS CANE,
 THOMAS BARLAND, and TIMOTHY VOCKE,

[Caption Continued]

VIDEOTAPE DEPOSITION - VOLUME II
JOSEPH W. HANDRICK
 Madison, Wisconsin
 February 1, 2012
 Brandé A. Browne, RPR, CRR
 Registered Professional Reporter

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2	<u>Witness</u>	<u>Pages</u>
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1 and KEVIN KENNEDY, Director and
 2 General Counsel for the Wisconsin
 Government Accountability Board,

3 Defendants,

4 F. JAMES SENSENBRENNER, JR.,
 5 THOMAS E. PETRI, PAUL D. RYAN, JR.,
 REID J. RIBBLE, and SEAN P. DUFFY,

6 Intervenor-Defendants.

7 -----

8 VOCES DE LA FRONTERA, INC.,
 9 RAMIRO VARA, OLGA VARA,
 JOSE PEREZ, and ERICA RAMIREZ,

10 Plaintiffs,

11 v. Case No. 11-CV-1011
JPS-DPW-RMD

12 Members of the Wisconsin Government
 13 Accountability Board, each only in
 his official capacity:
 14 MICHAEL BRENNAN, DAVID DEININGER,
 15 GERALD NICHOL, THOMAS CANE,
 THOMAS BARLAND, and TIMOTHY VOCKE,
 16 and KEVIN KENNEDY, Director and
 General Counsel for the Wisconsin
 Government Accountability Board,

17 Defendants.

18 -----

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1 VIDEOTAPE DEPOSITION of JOSEPH W. HANDRICK,
 2 a witness of lawful age, taken on behalf of the
 3 Plaintiffs, wherein Alvin Baldus, et al., are
 4 Plaintiffs, and Members of the Wisconsin Government
 5 Accountability Board, et al., are Defendants, pending
 6 in the United States District Court for the
 7 Eastern District of Wisconsin, pursuant to subpoena,
 8 before Brandé A. Browne, a Registered Professional
 9 Reporter and Notary Public in and for the State of
 10 Wisconsin, at the offices of Godfrey & Kahn, S.C.,
 11 Attorneys at Law, One East Main Street, Suite 500,
 12 City of Madison, County of Dane, and State of
 13 Wisconsin, on the 1st day of February 2012,
 14 commencing at 9:24 in the forenoon.

15

16

17 A P P E A R A N C E S

18

19 DOUGLAS M. POLAND, Attorney,
 for GODFREY & KAHN, S.C., Attorneys at Law,
 20 One East Main Street, Suite 500, Madison,
 Wisconsin 53703, appearing on behalf of
 21 Plaintiffs Alvin Baldus, et al.

22

PETER G. EARLE, Attorney,
 23 for LAW OFFICE OF PETER EARLE, LLC, Attorneys at Law,
 839 North Jefferson Street, Suite 300,
 24 Milwaukee, Wisconsin 53202, appearing on
 behalf of Plaintiffs Voces De La Frontera,
 25 Inc., et al.

1 A P P E A R A N C E S (Continued)

2

3 JACQUELINE E. BOYNTON, Attorney,
4 for LAW OFFICE OF JACQUELINE BOYNTON,
5 Attorney at Law, 2266 North Prospect Avenue,
6 Suite 505, Milwaukee, Wisconsin 53202,
7 appearing on behalf of Plaintiffs
8 Voces De La Frontera, Inc., et al.

9

10 MARIA S. LAZAR, Assistant Attorney General,
11 for STATE OF WISCONSIN DEPARTMENT OF JUSTICE,
12 17 West Main Street, Madison, Wisconsin 53703,
13 appearing on behalf of the Defendants.

14 DANIEL KELLY, Attorney,
15 for REINHART BOERNER VAN DEUREN S.C.,
16 Attorneys at Law, 1000 North Water Street,
17 Suite 2100, Milwaukee, Wisconsin 53202,
18 appearing on behalf of the Defendants.

19 ERIC M. MCLEOD, Attorney,
20 for MICHAEL BEST & FRIEDRICH LLP, Attorneys at Law,
21 One South Pinckney Street, Suite 700, Madison,
22 Wisconsin 53703, appearing on behalf of the
23 Wisconsin State Senate by its Majority Leader
24 Scott Fitzgerald, the Wisconsin Assembly by its
25 Speaker Jeff Fitzgerald, and
Joseph W. Handrick.

Also present: Todd S. Campbell, CLVS
Campbell Legal Video Company
417 Heather Lane, Suite B
Fredonia, WI 53021
(262) 447-2199

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1 THE VIDEOGRAPHER: We are on the
2 record. This is the continuation of the
3 deposition of Mr. Joseph Handrick. This is
4 Video No. 1 of the day September -- I'm
5 sorry, February 1st, 2012, Disk No. 4 in the
6 series. We are on the record.

7

8 JOSEPH W. HANDRICK,
9 called as a witness, testified on continued
10 oath as follows:

11

12 EXAMINATION

13 By Mr. Poland:

14 Q Good morning, Mr. Handrick.

15 A Good morning.

16 Q As the court -- as the videographer just stated,
17 this is a continuation of a deposition you
18 previously had sat for. And I wanted to hand you
19 a copy of what we had marked at your earlier
20 deposition as Exhibit No. 1. It's a copy of the
21 subpoena. And I wanted to make sure that you
22 understand that you're still appearing pursuant to
23 subpoena here today; is that correct?

24 A Yes.

25 Q Mr. Handrick, I'd like you to turn to the last

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1 page of Exhibit No. 1, and that's a page entitled
2 Exhibit A and asks for a number of documents to be
3 produced; do you see that?

4 A Yes.

5 Q Do you recall at your previous deposition that
6 there were some objections that were raised to
7 those production requests; do you recall that?

8 A No, I don't.

9 Q Do you recall there were some objections asserted
10 by your counsel to some of the requests?

11 A I recall there were objections to questions that
12 were asked.

13 Q All right. Do you remember whether any documents
14 were withheld from production based on claims of
15 privilege?

16 A Not that I'm aware of.

17 Q All right. At a point in time -- let me ask, were
18 you aware of a court -- of a court opinion on
19 January 3rd that held that documents -- certain
20 privileges did not apply and certain documents
21 needed to be produced?

22 A Yes.

23 Q All right. And did your counsel subsequently come
24 back to you and ask you to search for additional
25 documents and then produce additional documents?

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1 A The counsel from Reinhart did.

2 Q Okay. And who's the counsel from Reinhart who
3 came back to ask you to produce materials?

4 A Patrick Hodan.

5 Q The reason that I ask is we have -- I want to make
6 sure we've got everything on the table here in
7 front of us that was produced. And so I'd like to
8 mark as Exhibit No. 88 --
9 (Exhibit No. 88 marked for
10 identification)

11 Q Exhibit No. 88 is a letter dated January 10th.
12 Can you take a look at that? Just take a look at
13 it, please, and attached to your copy there is
14 either a CD or a DVD. I'm going to ask you
15 questions about that in just a minute.

16 A Okay.

17 Q All right. Have you seen Exhibit 88 before?

18 A No.

19 Q You see that it's a letter from Mr. McLeod,
20 correct?

21 A Yes.

22 Q All right. And it's a letter to me dated
23 January 10th; do you see that?

24 A Yes.

25 Q And if you look at the second page, do you see

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1 that there is a statement or a document, at least,
2 that's entitled *Supplemental Document Production*
3 *in Response to Subpoenas Issued by Plaintiffs*
4 *Joe Handrick, Adam Foltz, and Tad Ottman*; do you
5 see that?
6 A Yes.
7 Q Were you, in fact, asked either by Mr. McLeod or
8 somebody at the Reinhart law firm to search for
9 and give them copies of additional documents in
10 response to Exhibit A to Exhibit 1?
11 A No.
12 Q You were not, okay. How were you asked to search
13 for and produce additional documents, materials?
14 A Everything that I had in my custody, possession,
15 and control had already been submitted. In the
16 initial deposition, near the end, you asked if
17 Reinhart had a system for backing up sent items,
18 deleted items, and I said I did not know. So the
19 Reinhart attorneys then said they do, and so then
20 they initiated a search of their system to find
21 anything that I would not have had.
22 Q I see. And is it your understanding that any
23 documents that were previously produced that you
24 had given to them, and by them, I mean the
25 Reinhart lawyers, in response to the subpoena

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1 served on you were then produced to the plaintiffs
2 in this case?
3 A It's my understanding.
4 Q All right.
5 MR. POLAND: I have one other
6 document that I want to mark here so we can
7 get it out of the way, and this will be
8 Exhibit 89.
9 (Exhibit No. 89 marked for
10 identification)
11 Q Have you seen Exhibit 89 before, Mr. Handrick?
12 A No, I have not.
13 Q You see that's a letter from Mr. McLeod to me
14 dated January 11th, 2012?
15 A Yes.
16 Q And attached to the copy that I've put in front of
17 you is a copy of, it's either a CD or a DVD, I
18 think, containing additional files; do you see
19 that?
20 A Yes.
21 Q Is it your understanding then that you have
22 searched for and given to the lawyers at the
23 Reinhart law firm all documents in your
24 possession, custody, or control that were
25 responsive to Exhibit A attached to Exhibit No. 1?

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1 A Yes.
2 Q And to your knowledge, have those documents been
3 produced to the plaintiffs, either previously in
4 December or attached either to -- or contained
5 within the CDs attached to Exhibits 88 or 89?
6 A To my knowledge, yes.
7 Q So there's nothing to your knowledge at this point
8 that you know of that is responsive to the
9 subpoena issued to you that has not been produced?
10 A That is correct.
11 Q Mr. Handrick, at your first deposition in
12 December, I believe that I asked you whether you
13 expected to be called to testify at trial; do you
14 recall that?
15 A Yes.
16 Q And at the time I believe your answer was no, you
17 did not expect to be called to testify at trial;
18 is that correct?
19 A I believe that was my answer.
20 Q Do you know, as you sit here today, whether you
21 expect to be called to testify at trial?
22 A I do not know if I'm going to be called.
23 Q Have you been told that you will be called to
24 testify at trial?
25 A No.

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1 Q Have you been told that you will not be called to
2 testify at trial?
3 A No.
4 Q I'm going to hand you a copy of a document that we
5 had marked as an exhibit at your deposition in
6 December. It's Exhibit No. 10.
7 MR. POLAND: I'll give that to you,
8 and I'll hand out copies to counsel.
9 Q And if you look at Exhibit No. 10, is this a
10 document that looks familiar to you? Do you
11 recall seeing it at your first deposition?
12 A I have seen this document. I cannot recall
13 exactly at which venue I've seen it.
14 Q All right. All right. You see that it is just
15 taking you back to the third page of the
16 deposition, it's actually numbered page 2, states
17 it's *Defendants Amended Initial Rule 26(a)*
18 *Disclosures*; do you see that?
19 A Yes.
20 Q All right. I'd like to take you to the page
21 numbered 6 in Exhibit 10 and paragraph number 11.
22 And paragraph number 11 identifies individuals who
23 were involved in reviewing census and population
24 data from the 2010 decennial census to ensure
25 minimum population deviation for the new

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1 districts; do you see that?
2 A Yes.
3 Q All right. And then in the next paragraph down,
4 it identifies individuals who were involved in
5 reviewing population and other data so as to
6 preserve to the extent possible and practical --
7 practicable, the core population of prior
8 districts as well as communities of interest; do
9 you see that?
10 A Yes.
11 Q And your name is identified as one of those people
12 on page 7, correct?
13 A Yes.
14 Q And did you, in fact, review population and other
15 data so as to preserve, to the extent possible and
16 practicable, the core population of prior
17 districts in Acts -- in Act 43?
18 A During my drawing the maps, I do not believe that
19 I reviewed such data in terms of core retention.
20 Q You didn't review core population retention data,
21 prior districts?
22 A As I was drawing, no.
23 Q Did you -- and I think we can probably knock
24 Act 44 -- get it out of the way here. I believe
25 your previous testimony was that you didn't have

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1 anything to do with Act 44 essentially, is that
2 correct, in terms of the drawing?
3 A That is correct.
4 Q So we'll focus on Act 43 then. You did -- you did
5 not -- well, strike that. Were you involved in
6 analyses of drawing -- strike that. In drawing
7 the new districts under Act 43, were you involved
8 in either preparing or reviewing analyses relating
9 to the retention of the core populations from
10 previous districts?
11 A Not that I recall.
12 Q Were you involved in any decisions that were made
13 in the redistricting process about how to draw
14 districts so as to retain as much of the core
15 population as possible?
16 A Repeat the question, please.
17 MR. POLAND: Brandé, could you read
18 that back.
19 (Question read)
20 A No.
21 Q Do you know who made those decisions about how to
22 retain as much of the core population from
23 previous districts as possible?
24 A No.
25 Q Generally speaking?

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1 A Well, generally speaking, the legislature did.
2 Q Okay. But the legislature was looking at maps
3 that had already previously been drawn, correct?
4 A Correct.
5 Q And so in the purpose of putting together Act 43
6 and determining what the boundaries to the
7 districts would be, do you know who in the process
8 of creating those districts actually looked at
9 core population retention?
10 A No, I don't.
11 Q Let me ask you with respect to certain of the
12 Assembly districts and Districts 8 and 9 in
13 Milwaukee, did you look at all at any of the core
14 population retention from the existing districts
15 at the time and how that could be retained in the
16 new Districts 8 and 9?
17 A I did not do an analysis or core retention reports
18 for District 8 or 9. But as I was drawing, I
19 would have the outline of Districts 8 and 9
20 visible on the screen.
21 Q And did you do anything, as you had the outlines
22 of Districts 8 and 9 visible on the screen, did
23 you do anything to determine what percentage of
24 the population in the existing districts would be
25 retained in the new Districts 8 and 9?

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1 A No.
2 Q Did you make any recommendations to anyone who was
3 drawing the districts about what the percentage of
4 core population retention should be?
5 A Not that I recall.
6 Q Do you know who did make those types of analyses
7 or determinations with respect to Districts 8
8 and 9?
9 A No, I don't.
10 Q I'm going to hand you a document that we had
11 marked in your previous deposition as Exhibit
12 No. 11. I'd like you to turn to -- well, first of
13 all, just for the record, Exhibit No. 11 is the
14 *Second Amended Complaint for Declaratory*
15 *Injunctive Relief* that the plaintiffs filed. And
16 I'd like you to turn to page 15, and I'm going to
17 ask you some questions about paragraphs that
18 appear on pages 15 through 17. Let me first ask
19 you, have you seen Exhibit No. 11 before?
20 A Yes.
21 Q Have you seen it outside of the context of your
22 first deposition?
23 A I don't -- I don't recall if I saw it prior to
24 that date.
25 Q All right. If you turn to page 15, I'd like to

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1 draw your attention to paragraph B, and as you'll
2 see in paragraph B on page 15, there is a
3 statement in the complaint that the 2011 Assembly
4 districts do not preserve core populations from
5 prior districts, and then it will go -- it goes
6 down, continues on in a number of subparagraphs,
7 little Roman 1 through little Roman 5. I'd like
8 you to take just a moment to look at those.
9 A Okay.
10 Q Did you do anything in the course of the
11 redistricting process that analyzed the core
12 population retention with respect to any of the
13 Assembly districts that are identified in the
14 complaint?
15 A Yes.
16 Q Okay. And so which of the Assembly districts
17 identified in the complaint did you address?
18 A I would believe I through V, or I through V,
19 Roman.
20 Q All right. So you looked at each of those
21 districts as part of the redistricting process and
22 the core population retention specifically?
23 A I looked at a core retention report.
24 Q Why did you look at the core retention report for
25 each of those districts?

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1 A Because it was -- when a core retention report is
2 printed and it says that, under 1, 57,932 have
3 been taken out, and 53,984 have been added, that
4 is not correct. So I would point out why it's not
5 correct and make sure that they understood that
6 they cannot simply take those numbers from the
7 report as this did and state them as lack of core
8 retention.
9 Q All right. And was that a statement that you made
10 to somebody at the time during the redistricting
11 process?
12 A Yes.
13 Q Okay. Who did you make that statement to?
14 A Tad and Adam who printed the core retention
15 reports.
16 Q All right. I think that -- why don't we mark one
17 here, as an example, so we can get something
18 concrete in front of us and talk about it.
19 (Exhibit No. 90 marked for
20 identification)
21 Q Mr. Handrick, the court reporter has marked as
22 Exhibit No. 90 a document that you have in front
23 of you. One thing that we've done this time with
24 the documents that were produced is we identified
25 whose files they came from, and that was as they

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1 were given to us or produced to us. So in the
2 lower right-hand corner of the documents we're
3 going to mark as exhibits today, you'll see what
4 we refer to -- lawyers refer to as a Bates number,
5 and so that identifies the file that it came from,
6 and then each page will be numbered individually.
7 So you see the first page of Exhibit No. 90 is
8 Bates numbered Handrick 000391; do you see that?
9 A Yes.
10 Q So if I refer to a Bates number or ask you to turn
11 to a page that has been Bates numbered with a
12 certain number, that's what I'm referring to.
13 A Okay.
14 Q Is Exhibit No. 90 is copy of a core constituency
15 report or core retention report?
16 A It appears to be, yes.
17 Q All right. Now, you had just testified about
18 statements that you made about the removal of
19 individuals from a district in addition to
20 individuals to a district, correct?
21 A Correct.
22 Q And those were statements that you made to
23 Mr. Foltz and Mr. Ottman?
24 A Correct.
25 Q Now, if it helps you to use Exhibit 90 to explain

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1 what it was that you told them, please do it. But
2 what I'd like to find out is what you told them
3 about population retention in the districts?
4 A Could you please specify which district?
5 Q Sure. So let's talk about, on page 15,
6 paragraph B, and little Roman Numeral 1.
7 A Okay.
8 Q Start with District 81.
9 A And please restate your question.
10 Q Yeah. Actually, before I do that, let me ask you
11 this, is Exhibit No. 90 a document that you
12 prepared?
13 A No.
14 Q Do you know who did prepare it?
15 A I don't know.
16 Q Okay. It did come from your files, according to
17 the documents that were given to us. Was it your
18 practice to have someone else prepare constituency
19 reports and provide them to you?
20 A Yes. I did not know how to prepare reports.
21 Q And these were prepared on Autobound; is that
22 correct?
23 A Yes.
24 Q Do you have a belief as to who most likely would
25 have prepared and printed this report?

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1 A Yes.
2 Q Who was it in your belief would have prepared
3 Exhibit No. 90?
4 A Most likely Tad or Adam.
5 Q Okay. And if we look -- if we look at
6 District 81, which appears on the page that has
7 been Bates labeled Handrick 000407, we see a
8 report for District 81, correct?
9 A Correct.
10 Q Now, it looks like the numbers are different on
11 this report than they are in the complaint in
12 paragraph B, little Roman Numeral i on page 15,
13 correct?
14 A Yes.
15 Q Do you know whether there were core retention or
16 core constituency reports that were prepared and
17 printed after June 15th?
18 A For Act 43?
19 Q Correct.
20 A I don't know that.
21 Q All right. When I asked you about that
22 paragraph B, little Roman i, and you said you
23 can't look at a report and say -- conclude that
24 the statute removes a certain number of people and
25 adds a certain number of people, what did you mean

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1 by that?
2 A For District 81 --
3 Q And you're referring here to Exhibit 90, for the
4 record?
5 A Yes. It says that District 81 only retains 3,419
6 people from District 81. What I said was that to
7 say that that is the core retention for
8 District 81 is incorrect.
9 Q Why is it incorrect?
10 A Because District 81 and District 42 flipped
11 numbers.
12 MR. EARLE: I'm sorry?
13 THE WITNESS: Flipped numbers.
14 Q Why did they flip numbers?
15 A Population gains and losses from Milwaukee to
16 Dane County resulted in a shifting of districts.
17 As a result of that, sometimes districts change
18 numbers.
19 Q Why would it be necessary to flip populations in
20 such a large fashion as opposed to -- as opposed
21 to simply moving fewer people to achieve
22 population equality?
23 MR. MCLEOD: I'm going to object to
24 the form of the question. Feel free to
25 answer if you're able to.

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1 A I can't answer that because your question said
2 they're moving people and they're not. They're
3 changing the number of the district.
4 Q All right. Well, the population from District 81
5 in the former or existing District 81 that will be
6 in the new District 81 is 3,419 people; is that
7 correct?
8 A Yes.
9 Q All right. And then there are -- in new District
10 81, there will be 33,046 people who had been in
11 District 42, correct?
12 A Correct.
13 Q So I understand people aren't moving their
14 physical addresses; they're being put into a
15 different legislative district, correct?
16 A Yes.
17 Q All right. Do you know -- the allegation in
18 paragraph little Roman i on page 15 states that
19 District 81 was required to lose only 3,907
20 individuals to meet the ideal population. Do you
21 know if that allegation is true, that it was
22 overpopulated by 3,907 individuals?
23 A I do not know that.
24 Q Is it true that 57,932 people who had been in
25 District 81 were moved to different districts?

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1 A No.
2 Q I want you to assume that that is a true
3 allegation, that 57,932 people who had been in
4 District 81, existing District 81, were now
5 reassigned to a new district, to a different
6 district, all right. Do you know why so many
7 people would have been moved if the district was
8 only overpopulated by 3,907 individuals?
9 MR. KELLY: Objection, form.
10 A As answered before, they weren't moved to a
11 different district. 33,046 of those people are
12 still in the same district as each other. Their
13 district number has changed.
14 Q Right. So in other words, the people are still
15 together in the same district, but their district
16 number has changed; that's what you're saying,
17 right?
18 A Correct.
19 Q What has changed is the lines, the boundaries of
20 the districts, correct?
21 A The boundaries changed, yes.
22 Q All right. So if a district only was
23 overpopulated by 3,907 individuals, why not simply
24 change the district line so that you only move
25 3,907 individuals to a different district?

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1 MR. KELLY: Objection, form.
2 A Because when you change the number, you're not
3 necessarily moving a single person.
4 Q Why are you not necessarily moving a single
5 person?
6 A If you have two districts that are the exact
7 correct population, one is District 1 and one is
8 District 2, and you exchange those two numbers,
9 you have not moved a single person.
10 Q You've reassigned them to different districts;
11 they're in different districts?
12 A Correct.
13 Q All right. So why do that? Why not reassign
14 3,907 people to a new district?
15 MR. KELLY: Objection, form.
16 A You -- you can't start in District 81. Districts
17 are all interrelated. So any changes made in
18 District 81 would have been by necessity the
19 result of the ripple effect triggered by the
20 population shifts in the state of Wisconsin.
21 Q Where did -- where did the team, the redistricting
22 team, start when formulating new districts for
23 Act 43?
24 A My understanding is that the team began in the
25 city of Milwaukee.

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1 Q Is it your understanding that it was the new
2 districts created in and around the city of
3 Milwaukee then that subsequently caused the
4 districts to be drawn in such a way that the
5 number of -- that they determined the number of
6 people who needed to be moved into new -- or
7 reassigned to new districts?
8 A No, that's not accurate.
9 Q You talked about ripple effects, and so a ripple
10 has to start someplace, right? You drop a stone
11 in the water, and you start ripples. So it has
12 got to start somewhere. Is it your testimony that
13 the ripple started in Milwaukee through the
14 creation of the new districts in Milwaukee?
15 A The ripples begin simultaneously when the census
16 is completed and there's malapportionment
17 throughout the state.
18 Q And by *malapportionment* you mean some districts
19 have greater than the ideal population, and some
20 have less than the ideal population, correct?
21 A Correct.
22 Q And in terms of balancing the population by
23 drawing new districts, is that a process that the
24 team -- the redistricting team started in the
25 Milwaukee area?

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1 A Yes.
2 Q And so what was it about redistricting and drawing
3 the new districts in the Milwaukee area that
4 caused ripple effects around the other parts of
5 the state?
6 A My recollection is that Milwaukee County was
7 losing approximately a district, and Dane County
8 was going to gain a district. You cannot separate
9 those two out.
10 Q And why do you say you can't separate them out?
11 A They're interrelated. Milwaukee was going to lose
12 a district. That district goes somewhere.
13 Dane County was going to gain a district. So
14 therefore, those two population malapportionments
15 have a relationship.
16 Q What -- what factors were considered as decisions
17 were made in drawing the new district lines for
18 the districts that are identified here in these
19 paragraphs 81, 33, 62, 37, and 76?
20 A The factors that I recall are population equality,
21 municipal splits, compactness, contiguity,
22 communities of interest.
23 Q Did you have any input into how those factors were
24 considered in the way that the districts
25 identified in the complaint were drawn?

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1 A No.
2 Q Do you know who did?
3 A Please restate the premise question.
4 MR. POLAND: I'll ask, Brandé,
5 could you read it back.
6 (Question read)
7 A And then the follow-up was do I know who did?
8 Q Yes.
9 A The fundamental direction would have come from
10 legal counsel.
11 Q Who was the legal counsel who gave that
12 fundamental direction?
13 A The legal team, that I recall it, consisted of
14 Eric McLeod, Tim Troupis, Sarah Troupis.
15 Q Did you have discussions with Mr. McLeod,
16 Jim Troupis, or Sarah Troupis about the number of
17 people that needed to be reassigned to different
18 districts?
19 A No.
20 Q Was there any kind of goal or target that was
21 discussed in terms of the number of people that
22 would be assigned to new districts?
23 A No.
24 Q Was there any target established or goal about the
25 percentage of residents in a district want to be

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1 retained in a new district?
2 A No, not that I recall.
3 Q If you look on paragraph 16 -- page 16,
4 paragraph C.
5 A Thank you.
6 Q There are references to, continuing on to page 17,
7 there are references to Senate districts. So for
8 example, in paragraph little Roman i, there's a
9 reference to Senate District 22. The next
10 paragraph mentions District 21. The next,
11 District 17, and then the following paragraphs
12 mention Senate Districts 32 and 7; do you see
13 those?
14 A Yes.
15 Q Did you have any input into how the Senate
16 districts were drawn, the Senate districts
17 mentioned here in the complaint in these
18 paragraphs.
19 A Not directly.
20 Q Indirectly, did you have any input into how the
21 Senate districts were drawn?
22 A Yes.
23 Q How did you have indirect input?
24 A I recall that I drew a number of maps that then
25 were provided to the team that -- region by region

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1 that then gave direction as to how Act 43 would be
2 compiled. So they may or may not have used some
3 of my features or portions of my maps.
4 Q Do you know whether they did use features or
5 portions of the maps that you drew?
6 A I believe they did.
7 Q From the standpoint of core population retention
8 for Senate districts, was there a core district
9 population report that was printed that would show
10 the Senate district core population retention?
11 A I don't know that.
12 Q Did you ever ask for any reports to be generated
13 for Senate districts?
14 A Not that I recall.
15 Q Is there a reason that you had them run for
16 Assembly districts but not for Senate districts?
17 A Yes.
18 Q Why?
19 A It was -- all maps I drew were drawn at the
20 Assembly level.
21 Q And the Senate districts are aggregations of
22 Assembly districts, correct?
23 A Correct.
24 Q As you drew your Assembly districts, did you
25 consider the core population retention as it

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1 pertained to Senate districts?
2 A No, not that I recall.
3 Q Did you have any discussions with anyone during
4 the redistricting process about retaining core
5 populations of Senate districts?
6 A Yes.
7 Q Who did you discuss that with?
8 A Adam -- I'm sorry, Tad Ottman.
9 Q What did you and Tad discuss about core retention
10 of Senate districts?
11 A Wisconsin has odd and even Senate districts. Odd
12 Senate districts are not up for election this
13 year. Therefore, I needed to know the location of
14 odd senators because an odd senator had to be
15 retained in an odd district. So therefore, the
16 block or the ward or the municipality that an odd
17 senator lived in, that core would be essentially
18 keeping in an odd Senate district.
19 Q Were there any other factors that you and
20 Mr. Ottman discussed in drawing the Senate
21 district boundaries other than the senators in odd
22 districts needed to be retained?
23 A Not that I recall.
24 Q Did you consider communities of interest in
25 drawing Assembly districts or Senate districts?

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1 A Yes.
2 Q How did you consider communities of interest in
3 drawing those districts?
4 A I need you to be more specific, please.
5 Q Generally speaking, what were the types of
6 communities of interest that you considered in
7 drawing Senate and Assembly districts?
8 A Municipalities can be a form of communities of
9 interest. I would consider -- I recall
10 considering and making sure I was familiar with
11 tribal boundaries.
12 Q Anything else you can remember that you
13 considered?
14 A Generally, no. Even specifically, no.
15 Q What about any discussions with Mr. Foltz or
16 Mr. Ottman, did you discuss with either of them
17 preservation of communities of interest in drawing
18 the new Senate and Assembly districts?
19 A Not that I recall.
20 Q I'd like you to turn to page 17 of the complaint,
21 which is Exhibit 11, and I'd like you to look at
22 paragraph D on page 17. Little Roman Numeral i
23 refers to fracturing of the Clarke Square
24 neighborhood in Milwaukee by drawing the district
25 boundary between the 8th and 9th Assembly

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1 districts; do you see that?
2 A Yes.
3 Q Did you have any discussions with anyone during
4 the redistricting process about fracturing the
5 Clarke Square neighborhood?
6 A No.
7 Q Was that anything that you took into account as
8 you were drawing the Assembly and Senate
9 districts?
10 A No.
11 Q Do you know anyone who did take that into account?
12 A No.
13 Q I'd like you to look at the second paragraph on
14 page 17, that's little Roman Numeral ii. There's
15 a reference to Senate districts in Racine and
16 Kenosha Counties. And the statement is made that
17 the city of Racine is split into six different
18 Assembly districts, including one that stretches
19 into the city of Kenosha and another that
20 stretches west to Wind Lake and then it seems to
21 decline; do you see that statement?
22 A Yes.
23 Q All right. Did you consider the fracturing or
24 splitting of the city of Racine into different
25 Assembly districts when you were drawing your

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1 maps?
2 A No, I did not.
3 Q Did you have discussions with anyone, Mr. Foltz,
4 Mr. Ottman, or anyone else about splitting the
5 city of Racine into different Assembly or Senate
6 districts?
7 A Yes.
8 Q Who did you speak with about that topic?
9 A Mr. Ottman.
10 Q What did you and Mr. Ottman discuss?
11 A I asked Mr. Ottman for a listing of all
12 municipalities that were too large to be contained
13 into an Assembly district.
14 Q And the city of Racine was on that list?
15 A Yes.
16 Q And so that's why it was split into different
17 Assembly districts?
18 A Yes.
19 Q Do you know how many Assembly districts the city
20 of Racine would have needed to be split into so
21 that it would be -- that it would comply with the
22 statutes?
23 MR. MCLEOD: I'm going to object to
24 the form of the question. To the extent you
25 can answer, please do so.

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1 Q Let me back up just a minute. Why did Racine need
2 to be split up into more than one district?
3 A It's too large to be contained in a single
4 district.
5 Q And that's because the statute said a maximum
6 number of people who can be in a single Assembly
7 district, correct?
8 A No, statutes don't do that.
9 Q What does do that?
10 A The -- I believe it's the constitution.
11 Q Okay. So there is a legal limit to the number of
12 people, let's put it that way, that can be
13 contained in a single Assembly district, correct?
14 A No.
15 MR. MCLEOD: Object to the form of
16 the question. You can answer, please.
17 A No, I don't believe there's a limit.
18 Q All right. Then why do you say Racine was too
19 large to be contained in a single district?
20 A Because if it was put in one district, the
21 population would be likely viewed by a court as
22 too large for widely-accepted court parameters.
23 Q All right. Is there a specific number that is too
24 large to be contained in a single district?
25 A I'm not an attorney, but I don't believe so.

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1 Q Is that a judgment then that you made that it was
2 too large to be contained in a single district?
3 A Yes.
4 Q All right. Why did you decide that the population
5 of Racine was too large to be in one district?
6 A Because it grossly exceeded the ideal population
7 for a district.
8 Q And what was the ideal population for a district?
9 A 57,444.
10 Q Do you know what the population in Racine was?
11 A I don't know.
12 Q Do you know whether it was over 100,000 people?
13 A I don't believe it's that large.
14 Q How many -- how many districts would Racine have
15 had to be split into to be able to comply with the
16 maximum population requirement, as you understood
17 it?
18 A My understanding is at least two.
19 Q And the allegation, the statement in the
20 complaint, is that it's split into six Assembly
21 districts, correct?
22 A That's what it says.
23 Q All right. Do you know whether that's true?
24 A That's not true.
25 Q How many is it split into?

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1 A I don't know, but it's not six.
2 Q Is it more than two; do you know?
3 A I don't know.
4 Q If it is more than two, do you know why it was
5 split into more than two districts?
6 MR. KELLY: Objection, form.
7 A No.
8 Q Was that a decision that you made?
9 A No.
10 Q Do you know who drew the map that split Racine
11 into six -- into a number of different Assembly
12 districts?
13 A No.
14 Q Did you have any discussions with Mr. Ottman about
15 the number of districts Racine should be split
16 into?
17 A No.
18 Q Did you have any discussions with why Racine
19 should be split into multiple Assembly districts,
20 and this is with anyone?
21 A No.
22 Q Going on to the next sentence in paragraph 2, it
23 states, "The statute also ignores the traditional
24 and historical representation afforded to the two
25 counties combining the cities into one Senate

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1 district, while another Senate district is spread
2 across the rural parts of both counties." So
3 that's referring to the cities of Kenosha and
4 Racine; do you see that?
5 A Yes.
6 Q Do you know Kenosha and Racine were combined
7 into -- strike that.
8 Do you know why parts of Kenosha and Racine
9 were combined into a single Assembly district?
10 MR. MCLEOD: Object to the form of
11 the question. Please answer if you're able
12 to.
13 A No, I don't.
14 Q Was that a discussion that you had with anyone
15 during the redistricting process?
16 A After Act 43 was completed, yes.
17 Q Who did you discuss that with?
18 A Attorneys at the Reinhart law firm.
19 Q Which attorneys did you talk -- discuss that
20 subject?
21 A Attorneys -- Patrick Hodan.
22 Q And what did you and Mr. Hodan discuss on that
23 topic?
24 MR. KELLY: Really?
25 MR. POLAND: Pardon?

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1 MR. KELLY: Really?
2 MR. POLAND: Well, you can object
3 if you want to object.
4 MR. KELLY: Well, okay. I object
5 that it calls for information covered by the
6 attorney-client privilege, and I instruct you
7 not to answer the question.
8 Q Let me ask, when did those conversations occur?
9 MR. KELLY: Well, he said it
10 occurred after adopting Act 43.
11 MR. POLAND: He said -- that's
12 right.
13 Q But when did those conversations occur?
14 A Within the last probably month or so.
15 MR. POLAND: All right. So the
16 objection you had raised at the first
17 deposition was after you were retained as
18 counsel in this case?
19 MR. KELLY: Yes.
20 MR. POLAND: Right. And that was
21 the basis for the assertion of privilege?
22 MR. KELLY: Right.
23 MR. POLAND: But you were retained
24 on November 22nd, correct?
25 MR. KELLY: Yes.

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1 MR. POLAND: So that's the basis of
2 the objection, not just that it occurred
3 after August 9th?
4 MR. KELLY: Of course.
5 MR. POLAND: I just want to make it
6 clear.
7 Q Did -- during the redistricting process or up
8 until the time that Reinhart was retained as legal
9 counsel in this case, did you have any discussions
10 with anyone about why portions of the cities of
11 Kenosha and Racine were combined in Assembly
12 District 64?
13 A No, not that I recall.
14 Q Not a topic that you recall being discussed during
15 the redistricting process?
16 A Not that I recall.
17 Q Have you -- have you ever seen any reasons that
18 have been provided other than in conversations
19 with legal counsel about why Racine and Kenosha
20 were combined into Assembly District 64?
21 A Not that I recall. I want to correct myself. I
22 recall reading in one of these documents somewhere
23 one of the results of that drawing.
24 Q And what do you recall reading on that topic?
25 A That the results of that drawing were --

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1 significantly enhanced the minority population in
2 one of the Senate districts.
3 Q Do you remember, when you say one of the
4 documents, do you mean one of the documents in the
5 litigation?
6 A I can't recall specifically where I saw that.
7 Q Was it an expert report that you saw that perhaps?
8 A It may have been.
9 Q Was minority representation in the cities of
10 Racine or Kenosha anything that you had
11 discussions with anyone about during the
12 redistricting process?
13 A No.
14 Q Did you ever see any kinds of analyses or any
15 statements by anyone during the redistricting
16 process about enhancing minority representation in
17 Racine and Kenosha?
18 A Not that I recall.
19 Q All right. Look on page 18 of the complaint, I'd
20 like you to look at paragraph, it's little Roman
21 Numeral iii, and there's a reference to the city
22 of Appleton; do you see that?
23 A Yes.
24 Q And there are references to splits of the city of
25 Appleton; do you see that?

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1 Q Did you ever look -- there is a statement in the
2 complaint here *Residents in the city of Appleton*
3 *have little in common with residents of, for*
4 *example, Norwegian Bay on Lake Poygan; do you see*
5 *that?*
6 A Yes.
7 Q Do you know, is that anything that you've ever
8 looked at, that specific contention that's made
9 there?
10 A No.
11 Q Did that ever come up in any discussions that you
12 had with anyone?
13 A Not that I recall.
14 Q Did you ever do anything to look at communities of
15 interest that might be fractured by splitting the
16 city of Appleton?
17 A Not that I recall.
18 Q And was that a discussion that was had at the
19 regional review meeting with legislative
20 leadership and legal counsel?
21 A Not that I recall.
22 Q The next paragraph down discusses the city of
23 Beloit; do you see that?
24 A Yes.
25 Q And that's paragraph 4, Roman iv, on page 18. Did

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1 A Yes.
2 Q Did you have any -- any discussions with anyone
3 during the redistricting process about how
4 Appleton would be split?
5 A Yes.
6 Q Who did you speak with about that topic?
7 A The people previously identified as participating
8 in the regional map review.
9 Q Remind me who that is again?
10 A Legislative leadership. I believe there was legal
11 counsel there, but I can't recall whom -- who.
12 Q What was discussed on that topic of the splits of
13 the city of Appleton?
14 A Each regional variation, to my recollection,
15 likely contained a different form of the split.
16 Q And so when you say *regional variation*, what are
17 you referring to?
18 A For each region, there was more than one map
19 presented for that region.
20 Q Do you know why the map that was chosen split
21 Appleton as it did?
22 A No.
23 Q Was there a discussion as those options were
24 presented about communities of interest?
25 A Not that I recall.

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1 you, in the maps that you drew, did you have
2 Beloit split?
3 A I may have. I don't recall.
4 Q Did you discuss the splitting of Beloit with
5 anyone during the redistricting process?
6 A Not that I recall.
7 Q Did you do anything to look at that -- to look at
8 communities of interest contained within the city
9 of Beloit and preserving those?
10 A Yes.
11 Q Who did you discuss that with?
12 A Can you repeat your original question?
13 (Question read)
14 Q And you answered yes; let me withdraw the
15 follow-up question. What did you do to look at
16 that issue?
17 A The city of Beloit has a minority population, and
18 so I did take note of where that minority
19 population was.
20 Q And what did you do as a result of taking a look
21 at where the minority population of Beloit is
22 located?
23 A So that if I were to have a split in the city, I
24 would not -- I would take caution not to split
25 that population.

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1 Q Do you know whether the final split of Beloit
2 preserved the minority population?
3 A I believe so.
4 Q Did you have a discussion with anyone else about
5 that topic?
6 A No, not that I recall.
7 Q Have you ever heard any explanation, other than
8 from legal counsel, about why the city of Beloit
9 was split?
10 A No, not that I recall.
11 Q And when I say *legal counsel*, I mean the legal
12 counsel for the purposes of this litigation, and I
13 should make that clear because we have legal
14 counsel from the redistricting process and then
15 the legal counsel from this litigation. So let me
16 just ask the question again. Other than the
17 litigation counsel representing the GAB or the
18 legislature in this action, did you ever have any
19 discussions about preserving communities of
20 interest in Beloit with anyone?
21 A Not that I recall.
22 Q Turning your attention to paragraph 5 then on
23 page 18, do you see there's a statement made
24 that *Three Assembly districts in Milwaukee*
25 *that had historically been contained within*

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1 *Milwaukee County are now stretched from the edge*
2 *the city well into Waukesha County; do you see*
3 *that statement?*
4 A Yes.
5 Q And did you participate in drawing those districts
6 so that they stretched to the edge of the city and
7 into Waukesha County?
8 A I may have.
9 Q In the maps that you drew, were those districts
10 configured in that way so that they went into
11 Waukesha County?
12 A I can't state that specifically yes or no.
13 Q Have you ever had discussions with anyone about,
14 other than legal counsel in this case, about that
15 topic?
16 A Yes.
17 Q Who have you discussed that topic with?
18 A The team reviewing the regional area for
19 Milwaukee.
20 Q And again that was legislative leadership and then
21 legal counsel as well at the time?
22 A Correct.
23 Q What was discussed on that topic?
24 A The discussion was the -- the broad
25 malapportionment between the -- between that

301

1 county, the suburbs, and Dane County, and the
2 effect that the ripple/domino effect has on
3 districts as you move out from the center of the
4 county.
5 Q Is it your testimony that the decision to
6 configure the districts in that way then was a
7 result of the population shift westward away from
8 the city of Milwaukee?
9 A It may have been a factor.
10 Q Were there other factors that also influenced
11 drawing of the districts in that way?
12 A I do not know.
13 Q Did you ever have discussions with anyone on the
14 regional team about any other reasons to draw the
15 districts in that way?
16 A Not that I recall.
17 Q Was there a discussion of preserving communities
18 of interest in drawing those districts they
19 referred to in paragraph 5 in that fashion?
20 A No, not that I recall.
21 Q So other than population reasons for drawing the
22 districts in that way, were there any other
23 reasons you can recall as you sit here today for
24 why the districts were drawn in that fashion?
25 A No.

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1 Q Beginning on page 18 then and continuing on to
2 page 19, there are two paragraphs that talk about
3 fracturing Native American communities. Do you
4 see those two paragraphs? The full two paragraphs
5 are contained on page 19 of the complaint.
6 A Yes.
7 Q Do you see those? And in the first paragraph
8 there is a discussion of members of the
9 Oneida Nation; do you see that?
10 A Yes.
11 Q Are you familiar with the district that
12 encompasses members of the Oneida Nation?
13 A To some degree.
14 Q All right. Did -- well, strike that. Do you know
15 whether it is true that under the 2002 boundaries,
16 members of the Oneida Nation were primarily with
17 Assembly Districts 5 -- District 5 instead of
18 District 2?
19 A I believe that's accurate.
20 Q And is it also true that under the new statute,
21 under Act 43, members of the Oneida Nation now
22 reside in two Assembly districts?
23 A Yes, that is true, and it's not a change from
24 2002.
25 Q Do you know whether members of the Oneida Nation

303

1 are now split into more than two Assembly
2 districts?
3 A I do not believe -- rephrase the --
4 THE WITNESS: Will you state the
5 question, please.
6 (Question read)
7 A I do not know that.
8 Q Did you participate in drawing the districts that
9 encompassed members of the Oneida Nation?
10 A Again, I may have.
11 Q Was it anything that you specifically looked at
12 when you were participating in the drawing of the
13 Assembly districts in that area of the state?
14 A Yes.
15 Q And what did you specifically look at with respect
16 to those districts that encompassed the members of
17 the Oneida Nation?
18 A The overwhelming majority of members of the
19 Oneida Nation live in two townships, in two
20 counties, town of Hobart and the town of Oneida,
21 and a very small portion is in the village of
22 Ashwaubenon.
23 Q And how did that factor into your consideration of
24 how to draw districts in that area of the state?
25 A Just as the court did in 2002, in my maps, I kept,

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1 my recollection is, I kept those two towns
2 together that contained the vast majority of the
3 Oneida Nation population.
4 Q Hobart and Oneida?
5 A Yes.
6 Q Do you know whether that was done in the final map
7 that was adopted?
8 A I believe it was.
9 Q Did you ever have any discussions with anyone on
10 that topic?
11 A Yes.
12 Q Who did you talk to that -- who did you speak with
13 on the topic?
14 A Tad Ottman.
15 Q What did you and Mr. Ottman discuss?
16 A I would have discussed with him because when
17 you -- when he would be working, you cannot --
18 reservation boundaries are not visible. Just
19 because I was familiar with many of the
20 reservations, I would just note to him that even
21 though those towns are different counties, they
22 actually encompass the reservation.
23 Q Were there any other considerations of the
24 Oneida Nation that were discussed as you were
25 drawing the boundaries of the district --

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1 districts that encompassed them?
2 A Not that I recall.
3 Q And then there was also a paragraph on page 19,
4 it's the second paragraph that refers to members
5 of the Stockbridge-Munsee and Menominee tribes; do
6 you see that?
7 A Yes.
8 Q Did you consider the members of those tribes as a
9 community of interest when you were drawing any
10 maps for Act 43?
11 A Yes.
12 Q What did you consider?
13 A The Stockbridge-Munsee Nation is -- is separate
14 from the Menominee Nation. The Menominee Nation
15 is indigenous to Wisconsin. The
16 Stockbridge-Munsee Nation was not. They're
17 Mohican origin from the state of New York. The
18 Stockbridge-Munsee reservation is, I think,
19 exclusively or almost exclusively contained in two
20 townships, the town of Bartelme and the town of
21 Red Springs.
22 Q And how did that factor into the way that you drew
23 districts for Act 43?
24 A In my maps, I made effort to keep the
25 Stockbridge-Munsee reservation, which is contained

306

1 in two townships in one district.
2 Q Did you have any discussions with anyone else on
3 the redistricting team about how the
4 Stockbridge-Munsee and Menominee tribes were
5 treated under Act 43?
6 A Yes.
7 Q Who did you discuss that with?
8 A Mr. Ottman.
9 Q What did you discuss?
10 A Again, as Mr. Ottman may be drawing on his own, he
11 would not necessarily be able to know that that
12 tribal reservation, the Stockbridge-Munsee, is
13 contained in two separate townships, so I noted
14 that for him so he would be aware of that.
15 Q Did you have any discussions with any members of
16 the Oneida Nation or members of the
17 Stockbridge-Munsee or Menominee tribes in making a
18 determination about how to draw districts that
19 encompass those tribes?
20 A Not recently.
21 Q When was the last time that you spoke with anyone
22 from those tribes about districts?
23 A 10 years ago.
24 Q What were you told at that time by members of
25 those tribes?

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1 A That's when I was sort of given the history of the
2 Stockbridge-Munsee Nation, and the fact that
3 they're in multiple townships and that they are
4 separate and distinct from the Menominee tribe.
5 Q Someone from the Stockbridge-Munsee tribe told you
6 that?
7 A Yes.
8 Q Did you ever speak with anyone from the Menominee
9 tribe?
10 A Not that I recall.
11 Q About the issue of redistricting?
12 A Not that I recall.
13 Q What about someone from the Oneida Nation?
14 A Not that I recall.
15 Q Did you participate in actually hands-on drawing
16 any of the legislative districts in Milwaukee?
17 A On my maps, yes.
18 Q On the maps -- in the maps that you drew that
19 encompass the city of Milwaukee, do you know
20 whether any of those became part of Act 43?
21 A Exactly, I don't know that.
22 Q What did you do after you drew your maps? Who did
23 you give them to?
24 A I did not give them to anybody.
25 Q What did you do with them after you drew them?

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1 A They were on the computer terminal at the law
2 firm.
3 Q So anyone else who was part of the redistricting
4 team could pull them up and use them?
5 A That is correct.
6 Q Do you know who finally drew the maps that were
7 then presented to the legislature for its
8 approval?
9 A I don't know that exactly, no.
10 Q Do you know whether it was Mr. Foltz or
11 Mr. Ottman?
12 A It's my understanding.
13 Q It wasn't you; is that correct?
14 A It was not me.
15 Q So you don't know whether they, whoever it was who
16 drew the final maps, used the districts that you
17 drew for the city of Milwaukee?
18 A Right. I don't know that, but many of them look
19 very similar to the maps I had drawn.
20 Q When you were drawing districts in the city of
21 Milwaukee, did you take into account minority
22 interests?
23 A Yes.
24 Q Which minority interests did you take into
25 account?

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1 A The African-American minority interest and the
2 Hispanic minority interest. That's what I recall.
3 Q All right. And as far as the African-American
4 districts are concerned, do you know how many
5 African-American majority districts there are
6 under the 2002 court-drawn plan?
7 A Yes.
8 Q How many are there?
9 A There are five.
10 Q How many -- do you know how many there are under
11 Act 43?
12 A Yes.
13 Q How many are there?
14 A There are six.
15 Q Were there any discussions among the redistricting
16 team about the number of African-American majority
17 districts in Milwaukee?
18 A Yes.
19 Q What were those discussions?
20 A The discussion I recall was with Attorney Troupis.
21 Q What was that discussion?
22 A Attorney Troupis did not provide any specific
23 instructions. However, he gave sort of broader
24 guidelines.
25 Q What were the guidelines that he gave?

310

1 A One, the court-drawn map had five African-American
2 districts, and that number should -- should not
3 decrease. Two --
4 Q I've got to stop you there for a second, and we'll
5 come back, or do you want to get them out first
6 and then we can come back?
7 A Go ahead.
8 Q I was just going to say, did he say why that
9 number should not decrease?
10 A Not that I recall.
11 Q All right. Go ahead.
12 A Two, if the -- if the population, African-American
13 population had grown relative to the total
14 population enough to create a sixth majority
15 African-American district without violating
16 traditional redistricting principles, that would
17 be acceptable to do.
18 Q Was there any other guidance that he gave to you?
19 A Maybe give me a minute. This is a long time ago.
20 Q Sure, I understand.
21 A Unless dictated by greater forces of population
22 malapportionment, African-American incumbents
23 ideally would not be paired with each other or
24 with a white incumbent. I think there's something
25 else that I'm just not --

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1 Q Not coming back.
2 A Not coming to me.
3 Q All right. Do you know whether, speaking to that
4 last principle that you mentioned, do you know
5 whether any African-American incumbents were, in
6 fact, paired with one another?
7 A I believe the answer is no.
8 Q And what about paired with any white incumbents?
9 A I believe the answer is no.
10 Q I assume then that the redistricting team found it
11 acceptable to create a sixth African-American
12 majority Assembly district, correct?
13 A They did.
14 Q Do you know who made that decision?
15 A No, I do not.
16 Q In the maps that you drew of the city of
17 Milwaukee, did you have six African-American
18 majority Assembly districts?
19 A I believe the answer is yes.
20 Q Did you ever look into creating a seventh
21 African-American majority Assembly district?
22 A No, I did not.
23 Q Did you have any discussions with Mr. Troupis
24 about the possibility of creating a seventh
25 African-American majority Assembly district in

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1 Milwaukee?
2 A Not that I recall.
3 Q Do you know whether anyone on the redistricting
4 team looked into that issue?
5 A Not that I'm aware of.
6 Q Have you done any investigation to determine
7 whether a seventh African-American majority
8 Assembly district could be created in Milwaukee?
9 A No, I have not.
10 Q And do you know whether anyone on the
11 redistricting team engaged in that analysis?
12 A Not to my knowledge.
13 Q Have you seen anything that addressed that topic
14 during the course of the redistricting process?
15 A Somewhere, again, in one of those documents I've
16 seen reference to that.
17 Q In the court documents, you think?
18 A Yes.
19 Q As opposed to the redistricting process itself?
20 A That's right.
21 Q Moving on to the Latino districts in Milwaukee;
22 were you involved in drawing the Latino majority
23 Districts 8 and 9?
24 A I did in my maps draw the Hispanic districts on
25 the south side of Milwaukee.

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1 Q So if we call them Hispanic or Latino, we're
2 talking about the same thing; is that correct?
3 A My understand something those are both
4 interchangeable, acceptable terms. If I'm
5 mistaken, correct me.
6 Q It's my understanding as well. Mr. Earle will
7 correct us if we step over the line, I'm sure.
8 But in any rate, it's Assembly Districts 8 and 9,
9 correct?
10 A Yes.
11 Q Was there any kind of a goal that the
12 redistricting team had in drawing Latino majority
13 districts in Milwaukee in Act 43?
14 A I do not know if the team had a goal.
15 Q Was there any kind of a goal that was discussed
16 among the members of the team?
17 A Again, with Mr. Troupis.
18 Q And what was discussed with Mr. Troupis?
19 A That there was a majority Hispanic district in
20 Milwaukee County, and therefore, any new map
21 would, at the very least, have to continue that
22 district. Two, that the -- if population growth
23 of the Hispanic community relative to the total
24 community would permit the creation of a second
25 Hispanic majority district, that would be okay or

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1 a good thing. Three, the -- that unless dictated
2 by forces of malapportionment, an Hispanic
3 incumbent should not be paired with another
4 incumbent.
5 Q I'm going to step back one second, sorry to take
6 this out of sequence. But did you personally
7 speak with any members of the African-American
8 community in Milwaukee about drawing the Assembly
9 districts there?
10 A In 2011?
11 Q In 2011, correct.
12 A No.
13 Q Do you know whether anyone else on the
14 redistricting team spoke with any members of the
15 African-American community in Milwaukee about how
16 to draw those Assembly districts?
17 A I do not have any knowledge of that.
18 Q Have you seen any kinds of communications at all
19 between members of the redistricting team and
20 members of the African-American community in
21 Milwaukee about how the district should be drawn?
22 A Not that I recall.
23 Q With respect to Assembly Districts 8 and 9 in
24 Milwaukee, did you draw your map before talking
25 with Mr. Foltz and Mr. Ottman about how those

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1 districts should be drawn?
2 A Yes.
3 Q Do you know whether the way that you drew the
4 districts is the way that they were finally drawn?
5 A They were not.
6 Q How were the districts that you drew different
7 than the way the districts were finally drawn?
8 A I recall drawing two options. One had Hispanic
9 voting age population of both districts at 57
10 percent, and one had one district at 64 percent
11 and one district at 51 approximately.
12 Q And do you recall what the final districts were in
13 terms of their Hispanic voting age population?
14 A Yes.
15 Q What were the final districts?
16 A My recollection is that the final districts ended
17 exactly in the middle of those two sets of numbers
18 I just related, which I believe is 60 and -- no,
19 I'm sorry, 60 and 54.
20 Q Were the boundaries, the outside boundaries, of
21 the combined 8th and 9th Assembly districts that
22 you drew the same as the outer boundaries of those
23 districts under Act 43?
24 A I don't know that.
25 Q How did you decide where to make the outer

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1 boundaries of the districts, Districts 8 and 9,
2 when you drew them?
3 A This is the one and only place in the state where
4 I actually drew a larger population on the
5 Assembly map equal to the Senate district
6 population. And in that area of what would be a
7 Senate district captured, consistent with other
8 redistricting principles of compactness and
9 population, captured a large, large percentage of
10 the Hispanic population in that region in the
11 county.
12 MR. POLAND: Brandé, could you read
13 my question back.
14 (Question read)
15 Q So were the outer boundaries that you drew the
16 same as the outer boundaries that Mr. Foltz and
17 Mr. Ottman drew?
18 A I don't know that.
19 Q And you don't recall whether the outer boundaries
20 of the districts that you drew were the same as
21 what ended up being in Act 43?
22 A I would have to look at a map I drew, and I would
23 have to look at Act 43.
24 Q Was there ever any discussion about the outer
25 boundaries of the two combined districts, that

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1 they had to be in a certain fixed configuration?
2 A No.
3 Q Did you ever participate in any discussions with
4 anyone on the redistricting team where it was
5 suggested that those boundaries could be changed
6 or should be changed, and they were not?
7 A Not that I recall.
8 Q Do you recall in what part of the process, the
9 redistricting process, you drew the Hispanic or
10 Latino districts in Milwaukee?
11 A Yes.
12 Q When was that?
13 A Shortly after I created the larger three Assembly
14 seat area. I then drew Districts 8 and 9 within
15 that area.
16 Q Was this closer to the beginning of the process of
17 redistricting, or was it closer to the end; if you
18 can recall?
19 A It would have been after the census came out in
20 April.
21 Q Relative to drawing districts in other parts of
22 the state, do you recall whether it was more at
23 the beginning of that process or closer to the
24 end?
25 A It would have been closer to the beginning.

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1 Q And that's because, as you testified before, the
2 process started in Milwaukee and went out from
3 Milwaukee; is that correct?
4 A Yes.
5 Q When you were deciding how to draw Districts 8
6 and 9 and the map that you had drew, did you
7 consult with any members of the Latino community
8 in Milwaukee?
9 A No.
10 Q Is it fair to say that the first communication or
11 contact that you had with anyone who was a
12 representative of the Latino community was with
13 Mr. Rodriguez, Jesus Rodriguez?
14 A Yes.
15 Q Was he the only one you ever spoke with who was a
16 member of the Latino community about Districts 8
17 and 9?
18 A Yes.
19 Q We've seen references to MALDEF in some of the
20 documents. Did you ever speak with anyone from
21 MALDEF?
22 A No.
23 MR. POLAND: Why don't we take a
24 break.
25 MR. MCLEOD: Okay.

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1 THE VIDEOGRAPHER: The time is
2 10:48. We are going off the record.
3 (Recess taken)
4 THE VIDEOGRAPHER: The time is
5 11:13. We are back on the record.
6 Q Mr. Handrick, in your first deposition I had asked
7 you some questions about conversations that you
8 had with different members of the, we'll call it,
9 the redistricting team when you were working
10 together with Michael Best & Friedrich last year.
11 There were some objections made at that
12 deposition, and so I'm going to come back and ask
13 you some follow-ups to some of those questions,
14 okay?
15 A Okay.
16 Q I had asked generally about conversations that you
17 had with Mr. Ottman and Mr. Foltz during that
18 process. I understand that it was a period of
19 time of months, and there were probably a number
20 of conversations that you had. I want to try to
21 start out a little bit more generally and see if
22 we need to focus on anything more specific.
23 Generally speaking, with respect to Mr. Foltz, did
24 you have conversations about drawing the new
25 districts under Act 43?

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1 A We had a conversation about drawing districts in
2 our own maps.
3 Q All right. So you were each separately drawing
4 your own maps at the time?
5 A Yes.
6 Q Why were you drawing them separately and not
7 drawing them together?
8 A I was -- Reinhart was retained by Michael Best &
9 Friedrich to assist them as they gave legal advice
10 to the legislature, and part of my role in that
11 role was to serve as sort of a translator,
12 facilitator, to help translate those legal
13 principles and constitutional principles into a
14 map. And so I drew separately because that was my
15 role was to work for Michael Best & Friedrich and
16 take direction from the legal team.
17 Q I see. So in that process then, were you talking
18 primarily or working primarily with the lawyers at
19 Michael Best & Friedrich?
20 A No, I was working primarily on my own.
21 Q All right. Then consulting with the lawyers at
22 Michael Best & Friedrich were taking direction
23 from them; is that correct?
24 A In a general sense.
25 Q And that would extend to Mr. Troupis as well?

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1 A Yes.
2 Q So was the primary legal team that you were
3 working with Mr. McLeod, Mr. Troupis, Jim Troupis,
4 Sarah Troupis, and to some extent Ray Taffora?
5 A Yes.
6 Q Was there anybody that I left out there?
7 A No, I don't believe so.
8 Q Did you have general discussions with members of
9 the legal team about the principles you were to
10 follow when drawing your own maps?
11 A Very general.
12 Q And what were the general discussions or
13 guidelines that you were given?
14 A They would -- they would remind me what the, sort
15 of the objective criteria are, the population,
16 compactness, contiguity. That would be in a real
17 general sense.
18 Q Did you have discussions about the partisan makeup
19 of the districts and the extent to which partisan
20 interests could play a role in the drawing of the
21 maps?
22 A With the legal team?
23 Q Correct.
24 A Not that I recall.
25 Q Did you have discussions with any members of the

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1 legal team about representation of minorities in
2 the new districts, and here I'll put a qualifier
3 on that, other than you've already testified to
4 here today?
5 A What I testified in regards to Jim Troupis is that
6 was the primary sort of guidance that was given.
7 Q Did you have any conversations with Mr. McLeod
8 about representation of minority interests in the
9 new Assembly districts under Act 43?
10 A Not that I recall specifically.
11 Q And you added *specifically* on the end there. Was
12 there something general that you recall discussing
13 with Mr. McLeod on that topic?
14 A Nothing that I recall that would be any different
15 than the conversation with Mr. Troupis. My
16 recollection is those conversations were with
17 Mr. Troupis.
18 Q Did you have any conversations with Sarah Troupis
19 or Ray Taffora about representation of minorities
20 in the districts drawn under Act 43?
21 A No.
22 Q Other than the conversations you already testified
23 to today that you had with Mr. Troupis about the
24 number of minority, majority Assembly districts,
25 were there any other conversations that you had

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1 with members of the legal team about the number of
2 minority, majority districts that could be created
3 under Act 43?
4 A Aside from what I already testified to, no, not
5 that I recall.
6 Q Let me shift that over then, focus on the
7 nonlawyers who were on the redistricting team, so
8 Mr. Foltz, Mr. Ottman, and any of the other people
9 that you previously have identified as
10 participating in the process. With that group of
11 people in mind, did you have any discussions with
12 any of them about the number of minority, majority
13 districts that would be or could be created under
14 Act 43?
15 A Yeah. I don't recall whether we sort of the broad
16 direction I was given from Attorney Troupis was
17 done to me and then together and whether or if
18 that was done separately or whether it was done to
19 me and then conveyed to them. I just don't recall
20 that.
21 Q When you say that you had a role sort of as a
22 translator between the legal team and then
23 Mr. Ottman and Mr. Foltz, how did that play out in
24 practice?
25 A There are a number of objective redistricting

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1 criteria, and those are -- you know, the ones I
2 mentioned, population, et cetera. Then if you're
3 going to draw a map --
4 THE WITNESS: I'm sorry, can you
5 repeat it?
6 MR. POLAND: We'll just have Brandé
7 read it back.
8 (Question read)
9 A So you have these objective redistricting criteria
10 and those are words. Part of my job was to work
11 on maps that would take those criteria and try to
12 have -- put them in the form of a map which would
13 excel on those criteria to the best degree
14 possible.
15 Q So you would take that and then you provided that
16 to Mr. Foltz and Mr. Ottman?
17 A No.
18 Q Maybe I'm misunderstanding your response.
19 MR. POLAND: Brandé, could you read
20 back the response.
21 (Answer read)
22 Q Once you created your maps, what did you do with
23 the maps?
24 A Once I created the maps, I did not do anything
25 specifically with them. They were simply there.

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1 Q They were there for Mr. Foltz and Mr. Ottman to
2 use as they saw appropriate?
3 A I suppose, yes.
4 Q And they discussed your maps with you, is that
5 correct, as they were going through and creating
6 their own maps?
7 A Not specifically.
8 Q How did the process work?
9 A I drew my maps pretty much to myself and did not
10 have direction from any single person about how to
11 draw something, nor did I give direction how to
12 draw something.
13 Q So working with or consulting with the legal team,
14 you got guiding principles from them; is that
15 correct?
16 A Correct.
17 Q And then you drew your own maps, correct?
18 A Correct.
19 Q And those were located in or loaded in or
20 just present on the computers that were at
21 Michael Best & Friedrich, correct?
22 A Correct.
23 Q So at that point in time then, they were there and
24 available for Mr. Foltz and Mr. Ottman to draw
25 from as they were creating their own district

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1 maps; is that correct?
2 A They could have been, yes.
3 Q Do you know whether they did, in fact, draw from
4 the maps that you created?
5 A As far as I know, they did not, as they were
6 creating their maps.
7 Q All right. Did they use your maps in any way, to
8 your knowledge?
9 A When my maps then would be broken into the
10 regions, then the regions would be presented
11 one at a time, and then they would be given
12 direction -- then they were given the direction to
13 then make the map, and they may have taken parts
14 of some of my maps and used them at that stage of
15 the process.
16 Q So it was -- your map wasn't taken as a whole.
17 They were regions from your maps that were used by
18 Mr. Foltz and Mr. Ottman?
19 A I believe there were.
20 Q Did you have discussions with Mr. Foltz and
21 Mr. Ottman about the regional maps that you drew?
22 A As they were being drawn, no, not really.
23 Q It was after they had already drawn theirs; is
24 that correct?
25 A Yeah, that's my understanding.

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1 Q Was there a comparison then between what they had
2 drawn and what you had done before?
3 A Region by region, there may have been. I am not
4 aware if the entire map was ever laid out and
5 compared to someone else's entire map. I
6 didn't -- I never did that.
7 Q Let's take, for example, let's take Assembly
8 Districts 8 and 9, did there ever come a time
9 where you sat down with Mr. Foltz and Mr. Ottman
10 and compared the districts that you had drawn with
11 districts that they had drawn?
12 A Not that I recall. Prior to when the regions were
13 printed out and assembled.
14 Q And when did that occur in the process?
15 A I can't remember specifically.
16 MR. EARLE: Could you read that
17 question and answer back?
18 (Question and answer read)
19 Q Do you remember whether that was late in process,
20 closer to the time that a final map was created,
21 or was it sometime earlier?
22 A It was relatively late in the process.
23 Q So if I understand this correctly, and please
24 correct me if I'm wrong, the review with the -- of
25 the regions was done on an ongoing basis

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1 throughout, and in the end, the final regions were
2 printed out and assembled into a single map?
3 A No, that's not correct.
4 Q Can you describe it for me. I'm having a hard
5 time understanding how this proceeded.
6 A I'm sorry. I drew maps. My understanding is Tad
7 and Adam also drew maps, and I don't mean to say
8 plural. I don't know if they drew more than one,
9 but my understanding is they also drew maps.
10 Those were done. Then region by region varied,
11 the different maps, one region at a time were
12 examined so the people looking at them could see
13 all of the different variations that had been
14 drawn for that region.
15 Q I see. And by the people who were examining them,
16 these are the regional groups that you had
17 mentioned before. So it was the legislative
18 leadership it was the legal staff or the legal
19 team that was looking at them?
20 A Correct. And I can't say for certain there were
21 legal team there, but yeah, the legislative
22 leaders were there for certain.
23 Q All right. Did the review by these, of the
24 individual regions, did that occur at one time, or
25 was that done over a course of time, over a number

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1 of different days?
2 A My recollection is that was done over the course
3 of two days.
4 Q When did that happen?
5 A I don't recall specifically.
6 Q Do you know whether you would be able to identify
7 when that occurred from your time sheets?
8 A I don't think so.
9 Q The time sheets which were produced, I saw they
10 don't have descriptions of what you were doing on
11 any given day; it has got a number of hours, but
12 no descriptions?
13 A That's my understanding as well.
14 Q Do you remember or recall whether the review of
15 those regions was closer to the time that the map
16 was presented to the legislature or whether it was
17 earlier in the process?
18 A It was relatively late in the process, but
19 obviously before the map was presented to the
20 legislature.
21 Q Right. After the -- after the options were
22 presented -- actually, strike that question. Who
23 made the decision about which map to take from the
24 various options that were presented?
25 A My recollection is that the legislative leaders

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1 gave directions to their staff as to -- as to
2 which options they liked per region.
3 Q Were all of the legislators whose districts were
4 encompassed within a region present at these
5 regional reviews?
6 A No.
7 Q So when you say legislative leaders, you're
8 referring to the Senate majority leader, the
9 Speaker of the House?
10 A Correct.
11 Q And who else?
12 A Representative Robin Vos, Senator Rich Zipperer,
13 and the article in the Journal Sentinel recently
14 reminded me that Majority Leader Scott Suder was
15 also there I believe on just one of the days or a
16 partial day.
17 Q Do you know whether Representative Suder was there
18 when his district was being reviewed?
19 A I don't recall.
20 Q Do you know what happened after the -- an option
21 was chosen from each of the regions?
22 A The group went on to the next region.
23 Q And so once that process was complete, what then
24 happened with the regional maps?
25 A I don't know because that was not part of my task

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1 then.
2 Q That was -- in terms of drawing the maps, at that
3 point, somebody else took over that process?
4 A Yes.
5 Q Is it your understanding it would have been either
6 Mr. Ottman or Mr. Foltz?
7 A That's my understanding.
8 Q Mr. Handrick, I had asked you at your previous
9 deposition whether as part of the redistricting
10 process anyone provided you with any data on
11 voting results from past elections, and that you
12 were instructed not to answer that question. And
13 I wanted to come back and ask you, just to make it
14 clear, not talking about any representation in any
15 of the counsel who are representing the parties in
16 this case, outside of that context. So let me
17 come back to that question now, were you provided
18 with or were you asked to provide any data on
19 voting results from past elections as part of the
20 redistricting process?
21 A Not to my recollection.
22 MR. MCLEOD: Can you read back the
23 question and answer.
24 (Question and answer read)
25 MR. MCLEOD: Thank you.

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1 Q So there were no discussions that you had with
2 anyone during the redistricting process about
3 attempting to gauge the percentage of Latinos in
4 Districts 8 or 9 who were not only voting age
5 population, but also citizens; is that correct?
6 A That's correct.
7 Q I wanted to come back to another question I had
8 asked you a little bit earlier, and this relates
9 to the cities of Racine and Kenosha. Did you have
10 any conversations with anyone from the city of
11 Racine or the city of Kenosha about the way that
12 those cities were treated under Act 43?
13 A Yes.
14 Q Who did you speak with?
15 A Senator Bob Wirsch.
16 Q What was the substance of the conversation that
17 you had with Senator Wirsch?
18 A I had seen Senator Wirsch prior to his recall
19 election and wished him well. And after the
20 recall election and after the maps were enacted,
21 we happened to just meet up at his car
22 unintentionally. And so I wanted to take the
23 opportunity then to thank him or congratulate him
24 for his recall election victory, and then he said
25 that it's probably his last real race.

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1 Q It was a long lead-in to the question. If you
2 want me to rephrase it, I can. Did you understand
3 the question I asked?
4 A Yeah.
5 Q Okay?
6 MR. EARLE: Only the court reporter
7 had to read it.
8 Q We were talking about the Latino districts or
9 Hispanics districts in Milwaukee before; you
10 recall our discussion about that?
11 A Yes.
12 Q And you made a reference to the percentage of
13 voting age population in those districts that was
14 Latino or Hispanic?
15 A Yes.
16 Q Did you consider citizenship in addressing or
17 analyzing the portion or proportion of the Latino
18 makeup in those districts?
19 A No.
20 Q Why did you not?
21 A I was not even aware that there was such a thing
22 as citizen voting age population, and I believe,
23 even to this day, I believe it's not census data,
24 but I could be wrong. So I had not even heard
25 that term during this process.

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1 Q Did he say why it was his last real race?
2 A Well, I took -- I inadvertently took that to mean
3 he might retire, and so I did ask him *Oh, you're*
4 *leaving or you're stepping down.* He said *No, I*
5 *have a safe district now.*
6 Q Do you know what he meant by that when he said he
7 has a safe district?
8 A I don't know what he meant. I don't know if he
9 meant safe in a general election or safe in a
10 primary or safe from someone who might have been
11 thinking about running against him that's no
12 longer. So I don't know exactly what he meant.
13 Q Did he say anything about the way that the cities
14 of Racine and Kenosha were treated under Act 43?
15 A No, I don't recall him saying anything about that.
16 Q Other than Senator Wirsch, did you have any
17 discussions with anyone from the cities of Racine
18 and Kenosha about how they were treated -- and by
19 treated, I mean, how they were districted under
20 Act 43?
21 A Not that I recall.
22 Q Mr. Handrick, I'm going to ask the court reporter
23 to mark a document here as another exhibit.
24 (Exhibit No. 91 marked for
25 identification)

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1 Q In your earlier deposition, Mr. Handrick, we
2 had some conversations about your retention by
3 Michael Best & Friedrich; do you recall that?
4 A Yes.
5 Q I believe we marked, and I can pull it out and we
6 can show it to you if you need to, your engagement
7 letter. It was sometime around the middle of
8 February; do you recall that?
9 A That sounds correct.
10 Q When were you first approached about working with
11 Michael Best & Friedrich on the redistricting?
12 A I can't recall that precisely.
13 Q All right. Well, I'm going to ask you to take a
14 look at Exhibit No. 91, and I will point out,
15 again, this is a document that came from your
16 files. It was produced to us. It has got a Bates
17 number in the lower right-hand corner that
18 indicates that. Is this a document that is
19 familiar to you? You can take a minute to look at
20 it.
21 A Yes.
22 Q I'd like to draw your attention to the bottom of
23 the first page of Exhibit 91, and you'll see that
24 it's an e-mail from you to Mr. Troupis on
25 January 14th, 2011?

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1 A Yes.
2 Q If you look at the last paragraph in that
3 e-mail on the first page, you'll see it states,
4 "Senator Fitzgerald and I had a great meeting last
5 week and he asked me to get together with you
6 and/or Eric and begin figuring out how to
7 structure my involvement with the team." Do you
8 see that statement?
9 A Yes.
10 Q Is it your understanding that you were essentially
11 on board for the redistricting process as of
12 January 14th, 2011?
13 A No, I wouldn't necessarily agree with that.
14 Q All right. Why not?
15 A Because I was an employee of Reinhart, and the
16 retention would be through Reinhart, and if,
17 regardless of whether someone says they want me to
18 be on the team, if Reinhart had identified a
19 conflict or some other issue that would prevent us
20 from taking that engagement, it wouldn't have been
21 up to me.
22 Q So this is more in the nature of preliminary
23 investigation about whether you were going to be
24 involved?
25 A That's -- that's what I would conclude.

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1 Q Do you know whether you had any conversations
2 with -- well, strike that question. This e-mail
3 seems to indicate that a week before January 14th,
4 2011, you had met with Senator Fitzgerald, and you
5 were discussing the redistricting process; is that
6 fair to say?
7 A I met with Senator Fitzgerald early in the session
8 to reintroduce myself as someone who had recently
9 entered the lobbying world. So that was the
10 purpose of meeting with him.
11 Q All right. There's a specific reference here,
12 though, to a meeting that you had with
13 Senator Fitzgerald where it was discussed
14 apparently how to structure your involvement with
15 the team; do you see that?
16 A Yes.
17 Q And by team, are you suggesting or testifying that
18 that's not the redistricting team that's referred
19 to there?
20 A No, I'm not testifying to that.
21 Q Is it your belief that that does refer to the
22 redistricting team?
23 A Likely does, yes.
24 Q Fair to say then that as of sometime in the first
25 half of January, a year ago, you were at least

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1 discussing with Senator Fitzgerald the possibility
2 of participating in the redistricting team?
3 A Yes. At the end of our meeting, he directed me to
4 deal directly with the legal folks that they had
5 already retained.
6 Q Was that meeting in January you had with
7 Senator Fitzgerald the first one where you
8 discussed with any of the legislators the
9 possibility of being involved with the
10 redistricting process?
11 A I would have had a similar reintroduction meet
12 Joe Handrick meeting with the Assembly speaker on
13 or about that same time. So it could have been
14 before. It could have been after, but on or about
15 that same time.
16 Q Do you recall when you first met with a
17 member of the legal team after speaking with
18 Senator Fitzgerald and sending Mr. Troupis that
19 e-mail on January 14th?
20 A No, I don't. I don't, but the e-mail does make
21 reference to going to see Mr. Troupis Monday
22 afternoon.
23 Q And that's what I was going to ask you about. So
24 sometime on or around January 17th or 18th, you
25 would have met with Mr. Troupis for the first

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1 time?
2 A Yeah.
3 Q Do you recall what you discussed with Mr. Troupis
4 at that meeting about the redistricting?
5 A Not specifically, no.
6 Q Generally recall what you talked about?
7 A Generally, it would have been the nature of the
8 relationship between the law firms and what my
9 role in assisting those law firms would be.
10 Q At that initial point, did you talk with
11 Mr. Troupis at all about any of the principles
12 that would govern redistricting itself?
13 A No, I don't believe so.
14 MR. POLAND: I've got a document
15 that has already been marked as an exhibit.
16 I'll go ahead and pass this around to
17 counsel. For the record, this is Exhibit
18 No. 64.
19 Q Mr. Handrick, as you'll see, the document in
20 front of you was marked as an exhibit at
21 Professor Gaddie's deposition. And you were there
22 for part of that deposition, as I recall, correct?
23 A Yes.
24 Q Exhibit 64 is an exchange of e-mails, it appears,
25 between you and Mr. Troupis, correct?

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1 A Correct.
2 Q And there is a statement, the middle portion of
3 this e-mail, there is a statement from Mr. Troupis
4 to you saying that Professor Gaddie is on board
5 now; do you see that?
6 A Yes.
7 Q Did you have any discussions with Professor Gaddie
8 before January 24th about participating in the
9 redistricting process in 2011?
10 A You know, not that I remember, not that I recall.
11 Q There's also a reference that Mr. Troupis makes to
12 Dr. Grofman; do you see that?
13 A Yes.
14 Q And that is Dr. Bernie Grofman, who is testifying
15 as an expert in this case, correct?
16 A That's my understanding.
17 Q Did you ever talk to Dr. Grofman during any part
18 of the redistricting process last year, before
19 November 22nd?
20 A Thank you. No.
21 Q Do you know whether Dr. Grofman played any role
22 whatsoever in the redistricting process itself?
23 A Not that I'm aware of.
24 Q The very top part of Exhibit No. 64 has a
25 statement from you to Mr. Troupis stating *The*

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1 *Speaker asked me to come see him on Thursday; do*
2 *you see that?*
3 A Yes.
4 Q So that would have been toward the end of
5 January of 2011, correct?
6 A Yes.
7 Q What did you speak with -- did you, in fact, go to
8 see the speaker?
9 A Again, yeah, sometime around that time, I did pay
10 visits to both him and the Majority Leader in the
11 Senate.
12 Q Do you know whether that conversation that you
13 had with Speaker Fitzgerald after January 24th was
14 the equivalent of the one that you had with
15 Senator Fitzgerald before then?
16 A I believe it was, but I can't say that for
17 certainty.
18 Q This was an initial meeting to explore the
19 possibility of having you participate on the
20 redistricting team?
21 A No. It was, as with Senator Fitzgerald, it was a
22 meeting I requested to reintroduce myself, and I
23 believe what this is saying is that this -- I got
24 an answer back saying *Yeah, come in on Thursday.*
25 Q Did you, when you met with the speaker when you

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1 went back in to see him, did you have any specific
2 discussions with him about the redistricting
3 process?
4 A Yes.
5 MR. POLAND: We're going to end the
6 tape there, and we'll come back to that
7 question. Let's go ahead and go off the
8 record.
9 THE VIDEOGRAPHER: The time is
10 11:48. We are going off the record. This
11 marks the conclusion of Disk No. 4 in the
12 series, Disk No. 1 in the deposition of
13 Joe Handrick, a continuation.
14 (Recess taken)
15 THE VIDEOGRAPHER: The time is
16 11:53. We are back on the record. This
17 marks Disk No. 2 in the continuation in the
18 deposition of Mr. Joseph Handrick, Disk No. 5
19 in the series.
20 MR. POLAND: Brandé, could you read
21 the last question and answer back.
22 (Question and answer read)
23 Q What discussions did you have with
24 Speaker Fitzgerald about the redistricting process
25 at that time?

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1 A My recollection is he wanted clarification on my
2 role.
3 Q Did you talk at all about the substance of
4 redistricting, what the districts might look like,
5 any guiding principles for redistricting?
6 A No.
7 Q When was the first time that you met with
8 Mr. Ottman about redistricting?
9 A I don't -- I don't recall.
10 Q What about Mr. Foltz?
11 A I don't recall.
12 (Exhibit Nos. 92 and 93 marked for
13 identification)
14 Q Mr. Handrick, the court reporter has handed you a
15 document that we've marked as Exhibit No. 93. You
16 have that in front of you?
17 A Yes.
18 Q This consists of a chain of e-mails between you
19 and Mr. Ottman, correct?
20 A Correct.
21 Q If you look down at the bottom of the page, you'll
22 see an e-mail from Mr. Ottman to you dated
23 January 24th; do you see that?
24 A Yes.
25 Q And Mr. Ottman says, "I was wondering if you had

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1 some time to get together this week and just go
2 through a few things." Do you see that?
3 A Yes.
4 Q Do you recall meeting with Mr. Ottman in January
5 of 2011 to discuss redistricting?
6 A I -- I do vaguely recall that, yes.
7 Q Do you know what you and Mr. Ottman discussed at
8 that time about redistricting?
9 A In a general sense, yes.
10 Q And what generally did you discuss?
11 A In 2001 and 2002, I had a much more prominent role
12 with the, I believe at the time it was, the
13 plaintiffs, and Mr. Ottman wanted to pick my brain
14 a little bit as to sort of logistical and
15 structural things to do to help him as he put
16 together whatever process they were going to use.
17 Q Do you recall what you discussed any more
18 specifically than that?
19 A No, not really.
20 Q There is a reference at the top of Exhibit 93 to a
21 meeting you had with Adam; you say you had it two
22 weeks ago. I presume that's Adam Foltz; is that
23 correct?
24 A Yes, I would presume so.
25 Q And you say in that e-mail that occurred the same

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1 day that you spent a half an hour with
2 Senator Fitzgerald; do you see that?
3 A Yes.
4 Q Do you recall what you and Mr. Foltz discussed
5 when you met in January of 2011?
6 A Yes.
7 Q What did you discuss?
8 A Mr. Foltz, who was -- I don't believe he had been
9 involved in past redistrictings inquired as to how
10 10 years ago, 20 years ago, the people who were
11 working on maps interacted with individual
12 legislators in terms of what sort of processes
13 they used or controls they had or tools they had.
14 Q And so you instructed him or told him how that had
15 been done?
16 A Yes.
17 Q Did you have any discussions with Mr. Foltz at
18 that time about redistricting principles that
19 would be guiding the efforts that resulted in
20 Act 43 or Act 44?
21 A Not that I recall, no.
22 Q Other than the people that we've talked about in
23 these e-mails from January 2011, so Mr. Troupis,
24 Mr. Foltz, Mr. Ottman, Speaker Fitzgerald and
25 Senator Fitzgerald, did you have any discussions

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1 or meetings with anyone else about the topic of
2 redistricting?
3 A Yes.
4 Q Who else did you speak with?
5 A I would not be able to give specific names, but
6 more than one legislator from both parties who
7 would, as I was doing my work or my normal work,
8 would ask if I was going to play a role in the
9 process again this time around.
10 Q When you say your normal work, you mean your work
11 as --
12 A As a government relations specialist.
13 Q With Reinhart?
14 A Yes.
15 Q Anyone else that you recall talking to in January
16 2011 about redistricting?
17 A I just mentioned that legislators, some staff
18 would ask the same question, and some lobbyists
19 would ask the same question.
20 MR. POLAND: Let's go ahead and
21 mark this as Exhibit 94.
22 (Exhibit No. 94 marked for
23 identification)
24 Q Mr. Handrick, the court reporter has handed you a
25 copy of a document that has been marked Exhibit

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1 No. 94. It's a string of e-mails between you and
2 Mr. Troupis, and as you'll see from the Bates
3 number in the lower right-hand corner, this is a
4 document that we got from your files. I wanted to
5 ask you about the last e-mail that appears on the
6 end of the first page, beginning on the second
7 page. It's an e-mail from you to Mr. Troupis on
8 January 28th, and you asked the question, "Are you
9 expecting me on Monday for the meeting with
10 private groups?" Do you see that? Top of the
11 second page?
12 A Top of the second page. Yes.
13 Q Who were the private groups you were referring to
14 there?
15 A I do not know specifically who they would be.
16 Q Did you have a conversation with Mr. Troupis about
17 meeting with private groups?
18 A Yeah, I believe so.
19 Q What was that discussion?
20 A Mr. Troupis notified me that he, as he had done 10
21 years ago and 20 years ago, was going to have some
22 discussions with private organizations on the
23 topic of redistricting. And from my e-mail here,
24 it looked like I asked him if he wanted or if he
25 thought I should be there, or I used the phrase

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1 *Are you expecting me.*
2 Q Do you know who the private groups were that
3 Mr. Troupis was going to be meeting with?
4 A No, I don't.
5 Q Did you ever have any conversations with any
6 private groups about the topic of redistricting?
7 A Yes.
8 Q Who did you speak with?
9 A As discussed, I think, in my previous deposition,
10 the Wisconsin Association of Lobbyists invited me
11 to give a presentation after the enactment of
12 Acts 43 and 44.
13 Q Were there any other private groups that you
14 spoke with about the topic of redistricting during
15 the redistricting process itself, so before
16 August 9th, 2011?
17 A Not that I recall.
18 Q Do you know whether Mr. Troupis did, in fact, meet
19 with the private groups that are referred to in
20 this e-mail from January 28th?
21 A I have no idea.
22 Q Did you ever talk with Mr. Troupis after the time
23 that he had that meeting, assuming he had it,
24 about the meeting itself?
25 A Not that I recall.

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1 Q The e-mail that Mr. Troupis sends back to you then
2 that's dated the next day, Saturday, January 29th,
3 Mr. Troupis says, "I will defer to Tad on this."
4 Do you refer talking to Tad Ottman about whether
5 you should attend a meeting with the private
6 groups?
7 A No, I do not recall that.
8 Q Did anyone ever tell you not to attend that
9 meeting?
10 A I do not believe I was ever told not to, nor do I
11 believe I was ever invited.
12 Q All right. There is a statement that Mr. Troupis
13 then makes where he says, "I think for you that
14 maintaining the appearance of independence is
15 potentially very important (and lucrative for
16 you)." Do you see that statement?
17 A Yes.
18 Q What did he mean by maintaining the appearance of
19 independence, in your understanding?
20 A Remember back to my discussion with Mr. Troupis
21 regarding what my role would be, and it just stems
22 out of that, that conversation.
23 Q What specifically did he mean, if you know, by
24 independence?
25 A I -- when we discussed what my role would be and

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1 should be, I tried to make it clear that I was not
2 interested in anything that would be a partisan
3 role. I wanted my role to be more of a
4 nonpartisan consultant, adviser to the legal team
5 in the process.
6 Q That was something that you had made apparent to
7 Mr. Troupis?
8 A Yes.
9 Q Did he have a response to that when you told him
10 that?
11 A Yes.
12 Q What was that response?
13 A His response, if I can sum up, was that that means
14 that I would not be a full-time person as I was 10
15 years ago or 20 years ago; that I would play a
16 smaller role. I would not be -- it would not be a
17 day-to-day role.
18 Q You would not do what Mr. Ottman and Mr. Foltz had
19 ended up doing, in other words; is that a fair way
20 of putting it?
21 A Yes.
22 Q It is true that as you went through this process,
23 you were meeting with the legislative leadership,
24 who was republican, correct?
25 A Yes.

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1 Q And were there any democrats that -- democratic
2 legislators that you met with during the
3 redistricting process for the purpose of getting
4 their feedback on how districts should be drawn?
5 A No, not that I recall.
6 Q You met with individual legislators during the
7 process of redistricting; is that correct?
8 A Only those identified.
9 (Exhibit No. 95 marked for
10 identification)
11 A Could I have her please re-read your question?
12 Q Sure, of course.
13 (Question read)
14 A If I may correct my answer. I met with individual
15 legislators of both parties and both houses
16 frequently during the process of redistricting.
17 That's not the same as regarding redistricting.
18 Q Fair point, and I appreciate the correction,
19 and --
20 A I'd hate to have my clients ask what I'm billing
21 them for.
22 Q I understand. Let me re-ask the question so we're
23 clear. Did you meet with individual legislators
24 during the process of redistricting to discuss
25 specifically the process itself of drawing the new

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1 maps?
2 A Outside of the aforementioned names, I don't
3 believe so.
4 Q You've been handed a copy of an exhibit that has
5 been marked deposition Exhibit No. 95. Do you
6 have that in front of you?
7 A Yes.
8 Q And the e-mail that I would like to draw your
9 attention to was one that Mr. Ottman sent to you
10 on Monday, February 14th, 2011. Mr. Ottman states
11 in that, "We'd like to get going on legislator
12 meetings next week and it would be helpful to see
13 what you included in your packets." Do you see
14 that?
15 A Yes.
16 Q So the first part of this that I wanted to ask you
17 about was the legislator meetings that Mr. Ottman
18 referred to. Do you know what he means when he
19 refers to legislator meetings?
20 A My understanding is he's referring meetings he
21 would have had with individual legislators.
22 Q Did you attend any of those meetings?
23 A No.
24 Q Then there's also a reference that Mr. Ottman has
25 in there to packets. Do you know what he's

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1 referring to when he uses the term packets?
2 A Yes. This is the e-mail version of the same
3 question that Mr. Foltz asked me verbally
4 regarding so how did we do things 10 years ago in
5 terms of their interaction with legislators.
6 Q Were there materials that you prepared for
7 Mr. Foltz and Mr. Ottman and gave to them then
8 that they referred to as the packets?
9 A No.
10 Q So what's included within the packets that
11 Mr. Ottman is referring to?
12 A He's referring to what we would have done 10 years
13 ago and 20 years ago in terms of meeting with
14 individual legislators.
15 Q I see. What you included in the packets when you
16 met with legislators the last go-round in the
17 1990s?
18 A Yes.
19 Q Understood. Mr. Handrick, I'm going to hand
20 you a document that we already marked at
21 Professor Gaddie's deposition as Exhibit 67. The
22 middle of Exhibit 67, there's an e-mail from
23 Dr. Gaddie to you, and he includes -- he's
24 referring to some materials that he had sent to
25 you. And this was regression models that he had

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1 run on previous elections, correct, on the results
2 of previous elections?
3 A You'll have to point me to exactly where you're
4 reading.
5 Q Oh, sure, to the middle of page. Professor Gaddie
6 states *Hey, Joe, I went ahead and ran the*
7 *regression models for 2006, 2008, 2010.* Do you
8 see --
9 A Yes.
10 Q You recall I had asked you previously a question
11 about whether you had reviewed information or data
12 relating to previous elections. I think your
13 answer to that was no. After seeing this e-mail,
14 does this change your recollection at all about
15 what you reviewed?
16 A No.
17 Q All right. What use did you make of the
18 information that Dr. Gaddie sent to you that's
19 referenced in Exhibit 67?
20 A I don't know what a regression model is, but I was
21 not -- I was serving as the -- the stuff that
22 whatever he would send to me would then get
23 provided to the people who actually operated and
24 knew how to use the computers, Mr. Foltz and
25 Mr. Ottman. So I did not -- whatever this data

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1 is, I didn't know how to use it, manipulate it,
2 nor did I use it.
3 Q All right. So I note in Exhibit 67 if we go
4 toward the top of the page, I see that you
5 forwarded this to Mr. Foltz and Mr. Ottman,
6 correct? If you look above --
7 A Yeah, yeah.
8 Q And it says *See Keith's comments below*?
9 A Yes.
10 Q So you didn't make any use at all of the
11 information that Professor Gaddie sent to you?
12 A I wouldn't have known how to.
13 Q Fair to characterize you as a conduit of this
14 information to get it to Mr. Foltz and Mr. Ottman?
15 A That appears to be fair, yes.
16 Q I have a couple more here that I want to ask you
17 about. Mr. Handrick, have you heard about an
18 issue that has come up recently that has been
19 referred to as anomalies or discrepancies in the
20 legislative districts?
21 A Yes, I have.
22 Q So you're familiar with the term as it has been
23 used recently, at least?
24 A Yes.
25 Q Have you seen any documents relating to

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1 Q And I want to ask you then if you'll turn two
2 pages back, you'll see a January 13th, 2012
3 memorandum?
4 A Many more pages than that back, but yes.
5 Q Oh, all right. Is that a document you've seen
6 before?
7 A Yes.
8 Q And have you read through that before as well?
9 A Yes, I have.
10 Q So I want to ask you are you familiar with the
11 term anomalies? It appears in the subject line of
12 the January 13th memo, for example; as it's used
13 in these documents, in these memorandums?
14 A Am I familiar with that term?
15 Q As it's used in these documents?
16 A Yes.
17 Q And are you, generally speaking, familiar with
18 the -- some of the discrepancies that are
19 identified in these two memorandums?
20 MR. KELLY: Objection to form.
21 A I am familiar with the alleged discrepancies.
22 Q All right. What I want to ask you has to do with
23 the redistricting process itself, and whether
24 these kinds of anomalies or discrepancies came up
25 during the redistricting process.

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1 discrepancies or anomalies?
2 A Yes, I have.
3 Q What documents have you seen?
4 MR. KELLY: Objection. To the
5 extent this answer seeks information related
6 to work he had done with Reinhart in
7 representing the Government Accountability
8 Board inquires into material protected by the
9 work product doctrine and the attorney-client
10 privilege, I instruct you not to answer.
11 Q I'm going to hand you a copy of a document that
12 has been marked as Exhibit No. 86, the letter
13 itself on the cover is not anything I'm interested
14 in asking you about, but there are attachments to
15 it that I wanted to ask you about. So if you
16 would turn to a memorandum dated November 10th,
17 2011. It's a few pages back.
18 A Okay.
19 Q Have you seen the November 10th, 2011 memorandum
20 before? I'm just asking the fact of whether you
21 have seen it before, not asking who gave it to
22 you, how you got it, just have you seen it?
23 A Yes, I have.
24 Q Have you read through it?
25 A Yes, I did.

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1 A Okay.
2 Q Did they?
3 A Oh, you started by saying I want to ask you; you
4 didn't actually ask.
5 Q That's why I had my follow-up question.
6 MR. MCLEOD: I'm going to object to
7 the form of that question.
8 Q Did these issues about, similar issues, about
9 anomalies or discrepancies come up during the
10 process of redistricting last year?
11 A No.
12 Q Were these kinds of anomalies or discrepancies
13 anything that was discussed or contemplated at the
14 time that the redistricting process was going on?
15 A No.
16 MR. KELLY: Objection to form.
17 Q Did you participate in making a decision to draw
18 Act 43 using census blocks rather than wards as
19 determined by municipalities?
20 A No, I was not. No, I did not.
21 Q You were not involved in that process of making
22 that determination?
23 A No.
24 Q Did you ever advise anyone during the process of
25 redistricting that census blocks should be used

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1 rather than wards to construct the maps that
2 resulted in Acts 43 and 44?
3 A No.
4 MR. POLAND: I think I'm going to
5 pass it over to Peter.
6 MR. EARLE: Just a few things here
7 and there.
8
9 EXAMINATION
10 By Mr. Earle:
11 Q Did you ever -- the questions I'm going to ask
12 deal with the period of time before November 22nd,
13 2011, okay?
14 A Okay.
15 Q Because I understand that's the date you were
16 retained by Reinhart for -- Reinhart was retained
17 in this case?
18 A Yes.
19 Q Okay. So did you ever discuss with anyone --
20 strike that. Did you ever participate in a
21 discussion in which accelerating the redistricting
22 process was discussed in relationship to the
23 pending recalls?
24 MR. MCLEOD: I'm going to object to
25 the form of the question. Please answer.

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1 correct?
2 A Correct.
3 Q And who's the carrier for that system?
4 A It's msn.com.
5 Q And how long have you had that e-mail system?
6 A Probably at least seven, eight years.
7 Q So you can just log on to a -- well, let me ask
8 you -- well, strike that. Do you have Outlook?
9 A I currently have Outlook via Reinhart.
10 Q Did you have Outlook in October and November of
11 2011?
12 A Yes.
13 Q Did your Outlook program sync with your MS private
14 e-mail account?
15 A No.
16 Q How did you manage your private e-mail account?
17 A How did I manage it?
18 Q Yeah.
19 A What do you mean by that?
20 Q Well, how do you access it?
21 A You log on to their website.
22 Q You never download any of the messages from their
23 website?
24 A No.
25 Q And what did you do to search for responsive

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1 THE WITNESS: Can you please --
2 Q I'm going to rephrase the question. Did you ever
3 participate in any discussions in which the
4 subject of the pending recalls was considered as a
5 factor in accelerating the redistricting process?
6 A Not to my recollection.
7 Q I think you were sitting in the room during
8 Dr. Gaddie's deposition when I asked him about a
9 blind copy of an e-mail; do you recall that?
10 A Yes.
11 Q Okay. Did you search for that e-mail?
12 A I had searched and turned over all the e-mails
13 that I had to any of the persons listed.
14 Q Tell me exactly what you did to search for
15 e-mails.
16 A Reinhart did a search by names, for a list of
17 names, and I also searched through my personal
18 e-mail for any e-mails to those same names.
19 Q Let's bifurcate the question a little bit more
20 then. As far as your understanding of Reinhart's
21 search, they searched their own server for the
22 e-mails that you sent over the Reinhart e-mail
23 system, correct?
24 A Correct.
25 Q But you have a separate e-mail system of your own,

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1 e-mails from that e-mail account?
2 A I took both my inbox, my outbox, or I should say,
3 I'm sorry, my sent box and sorted them by name and
4 then looked for any of the names that were
5 responsive.
6 Q Okay. And when did you do that?
7 A December, late December prior to the deposition.
8 Q Prior to your first deposition?
9 A Yes.
10 Q And what did you do with -- how did you download
11 all the e-mails you felt were responsive?
12 A I printed them.
13 Q What did you do with the e-mails that remain on
14 that server?
15 A You mean nonrelated e-mails?
16 Q The body of your e-mails from that e-mail account?
17 A I regularly, you know, clean out boxes and get rid
18 of older stuff.
19 Q Did anybody talk to you about preservation of
20 e-mails that were responsive?
21 A Yes.
22 Q When did that occur?
23 A It was after the deposition. We did a
24 preservation on everything that was in the
25 Reinhart account, and then I was asked to make

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1 sure I, you know, preserve anything that's in my
2 personal account.
3 Q And what did you do, if anything, to preserve
4 everything, anything in your private account?
5 A Since that time, if there's anything that would
6 have come in or out of the private account
7 relating to this topic, I would make sure not to
8 delete it.
9 Q Did you make an effort to search for that blind
10 copy e-mail that you referred to in your Facebook
11 exchange with Dr. Gaddie?
12 A Yes.
13 Q What did you do?
14 A Well, I went on my personal account, I went to see
15 if there were any -- actually, before I did, I
16 went to see if I would be able to see if something
17 was blind cc'd to anybody, and that system does
18 not record a blind cc.
19 Q Okay. So what did you do when you discovered
20 that?
21 A There was nothing to do.
22 Q Well, did you look at what e-mails you sent to
23 other people during that time frame?
24 A Those e-mails had all been turned over, prior to
25 the first deposition, to Mr. McLeod.

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1 in the week following October 31st of 2011,
2 correct?
3 A If they're still in my sent folder, yes.
4 Q Would they be in your -- have you done anything to
5 purge your system?
6 A I regularly clean out various different boxes in
7 the system.
8 Q Have you cleaned out your sent folder since the
9 week following October 31st of 2011?
10 A Probably.
11 Q When would you have done that?
12 A I typically do that near the end of the year
13 because the sent folder gets so big. And on MSN
14 when a folder gets too big, it doesn't allow you
15 to sort.
16 Q What computer did you do that on?
17 A You know, in fact, I don't recall exactly.
18 Q Okay. Have you discussed that e-mail with
19 Dr. Gaddie?
20 A That e-mail?
21 Q That blind cc e-mail.
22 A I don't know what the blind cc e-mail is.
23 Q Have you discussed the question of what that blind
24 e-mail might be with Dr. Gaddie?
25 A No.

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1 Q Now, according to the Facebook exchange, in that
2 exchange you referenced the filing of the
3 complaint by Voces de la Frontera, correct?
4 A Yes.
5 Q And that complaint was filed on October 31st,
6 2011, correct?
7 A I don't know that.
8 Q I'll represent that fact as a matter of record in
9 the case. Did you search the time frame
10 immediately following that date for e-mails that
11 might be the e-mail you sent to Dr. Gaddie?
12 A No, because all the e-mails that had been printed
13 out had been -- had been already turned over.
14 Q So did you look at e-mails that had not been
15 printed out to see if any of those e-mails might
16 be that e-mail?
17 A No.
18 Q Are you able to do that?
19 A No, not really.
20 Q Why not?
21 A The system doesn't indicate who an e-mail would
22 have been blind cc'd to.
23 Q No, but I'm asking you -- let's take the week
24 after October 31st, 2011; you have the capacity to
25 go back to your system and look at all the e-mails

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1 Q Have you spoken to Dr. Gaddie since his
2 deposition?
3 A We spoke briefly at the end of the deposition,
4 yes.
5 Q What did you speak to Dr. Gaddie about?
6 MR. KELLY: Objection, that
7 inquires into work product and
8 attorney-client privilege information. I'll
9 instruct you not to answer that question.
10 Q Did you discuss that Facebook exchange with
11 Dr. Gaddie during that conversation at the end of
12 the deposition?
13 A I don't believe so.
14 Q Did you discuss any of the interactions you had
15 with Dr. Gaddie during the redistricting process
16 in that conversation that you had at the end of
17 the deposition?
18 A No.
19 Q Okay. As I understood your testimony in response
20 to Mr. Poland's questions, you took a look at the
21 8th Assembly District for purposes of
22 redistricting, correct?
23 A Yes.
24 Q What did you do to assess the 8th Assembly
25 District prior to beginning the remap process?

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1 A As I discussed at the previous deposition, I was
2 able to review the malapportionment throughout the
3 state, which I believe was done at the Senate
4 level. From that, then I'm able to construct sort
5 of in my mind a schematic of where the major
6 population shifts are going to occur.
7 Q Did you do anything to assess whether the 8th
8 Assembly District contained an eligible Latino
9 voting population that constituted a majority?
10 A Eligible?
11 Q Yeah.
12 A Please define. You mean voting age population?
13 Q Well, an eligible voter is a person who can vote,
14 right?
15 A Yes.
16 Q And that person has to be old enough to vote,
17 right?
18 A Yes.
19 Q And they have to be eligible to vote, correct?
20 A Yes.
21 Q So did you do anything to assess whether or not
22 the 8th Assembly District constituted an electoral
23 district that had a majority of Latinos that were
24 eligible to vote?
25 A No.

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1 A There could have been.
2 Q You remember discussing the fact that Latino
3 groups in Milwaukee wanted an aldermanic district
4 with a 70 percent total population?
5 A I do not remember ever hearing that.
6 Q Is it your testimony that you never discussed the
7 interest of Latino groups in Milwaukee in a 70
8 percent Latino electoral district in the city?
9 A Yeah, I do not recall having discussions regarding
10 Milwaukee aldermanic districts.
11 Q Did you make any effort to draw an Assembly
12 district that had a 70 percent Latino population?
13 A You'll need to specify what you mean by 70 percent
14 Latino population.
15 Q What do you think that means?
16 A It could mean a number of things.
17 Q Such as?
18 A It could mean total Hispanic population. It could
19 mean voting age Hispanic population.
20 Q I'm talking total population.
21 A Okay. Now, please restate your question.
22 Q I'll rephrase. Did you make any effort to
23 determine whether or not it was possible to draw
24 an Assembly district that had a 70 percent total
25 Latino population?

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1 Q And you never did that at any point, correct?
2 A That is correct.
3 Q Did there come a time where you became aware that
4 the eligible Latino voting population of the 8th
5 Assembly District was being reduced by Act 43?
6 MR. KELLY: Objection, form.
7 A Can you clarify being reduced from what?
8 Q From what it was before the redistricting process.
9 MR. KELLY: Objection, form.
10 THE WITNESS: Can you please repeat
11 his question.
12 (Question read)
13 A No.
14 (Exhibit No. 96 marked for
15 identification)
16 Q Show you what has been marked as Exhibit No. 97,
17 is it?
18 MS. REPORTER: 96.
19 Q You've seen this before, right?
20 A I do not recall seeing this, but I am on the send
21 list.
22 Q Well, you read the e-mails you received from
23 Adam Foltz, right, during this period of time?
24 A Usually.
25 Q Were there some that you didn't read?

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1 A In drawing districts, I never used total Hispanic
2 population.
3 Q What did you use?
4 A Voting age Hispanic population.
5 Q What was your target voting age Hispanic
6 population for the 8th Assembly District when you
7 started redrawing -- started drawing districts?
8 MR. MCLEOD: Objection to the form
9 of the question.
10 A I did not have a target.
11 Q How did you determine the degree of concentration
12 of Latinos of voting age?
13 A You'll recall our discussion earlier with myself
14 and Mr. Troupis some basic guidelines; one of
15 those guidelines was to make sure the current
16 district continues to exist, and it's the
17 population growth of the Hispanic community
18 relative to the total population allows it to
19 create a second majority district. As part of
20 that general direction, Mr. Troupis reminded me of
21 what the 1992 court had done for African-American
22 and Hispanic districts, as well as what the court
23 in 2002 did in regard to Hispanic and
24 African-American districts in regards to voting
25 age population for both, either the

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1 African-American or the Hispanic community. And
2 the general direction was to try to fall within a
3 ballpark of where the two different courts had
4 come in their drawing of those districts.
5 Q Did you make any effort to assess what the Latino
6 voting age population of the 8th Assembly District
7 was at that point in time when you started to look
8 at it?
9 A I did not, no.
10 Q Did you have any idea what it was in terms of its
11 Latino voting age population?
12 A I did see a document that showed what the court
13 had drawn it at, what it was at as of Census Day
14 2010, so yes.
15 Q What was that?
16 A The court-drawn percentage, I believe, was 58, and
17 that percentage over the decade had risen to some
18 level above that. I can't tell you the exact
19 number.
20 Q Well, did you use that number that you can't
21 recall as a benchmark in the redistricting
22 process?
23 A No.
24 Q Why not?
25 A Because that district, if my recollection is

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1 right, was underpopulated, and therefore, had to
2 grow, and the more appropriate benchmark then
3 would have been where the Court had set it at as a
4 properly apportioned district.
5 Q Well, how would you know whether you were reducing
6 the Latino voting age population for that district
7 or not if you didn't attempt to benchmark that?
8 A Because after, at some point when a district would
9 be drawn, Tad or Adam could run a report that
10 would show what the populations were.
11 (Exhibit No. 97 marked for
12 identification)
13 Q Have you ever seen this map before?
14 A Yes.
15 Q Can you identify it for me, please?
16 A I believe this is Assembly District 8 from 2002 to
17 2011, but I can't say that for certain.
18 Q How familiar are you with this area in the city of
19 Milwaukee?
20 A Practical terms in terms of where a restaurant is
21 or something like that, I'm not familiar with it.
22 In terms of some of the basic demographics, I'm a
23 little familiar.
24 Q Describe your knowledge of the basic demographics.
25 A The area south of Interstate 94 and to the west

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1 of, I don't know what the river is, there's a
2 rather sizeable Hispanic population that resides
3 in that portion of the city.
4 Q And have you ever gone to 16th Street?
5 A Is that a restaurant?
6 Q Have you ever gone to 16th Street?
7 A I'm asking is that a name of a restaurant or are
8 you asking about a street?
9 Q A street.
10 A I may have. I drive through there a number of
11 times.
12 Q Are you familiar with 16th Street at all?
13 A No.
14 Q Are you familiar with where the central -- the
15 main business district of the Latino community is?
16 A No.
17 Q Did you make any effort to redistrict Assembly
18 District 8 by simply adding 2,000 additional
19 people from areas of significant Hispanic
20 concentration that are adjacent to it?
21 A No. I would have to look at the maps that I drew
22 to know that.
23 Q And how would you do that?
24 A You would have to show me the maps that I drew.
25 Q Do you have the maps that you drew?

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1 A No.
2 Q Where are you maps that you drew?
3 A My understanding is you have them.
4 MR. EARLE: Let's go off the
5 record.
6 THE VIDEOGRAPHER: The time is
7 12:41. We are going off the record.
8 (Recess taken)
9 THE VIDEOGRAPHER: The time is
10 1:48. We are back on the record.
11 (Exhibit No. 98 marked for
12 identification)
13 Q I'm showing you what has been marked as
14 Exhibit 98. And before I ask you questions about
15 it, I will represent to you that this is a
16 printout of the menu of the disk that we were
17 discussing during the break, the lunch break. And
18 I guess I just marked it so that we can have a
19 brief discussion on the record about, as I
20 understand, what I think we've agreed to.
21 MR. KELLY: Okay.
22 MR. EARLE: And what's on this disk
23 are 24 maps that are on Autobound software,
24 and we were trying to figure out a way that
25 we could identify which was the map that the

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1 deponent was discussing prior to the lunch
2 break where he had described putting together
3 a map. And we were trying to deal with the
4 logistics of how we make that identification.
5 It is my understanding that counsel has
6 agreed that if we take these maps to the L --
7 MR. KELLY: LTSB.
8 MR. EARLE: LTSB and have them
9 print it out and ship them over to your
10 office, that Mr. Kelly will be kind enough to
11 then identify the person who drafted that
12 map.
13 MR. KELLY: Yes. I will have
14 Mr. Handrick, to the extent that he knows,
15 identify who drew the map.
16 MR. EARLE: Okay. Can we have that
17 for each map so we can identify who were the
18 authors of each map were?
19 MR. KELLY: Sure, to the extent of
20 his knowledge.
21 MS. LAZAR: Can you identify which
22 disk this is. There are two disks.
23 MR. POLAND: This was a disk -- I
24 think that if you look in the directory,
25 I'll just read for the record, it's labeled

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1 *Joe Handrick's draft maps-block assignment*
2 *files. The date of it was December 19th,*
3 *2011. I believe that it was produced in*
4 *advance of his deposition in December, and I*
5 *think we marked it as an exhibit or we marked*
6 *it as an attachment to one of the first*
7 *exhibits, I believe.*
8 MR. KELLY: Let me just ask this,
9 Mr. Handrick, do you know if there's
10 sufficient information on this disk to be
11 able to print one or more maps?
12 THE WITNESS: My understanding, and
13 I think this was discussed at the first
14 deposition was that that disk contained the
15 Autobound files for any maps that I may have
16 had access to.
17 MR. KELLY: And who made that CD?
18 Who put the files on that CD?
19 THE WITNESS: I believe Michael
20 Best & Friedrich did.
21 MR. KELLY: Okay. So what we'll do
22 is represent that there's information
23 sufficient to print out one or more maps,
24 send them out to us. We'll present them to
25 Mr. Handrick, to the extent he knows who

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1 authored the maps, we'll have him identify
2 that.
3 MR. EARLE: It's specific, and I'm
4 particularly interested in the map that he
5 described this morning right before the lunch
6 break.
7 MR. KELLY: What map did you
8 describe?
9 THE WITNESS: Actually, used a
10 plural. If you remember earlier in
11 Mr. Poland's questioning, I recalled drawing
12 two different maps for the south side of
13 Milwaukee.
14 MR. EARLE: Well, those are the
15 ones that we want you to send.
16 THE WITNESS: Yeah.
17 MS. LAZAR: For the record, those
18 are Exhibit 3 at the December deposition,
19 that disk.
20 MR. KELLY: Does that work?
21 MR. EARLE: That works, fine.
22 We'll finish up very quickly here.
23 **Q** Showing you what has been previously marked as
24 Exhibit 81 in the Gaddie deposition. Can you
25 identify this, please?

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1 **A** Difficult to read, but this appears to be a
2 Facebook instant message exchange between
3 Keith Gaddie and myself.
4 **Q** Okay. And I can show you -- I can give you a
5 cleaner, easier to read copy that has some
6 highlighting. That's mine. Here we go. If that
7 would help you, Mr. Handrick, I've given you a
8 copy that's a little bit easier to read.
9 **A** Thank you.
10 **Q** Can you read that?
11 **A** Yes.
12 **Q** If you go to the second page, there is -- I
13 highlighted about the middle of the page where it
14 says *Joe Handrick, excellent*. Could you read that
15 into the record, please? Why don't you just read
16 that whole string starting with Joe Handrick and
17 academia, just read that whole string to the end
18 of it?
19 **A** Joe Handrick, *Excellent*. Did the people at
20 Michael Best contact you about the recent Hispanic
21 suit. The basis of it is that the legislature
22 should use voting age citizen Hispanics as the
23 basis of drawing Hispanic seats instead of voting
24 age Hispanics. Keith Gaddie, *Nope*, but if they
25 want us to adjust for citizens, it makes our job

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1 easier. Joe Handrick, *The claim is that there are*
2 *so many illegals that a district that is 60*
3 *percent voting age Hisp is not enough because it*
4 *is only 40 percent in reality. The group filing*
5 *suit wants just one district that is 65 percent or*
6 *more VA Hisp. I'm going to blank cc you on an*
7 *e-mail.*
8 Q We can agree that this exchange on Facebook
9 occurred after Voces de la Frontera filed this
10 lawsuit?
11 A Yes.
12 Q And you're referring to the Voces de la Frontera
13 lawsuit?
14 A I believe so, yes.
15 Q And we can agree that the blind cc e-mail is
16 related to that discussion?
17 A No.
18 Q Do you have any recollection of this event at all?
19 A I do recall the overall exchange.
20 Q Why do you use the word illegals?
21 A I was characterizing the lawsuit that was filed to
22 Professor Gaddie. That was my characterization of
23 what my interpretation of the lawsuit was.
24 Q Elaborate on that. I don't understand. What was
25 your interpretation of the lawsuit?

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1 A When I saw the lawsuit, my interpretation was that
2 the people filing it were saying to the Court that
3 there are -- there are a lot of people in
4 Milwaukee County or in that area that are -- that
5 are not citizens, and therefore, it draws -- it
6 would then draw attention to that fact or that
7 assertion.
8 Q So you equate people who are not citizens with
9 illegals?
10 A No, because there can be people who are not
11 citizens, but who are here legally.
12 Q Right.
13 A And so in that context, illegals is probably not
14 an appropriate word to use.
15 Q But in the context of this, with Mr. Gaddie, you
16 equated everybody who is not a citizen from the
17 Hispanic community with the category of illegals;
18 is that accurate?
19 MR. KELLY: Objection, form.
20 A Not really. I was more trying to characterize the
21 suit itself.
22 Q Well, you said the claim is that there are so many
23 illegals that a district that is 60 percent voting
24 age Hisp is not enough because it is only 40
25 percent in reality. So you're offsetting citizens

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1 with illegals, as you characterized those folks,
2 correct?
3 A Correct.
4 Q You understand that that's a pejorative term in
5 the Latino community?
6 A Yeah. Yeah, I do.
7 Q And Mr. Gaddie responds to you by saying on page 3
8 *Loving watching your Badgers put it to State Penn,*
9 correct?
10 A Yes.
11 Q So we can -- so we know that this happened after
12 the Voces de la Frontera lawsuit was filed and
13 after the Badgers beat the Nittany Lions, correct?
14 A No.
15 Q No? Why not?
16 A It says *I enjoyed your Badgers put it to Penn or*
17 *State Penn.* That could have happened weeks later.
18 Q You mean his -- Gaddie's statement to you
19 referring to the Badgers football game against
20 Penn State is not in the same sequence as the
21 prior dialogue?
22 A That's correct. This is a running dialogue that
23 begins on July 4th.
24 Q Did you ever follow up with Gaddie about the
25 question of citizenship in the Latino community as

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1 it affects the Assembly district?
2 A Not prior to November 22nd, no.
3 Q So it's your testimony that the only discussion
4 you had with anybody about citizenship as it
5 affects the 8th Assembly District is contained in
6 this Facebook exchange with Gaddie?
7 A Prior to November 22nd, yes.
8 (Exhibit No. 99 marked for
9 identification)
10 Q Showing you what has been marked as Exhibit 99,
11 this is an e-mail you received, correct?
12 A Yes.
13 Q And it's dated July 25th, 2011?
14 A Yes.
15 Q And there's an article attached to it; do you see
16 that there?
17 A Yes.
18 Q Do you recall reading that article?
19 A I don't recall reading that article.
20 Q Do you recall receiving this e-mail?
21 A Specifically, no.
22 Q You recall discussions about the alternative of
23 redrawing the 8th Assembly District within the
24 area of the outer bounds of the 8th and 9th
25 combined?

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1 A Yes.
2 Q Tell me about those discussions. Well, let me ask
3 you, with whom did you have those discussions?
4 A With Mr. Troupis.
5 Q And when did those discussions occur?
6 A That would have been, if you recall my earlier
7 testimony about drawing an area the size of the
8 Senate seat for the Hispanic population and then
9 drew seats 8 and 9 within it and then had multiple
10 variations, it would have been after that time.
11 Q Approximately when was that?
12 A Certainly after the census was filed, so -- but
13 prior to the time that the team held the regional
14 meetings.
15 Q And it's accurate to say that the team's strategic
16 position was that there was flexibility as far as
17 drawing the 8th and 9th relative to each other as
18 long as it did not cause a ripple effect outside
19 the 3rd Senate District; is that correct?
20 A Yes.
21 Q And why was that?
22 A Why was?
23 Q Why was it that there was flexibility as long as
24 the outside bounds of the 3rd Senate District were
25 not affected?

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1 A Because as I was drawing, I did not know there
2 were -- as I testified, there were more than one
3 way to draw those two districts in different
4 proportions of the voting age percentage. I did
5 not know which would either be preferable to the
6 legal counsel or which might be preferable to the
7 community.
8 Q Do you know whether it's possible to draw
9 an 8th Assembly District that has an effective
10 voting majority of Latinos within it --
11 MR. KELLY: Objection to form. I'm
12 sorry, were you not done?
13 MR. EARLE: I was not done, but I
14 anticipate the objection, and we will count
15 it toward the question I'm about to ask. How
16 about that?
17 MR. KELLY: Splendid.
18 Q Do you know whether it is possible to draw
19 an 8th Assembly District within the bounds of
20 the 3rd Senate District as the team had designated
21 those boundaries that has within it an effective
22 voting majority of Latinos?
23 A I do not know that.
24 Q And you're familiar enough with redistricting that
25 you're familiar -- that you know that an effective

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1 voting majority is a concept that's discussed in
2 the concept of redistricting, correct?
3 MR. KELLY: Objection, form.
4 A I am not 100 percent certain what the definition
5 of effective is.
6 Q You've heard that -- you've heard those terms
7 before, haven't you?
8 A I've heard the term effective before.
9 Q We all have, but have you heard the term effective
10 voting majority in the context of redistricting?
11 A Prior to you just saying it, not that I can
12 remember.
13 Q This is nothing that Eric McLeod ever said to you,
14 correct?
15 A Correct.
16 Q So you've never discussed with Eric McLeod the
17 importance of making sure that there was a
18 majority of eligible Latino voters in the
19 district?
20 MR. KELLY: Objection, form.
21 A That's correct.
22 Q And you never spoke with Jim Troupis about the
23 importance of determining whether or not it was
24 possible to draw a district that had a majority of
25 eligible Latino voters in it?

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1 MR. KELLY: Objection, form.
2 A That's correct.
3 Q And you never discussed that with Adam Foltz?
4 MR. KELLY: Objection, form.
5 A That's correct.
6 Q Never discussed that with Tad Ottman?
7 MR. KELLY: Objection, form.
8 A That's correct.
9 Q Never discussed it with Ray Taffora?
10 MR. KELLY: Objection, form.
11 A That's correct.
12 Q Now, in the e-mail dated July 25th, Jim Troupis
13 says -- writes to you and others that the
14 alternative of simply redrawing within the area
15 remains a real possibility. How do you interpret
16 that, that phrase?
17 A I interpret that to mean that there is still an
18 ability to reconstitute Assembly 8 and Assembly 9
19 to form the different proportion of those two
20 relative to whatever the baseline is that
21 Mr. Troupis was referring to at that time.
22 Q And in this context the issue is whether you
23 divide the 8th from the 9th horizontally in an
24 east-west delineation versus a north-south
25 vertical delineation; is that correct?

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1 A No, not really.
2 Q No? Okay. What does that mean functionally?
3 A It means functionally, there's a different --
4 there's multiple different ratios of the voting
5 age population in the two districts. I already
6 testified that I had drawn a 57/57, I had drawn a
7 64/51. So meaning that within those two, there
8 would be redrawing those, there's opportunity to
9 redraw those to come up with a third or fourth
10 different balance between those two.
11 Q Was there ever a discussion about bringing it up
12 to 70 percent total population?
13 A No.
14 Q Just one last thing, in answer to questions from
15 Mr. Poland, you discussed the -- these two days
16 during which various map options were reviewed and
17 there was the Fitzgerald brothers and Zipperer,
18 Vos, and Scott Suder. You participated in those
19 meetings?
20 A Yes.
21 Q The meeting in which the 8th Assembly District
22 was discussed, who was in that room when
23 the 8th Assembly District was discussed?
24 A My recollection is that all of the above-named
25 people in addition to myself, Tad Ottman,

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1 Adam Foltz, but Mr. Suder --
2 Q Were there any attorneys in the room --
3 A -- was not there. I believe there were, but I
4 can't state for certain nor state who exactly it
5 might have been.
6 Q Did you see anybody in the room taking notes?
7 A I -- I don't know.
8 Q Well, did anybody have a legal pad in front of
9 them?
10 A No, I don't recall back that far.
11 Q Did you take any notes?
12 A Not that I recall.
13 Q How was it recorded what was decided?
14 A My recollection is that it wasn't.
15 Q In that meeting, in that room, a decision was made
16 about the 8th Assembly District, correct?
17 A I believe, yes, I believe the legislative leaders
18 would have, after viewing the different options,
19 would have directed their staff which option they
20 wanted included in what became the map.
21 Q Which option was that that was selected in that
22 meeting?
23 A When Act 43 was introduced as SB148, it contained
24 District 8 and 9 with 57/57 voting age Hispanic,
25 so it would have been the option that had that as

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1 the balance between the two seats.
2 Q Did you participate in any meetings related to the
3 amendment as applied to the 8th Assembly District?
4 A No, not that I recall.
5 Q Are you aware of who participated in the decision
6 to bring that amendment forward?
7 A No, I'm not.
8 MR. EARLE: I have no further
9 questions.
10 THE WITNESS: Thank you.
11
12 EXAMINATION
13 By Mr. Kelly:
14 Q Mr. Handrick, I'd like to take you back a couple
15 of steps. This might seem like we're starting at
16 a very basic level, but tell me with respect to
17 the maps that you worked on, you worked on the
18 computer, yes?
19 A Yes.
20 Q And do you know if it was running a specialized
21 software?
22 A Yes. My understanding it was running Autobound.
23 Q You have some familiarity with Autobound?
24 A Yes.
25 Q Did you use Autobound as you were crafting any of

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1 the various maps that you worked on?
2 A Yes.
3 Q Was there any alternative software to use
4 available to you to work on these maps?
5 A Yes.
6 Q What was the alternative?
7 A Prior to the census coming out, there was a
8 website called Dave's Redistricting where anybody
9 could go on to any state and draw, but it didn't
10 contain census data.
11 Q And what was that based on?
12 A I think it was based on the population estimates
13 that each state does through the Department of
14 Administration each year.
15 MR. POLAND: What was the name of
16 that website?
17 THE WITNESS: Dave's Redistricting.
18 MR. POLAND: Dave's Redistricting?
19 THE WITNESS: Yeah.
20 Q Is it important in drawing new legislative
21 district maps to rely on credible population
22 information?
23 A Yes.
24 Q That's kind of the whole point of the process,
25 yes?

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1 A Yes.
2 Q What data for population did you rely on in
3 crafting the maps that you worked on?
4 A The data, as I understand it, that was on the
5 machines was put on the machines by the LTSB/LRB,
6 I tend to not be able to not keep all their
7 functions straight, and that's what's called the
8 PL data from the U.S. Census.
9 Q Does the data come from any other place ultimately
10 than the U.S. Census?
11 A The census data only comes from the U.S. Census.
12 Q Was there other information, other population
13 information like demographic information on the
14 computer you were working on with respect to the
15 population of the State of Wisconsin?
16 A No, not that I'm aware of.
17 Q So would it be true to say that the only data that
18 you had available to you as you were crafting maps
19 was the data provided by the United States Census?
20 MR. POLAND: Object to the form of
21 the question.
22 A Yes.
23 Q Now, the data provided by the census does have
24 some demographic information contained in it; is
25 that correct?

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1 A Yes.
2 Q What kind of demographic information would it
3 have?
4 A It contains information regarding race, and then
5 it also has information regarding Hispanic
6 population. Again, I could be corrected, but my
7 understanding is that Hispanic is not a race, but
8 it's an ethnicity. It contains information on age
9 so that you can see how many people in any unit,
10 in a block are over 18 or under 18. And the data
11 at some level also has things such as housing
12 values per block, median income per block. I do
13 not know whether that is included on what was
14 loaded on those machines or not.
15 Q Mr. Earle was asking you questions about eligible
16 voters in Assembly Districts 8 and 9. Aside from
17 information about age in the census data you were
18 relying on, is there anything else in there that
19 spoke to the eligibility of the people to vote?
20 A No, not that I'm aware of.
21 Q Is there any information in there about whether
22 people in any given census block were citizens
23 versus noncitizens?
24 A Not that I'm aware of.
25 Q So did the United States Census provide any

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1 information to you that would allow you to
2 consider the citizenship of voters as you crafted
3 the maps that you worked on?
4 MR. POLAND: Object to the form of
5 the question.
6 MR. EARLE: Join.
7 A Not that I'm aware of.
8 Q So even if Mr. Earle had been in the room with you
9 and asked you to consider the citizenship of the
10 voters -- the voting population in the districts
11 that you were creating, you wouldn't have been
12 able to give him any information on that?
13 MR. POLAND: Object to the form of
14 the question.
15 MR. EARLE: I object to the form of
16 the question as well.
17 A That's correct. I would not, with my knowledge
18 and understanding of what's on there, I would not
19 have been able to give him any information of that
20 nature.
21 Q So based on the computer system you had available
22 to you, the software that was available to you and
23 the data that was available to you, is it possible
24 to have drawn maps based on citizen voting age
25 population?

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1 MR. POLAND: Object to the form of
2 the question.
3 MR. EARLE: Object to the form.
4 A Your question was it possible to? No, not so far
5 as I know.
6 Q Mr. Handrick, could you take Exhibit No. 11, it's
7 the second amended complaint that you looked at
8 earlier, and turn to pages 18 and 19?
9 A Yes.
10 Q Earlier, Mr. Poland was asking you questions about
11 whether the Oneida Nation as a community of
12 interest had been fractured in the creation of
13 Act 43, and there was a suggestion that they had
14 been unnecessarily fractured in the map that
15 became Act 43; do you recall that?
16 MR. POLAND: Object to the form of
17 the question.
18 A Yes, I recall that.
19 Q Has the Oneida Nation historically been contained
20 entirely within one Assembly district?
21 THE WITNESS: Can you repeat the
22 question.
23 (Question read)
24 Q And when I say contained within one Assembly
25 district, entirely contained within one Assembly

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1 district?
2 A My understanding is no, not entirely.
3 Q Where has that split come?
4 A The bulk of the Oneida Nation is in two counties
5 and in two towns, the town of Hobart and the town
6 of Oneida. One is in Brown County. One is in
7 Outagamie. I believe there is also a small
8 segment of the Oneida Nation that is in the
9 village of Ashwaubenon that at some point would
10 have been annexed out of one of those towns. And
11 my recollection is that the village of Ashwaubenon
12 has not always been in the same district as those
13 two towns.
14 Q Let's go back to the map that was adopted in 2002.
15 That was a court-adopted map; is that right?
16 A Yes.
17 Q Do you know if the map created by the Court in
18 2002 had the entire nation of -- the entire
19 Oneida Nation contained in only one Assembly
20 district?
21 A My recollection is that it did not.
22 Q Do you know anything about how prior maps before
23 2002 had addressed the Oneida Nation?
24 A Off the top of my head, no.
25 Q In paragraph II on page 19, it says *Members of the*

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1 *Stockbridge-Munsee and Menominee tribes have*
2 *historically have been represented by one member*
3 *of the Assembly and one member of the Senate; is*
4 *that true?*
5 A No.
6 Q What is the truth of the matter?
7 A That does not say the Stockbridge-Munsee
8 reservation or the Menominee reservation. It says
9 members of. Members of those two nations live
10 everywhere in Wisconsin. There are Menominee
11 tribal members, I believe, who live in Milwaukee.
12 So that's not a true statement to say that members
13 of those two nations, those two tribes have been
14 represented by one member of the Assembly and the
15 Senate.
16 Q Mr. Handrick, I'd like to ask you, in general
17 terms, how one goes about building a map. When
18 you set out to create a state-wide legislative
19 district map, do you treat every district as if it
20 is the first district that you are considering, or
21 is there a certain place on the map that you begin
22 and then start building out from there?
23 MR. POLAND: Object to the form of
24 the question.
25 A There's a place where one would typically begin.

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1 Q Where does one typically begin in Wisconsin?
2 A This falls under sort of the general advice from
3 Mr. Troupis regarding the African-American and the
4 Hispanic districts, and that advice was because of
5 the importance of making sure that the voting
6 rights act is not just followed, but that's a
7 criteria that the map would excel at, the broad
8 advice was, in essence, you don't want to start
9 somewhere else and then find yourself cornered in,
10 and now you can't properly address the Voting
11 Rights Act. So I would always begin with the near
12 north side of Milwaukee and the African-American
13 districts.
14 Q So what would you do as you begin in the near
15 north side of Milwaukee with the African-American
16 districts, what is the first step?
17 A The first step before drawing is to, again, take,
18 I think I've said this now a couple times at
19 deposition, take the over/under report, which is a
20 document we went over at great length in December,
21 you can also call it the malapportionment report,
22 that gives you the big picture of where districts
23 are over, where they're under where the shifts
24 have to occur. Then, and again, I'm repeating
25 myself, but then in my mind, I'm able to create a

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1 form of a schematic that's able to just think
2 through, you know, if you have four or five
3 districts, for example, that are together that are
4 all underpopulated, that that creates a ripple
5 domino effect that is going to extend to some part
6 of the state that has four or five districts
7 together that may be overpopulated.
8 Q Let's stop there for a moment, and let's explore
9 that a little bit.
10 MR. EARLE: He wasn't finished with
11 his answer. I know you had part of the
12 question, but he didn't finish his answer.
13 MR. KELLY: Well, I can ask him if
14 he wants to finish.
15 MR. EARLE: By interrupting him,
16 you're offering the question as he was
17 answering it, and you're taking it in a
18 different direction. And I don't think a
19 questioner should have that kind of control
20 over the interrogation.
21 MR. KELLY: Well, in this case he
22 does because we don't want to be here all day
23 long. So Mr. Handrick --
24 MR. EARLE: I'm going to object to
25 the prior answer as being incomplete and

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1 strike it.
2 MR. KELLY: You may. So noted.
3 Q So what was the -- you mentioned you start with
4 figuring out what the big picture is with respect
5 to the map that you start with. What was the big
6 picture with respect to the African-American
7 majority/minority, districts?
8 A Okay. Having completed my answer to the prior
9 question, which I would call part one. Part two
10 then would be think through what does a big
11 picture possibly even translate into in terms of
12 what was going to happen. So to finish answering
13 that, Milwaukee continued to lose population as a
14 proportion of the state-wide population. Suburban
15 areas of the state continued to gain population in
16 proportion to the total population. And
17 Dane County continued to gain population in
18 comparison to the totality of the state
19 population. So what would allow me, again, before
20 drawing anything to recognize that seats in the
21 area that are underpopulated are going to grow in
22 size, expand outward, create a ripple effect that
23 is going to magnify each step that you move
24 outward until -- and then Dane County as it's
25 growing was going to have seats that theoretically

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1 overpopulated are going to start shrinking. So
2 that both in Milwaukee County and Dane County and
3 by definition, everything in between, seats are
4 more likely than not going to be different than
5 they were when you started even if a seat in the
6 middle is entirely properly proportioned to begin
7 with.
8 Q All right. So let's drill down into that a little
9 bit. So when a district is underpopulated, it
10 needs to expand in size to bring in additional
11 population?
12 A In a general sense, yes.
13 Q What happens if that underpopulated district is
14 adjacent to or surrounded by other districts that
15 are also underpopulated?
16 A That's why I said in the general sense. Because
17 the first district you're dealing with is
18 underpopulated and needs to grow. If the district
19 next to it is also underpopulated, that district
20 not only has to grow, but first it has to shift.
21 And in doing so, it theoretically could shift into
22 a more densely populated area. And that's why I
23 say generally they have to grow because
24 theoretically that next one then actually could be
25 smaller because of the shift that occurred. But

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1 yeah, so the first district grows; that triggers a
2 domino effect that starts then with the second
3 district. Which now, if they were both
4 underpopulated, which I think was your question,
5 the first one grew, the one next to it, which
6 already was underpopulated is now even more
7 underpopulated, so it shifted and now has to grow
8 greater than the initial over/under count would
9 have indicated.
10 Q What effect, if any, does this cause on the
11 redistricting principle with core retention?
12 A It can have a couple. To begin with, the district
13 you start with, if it's underpopulated, is going
14 to grow, is likely going to have a pretty good
15 core retention. And then as you move out in that
16 ripple, the core retention is likely going to drop
17 at each stage, at each bump in the ripple, so to
18 speak. That's point one. Point two is it could
19 be to a degree that which an entire district
20 actually ends up moving in or out of a county. So
21 Dane County is the opposite. Dane County seats
22 are overpopulated. It means they had to shrink.
23 So a seat might actually move into Dane County.
24 That can trigger the renumbering of the seats that
25 was discussed earlier, which can cause people to

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1 misread the core retention report by not realizing
2 that there was a number flip. The answer is it's
3 hard to say what effect it will have because the
4 effect doesn't end. It just keeps rippling across
5 the state.
6 Q So the ripples keep propagated?
7 A Yes.
8 MR. EARLE: Form.
9 Q When you're attempting to create districts that
10 comply with the Voting Rights Act, do you need to
11 know where geographically the minority population
12 is?
13 A You don't need to know that because the census
14 data will show you that.
15 Q You can derive from the census data where the
16 minority population is at?
17 A Correct.
18 Q So when you are building Voting Rights Act
19 compliant districts, those districts need to
20 follow where the minority population is, correct?
21 MR. POLAND: Object to the form of
22 the question.
23 MR. EARLE: Join.
24 A Yeah, I think that's accurate.
25 Q It would be able to get more minority members into

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1 a district without knowing where they are and
2 extending the boundary to where they actually
3 live; wouldn't that be about right?
4 MR. EARLE: Form.
5 A Yes.
6 MR. EARLE: You're doing a good job
7 of leading the witness.
8 MR. KELLY: Well, thank you, Peter.
9 I appreciate that. Fortunately, it's all
10 preliminary.
11 Q So when you are building Voting Rights Act
12 compliant majority/minority districts, does that
13 have the possibility of impacting the compactness
14 of those districts?
15 MR. POLAND: Object to the form.
16 MR. EARLE: Join.
17 A It could.
18 Q What are the possible effects on compactness?
19 A Well, if you -- if you're -- if that's, in fact,
20 what you're doing is looking for particular groups
21 of minority voters, and there's interest in
22 geography that comes into play, districts could
23 and in other states have taken on an odd shape.
24 Q And the odd shape is there because of the attempt
25 to comply with the Voting Rights Act?

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1 MR. EARLE: Form.
2 MR. POLAND: Same.
3 A I'm particularly thinking of Illinois
4 Congressional 18. There is no other information
5 on why a seat would be shaped that way other than
6 they were trying to create a Voting Rights Act
7 seat.
8 Q In the work that you did in crafting legislative
9 district maps, do you know if any of the decisions
10 that you were making in building districts that
11 may have had an impact on the effect known as
12 delayed voting?
13 MR. EARLE: I'm going to object to
14 the form of the question, and I love the
15 vocabulary euphemism. I don't think you've
16 asked one question where you used the term
17 disenfranchisement. It's delayed voting.
18 The nomenclature is artful.
19 MR. KELLY: The nomenclature
20 follows what the courts call it.
21 MR. POLAND: Object to the form.
22 A Could you please restate your question?
23 MR. KELLY: Brandé, can you read
24 it.
25 (Question read)

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1 A Yes.
2 Q What would those have been?
3 A Well, going back to the malapportionment
4 over/under map, one thing I knew was that there an
5 even-numbered Senate district in northwest
6 Wisconsin that was overpopulated. That district
7 was surrounded on three sides by odd-numbered
8 districts and on one side by Vikings fans from the
9 state of Minnesota. So by definition, any time I
10 just knew, from the county or doing a report, I
11 just knew that any time, no matter how I shrunk
12 that district, people that were moving from that
13 even to that odd seat would have their vote for
14 State Senate temporarily delayed.
15 Q Is it possible that a map drawer's desire to
16 create or reunite communities of interest might
17 have an impact on delayed voting?
18 MR. POLAND: Object to the form.
19 A Certainly.
20 Q What kind of an affect might that be?
21 A If there was a desire to try to create a district
22 with a -- maybe reunite in a community or putting
23 like communities in the same district, if people
24 moved in this case from even/odd, that might have
25 an impact on temporary voter delay.

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1 Q You mentioned when you were speaking with
2 Mr. Earle about Districts 8 and 9 that you drew
3 two options, one of which split the Latino
4 population 57/57 in Districts 8 and 9 and one
5 configuration in which the Latino population in
6 District 8 was 64 and in 9 was 51; do you remember
7 that one?
8 A Yes.
9 Q And I think you mentioned that the first version,
10 the original version of Senate Bill 148 contains
11 the first option when there was an equal amount of
12 Hispanic voting age population in Districts 8
13 and 9; do you recall that?
14 A That's my understanding, yes.
15 Q But that was not the final configuration of
16 Assembly Districts 8 and 9, correct?
17 A That is correct.
18 Q How did that change?
19 A My understanding is that the committee that
20 addressed the bill in the State Senate adopted a
21 simple -- what's called a simple amendment that
22 changed the configuration of those two seats, at
23 least partially based on testimony.
24 Q Do you know what testimony that was based on?
25 A I believe it was, in part, on the testimony of

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1 Zeus Rodriguez.
2 Q And do you have any idea what Zeus Rodriguez --
3 MR. EARLE: Let me insert an
4 objection to form to the last question.
5 Q Do you have any idea what Mr. Rodriguez's concerns
6 were with respect to Assembly Districts 8 and 9?
7 MR. EARLE: Form.
8 A In the way it was originally drafted?
9 Q Yes.
10 A No, I don't know exactly.
11 Q What did the -- to your knowledge, what did the
12 amendment accomplish with respect to the Hispanic
13 voting age populations in Districts 8 and 9?
14 MR. POLAND: Object to the form.
15 MR. EARLE: Join.
16 A The amendment that was adopted caused the final
17 percentages of those districts, and particularly,
18 caused the final voting age percentage of
19 District 8 to be higher than the court-drawn
20 percentage in 2002.
21 Q So if we were to -- and do you know what that
22 percentage was?
23 A In 2002?
24 Q No, in the amendment.
25 A My recollection is it was 60 percent. There may

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1 have been a decimal point, something I don't
2 recall.
3 Q And your understanding is that 60 percent was a
4 higher Latino voting age population than the
5 court-drawn map for Assembly District 8 in 2002?
6 MR. POLAND: Object to the form.
7 MR. EARLE: I object to the form as
8 well.
9 A That's my understanding, yes.
10 Q That amendment that increased the Latino voting
11 age population in Assembly District 8, was that
12 introduced by the democrats?
13 MR. POLAND: Object to the form.
14 MR. EARLE: Object to the form as
15 well.
16 A In the committee, there were only two amendments
17 introduced. To my recollection, they were both
18 introduced. One was introduced, I believe, by the
19 committee. They both may have been, or they may
20 have been introduced by the chair. But in any
21 case, they were introduced -- they were drafted by
22 the republican members of the committee.
23 Q And that amendment passed?
24 A That amendment passed, yes.
25 MR. EARLE: Form.

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1 Q Do you know, of the two caucuses, the republican
2 caucus and the democratic caucus, was there a
3 split in support with respect to that amendment?
4 MR. EARLE: Form.
5 A Within each caucus?
6 Q Between the two caucuses?
7 A Yes, there was.
8 Q What was it?
9 A At the committee level?
10 Q On the floor.
11 A On the floor level. That amendment would have had
12 to have been adopted by the State Senate, and my
13 recollection is there were no democratic votes for
14 that amendment.
15 Q So to your understanding, the democrats voted
16 against raising the Latino voting age population
17 in Assembly District 8 from 57 to 60 percent?
18 MR. POLAND: Object to the form.
19 MR. EARLE: Form.
20 A Yes.
21 MR. KELLY: If you wouldn't mind
22 giving me just a few moments.
23 THE VIDEOGRAPHER: The time is
24 2:43. We are going off the record.
25 (Recess taken)

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1 THE VIDEOGRAPHER: The time is
2 2:45. We are back on the record.
3 MR. KELLY: I have no further
4 questions at this time.
5 MR. POLAND: Just a few follow-up
6 questions.
7
8 RE-EXAMINATION
9 By Mr. Poland:
10 Q Mr. Handrick, you testified in response to some
11 questions Mr. Kelly asked you some of the advice
12 that you received from Mr. Troupis was that
13 because of the importance of complying with the
14 Voting Rights Act, you needed to begin the
15 redistricting process with the north side of
16 Milwaukee; is that correct?
17 A Yes.
18 Q Is it your understanding that you and the
19 redistricting team were creating districts in
20 Milwaukee that were compliant with the
21 Voting Rights Act?
22 A That was certainly my intention.
23 Q You testified as well in response to questions
24 Mr. Kelly asked you about possible effects that
25 reuniting districts might have; do you recall

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1 that?
2 MR. KELLY: Objection, form.
3 A I would use the term communities of interests.
4 Q Okay. Reuniting communities of interest. What
5 communities of interest were reunited under
6 Act 43?
7 A The city of Eau Claire, the city of Madison. Two
8 examples I could think of.
9 Q Could you think of any others?
10 A Cities of Racine, Kenosha being mostly contained
11 in one Senate district would be an example.
12 Q Did you speak with anyone in any way affiliated
13 with the city of Eau Claire and ask whether those
14 communities of interest wanted to be or desired to
15 be reconnected or reunited?
16 A No.
17 Q Do you know whether anyone on the redistricting
18 team did?
19 A No.
20 Q What about the city of Madison, did you or, to
21 your knowledge, anyone else on the redistricting
22 team speak with any members of the communities of
23 interest in Madison that were reunited -- ask
24 whether they wanted to be reunited?
25 A Not that I know of.

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1 Q What about the cities of Racine and Kenosha, did
2 you or, to your knowledge, anyone else on the
3 redistricting team speak with any representatives
4 of the cities of Racine or Kenosha to ask whether
5 they wanted to be reunited in the way that Act 43
6 draws them together?
7 A Not that I know of.
8 Q Did you ever look at reuniting the Oneida Nation?
9 A I may have had permutations of my maps where the
10 two towns and village of Ashwaubenon were in one
11 district, but I don't recall doing that or seeking
12 that intentionally.
13 Q Was there ever a discussion among the
14 redistricting team about reuniting the Oneida into
15 a single Assembly district as one community of
16 interest?
17 A Not that I recall.
18 Q Did you receive, to your knowledge, did you or the
19 redistricting team receive any inquiries from any
20 communities of interest in the State of Wisconsin
21 that expressed a desire to be reunited?
22 A Not that I can recall.
23 MR. POLAND: No further questions.
24 MR. EARLE: Just a couple.
25

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1 RE-EXAMINATION
2 By Mr. Earle:
3 Q I want to be clear about your testimony. I think
4 you testified in response to Mr. Kelly's questions
5 that you compared the 8th Assembly District as you
6 were redrawing it to what the Court had previously
7 done in 2002, correct?
8 MR. KELLY: Objection, form.
9 Q In terms of, and I'll clarify, in terms of the
10 thresholds of Latino voting age population?
11 A I was aware of the Court's 2002 percentages, yes.
12 Q But I think your testimony was that you indexed it
13 vis-a-vis what the Court had previously done,
14 correct?
15 MR. KELLY: Objection, form. It
16 was not his testimony.
17 A I don't believe that's what I said.
18 Q I don't believe you used the word index, but you
19 were mindful of what the statistical Latino voting
20 age population was of the district created by the
21 Court because you wanted to follow Mr. Troupis's
22 advice and remain above that; isn't that correct?
23 A His advice was not to remain above it, that is not
24 correct.
25 Q What was his advice?

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1 A His advice, as I stated earlier, was that the
2 courts in 1992 and in 2002 drew African-American
3 districts and Hispanic districts that would sort
4 of present a ballpark of what the courts had
5 decided were appropriate districts. And the
6 general advice for Mr. Troupis was to try to fall
7 in that -- in about that general ballpark area.
8 Q Okay, that's what I thought you said. I just want
9 to have the record clear, as I understand your
10 testimony, you did not know then, at the time you
11 were drawing the maps for the 8th Assembly
12 District, you did not know whether Act 43 reduced
13 the Hispanic voting age population of the then
14 malapportioned 8th Assembly district, correct?
15 A I did not know that, that is correct.
16 Q And you don't know that today, correct?
17 A Yeah, I believe that's correct.
18 MR. EARLE: I have no further
19 questions.
20 MR. KELLY: Nothing from me.
21 MR. MCLEOD: Nothing from me
22 either.
23 THE VIDEOGRAPHER: We are going off
24 the record, concluding the video deposition
25 of Mr. Joseph Handrick. The time is

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1 2:51 p.m.
2 (Adjourning at 2:51 p.m.)
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1 employed by the parties hereto or financially
2 interested in the action.
3 In witness whereof I have hereunto set my
4 hand and affixed my notarial seal this 8th day of
5 February 2012.
6
7 _____
8 Notary Public, State of Wisconsin
Registered Professional Reporter
9 My commission expires
10 April 21, 2013
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1 STATE OF WISCONSIN)
) ss.
2 COUNTY OF DANE)

3 I, BRANDÉ A. BROWNE, a Registered Professional
4 Reporter and Notary Public duly commissioned and
5 qualified in and for the State of Wisconsin, do
6 hereby certify that pursuant to subpoena, there came
7 before me on the 1st day of February 2012, at 9:24 in
8 the forenoon, at the offices of Godfrey & Kahn, S.C.,
9 Attorneys at Law, One East Main Street, Suite 500,
10 the City of Madison, County of Dane, and State of
11 Wisconsin, the following named person, to wit:
12 JOSEPH W. HANDRICK, who was by me duly sworn to
13 testify to the truth and nothing but the truth of his
14 knowledge touching and concerning the matters in
15 controversy in this cause; that he was thereupon
16 carefully examined upon his oath and his examination
17 reduced to typewriting with computer-aided
18 transcription; that the deposition is a true record
19 of the testimony given by the witness; and that
20 reading and signing was not waived.
21 I further certify that I am neither
22 attorney or counsel for, nor related to or employed
23 by any of the parties to the action in which this
24 deposition is taken and further that I am not a
25 relative or employee of any attorney or counsel

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January 10, 2012

VIA MESSENGER

Douglas M. Poland
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One E. Main Street, Suite 500
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Madison, WI 53701-2719

Re: Baldus, et al. v. Brennan, et al. (Case No. 11cv562)

Dear Counsel:

Enclosed please find the Supplemental Document Production in Response to Subpoenas Issued by Plaintiffs to Joe Handrick, Adam Foltz and Tad Ottman. As noted in the enclosed pleading, the documents are contained on a DVD which is titled "Handrick, Foltz and Ottman Supplemental Document Production, January 10, 2012."

As I discussed with Attorney Brown this afternoon, there are 16 electronic files we have been unable to download and produce due to technical problems. We are working to correct the problems and intend to produce those additional files as soon as possible, hopefully within the day or two. If you have any questions, please do not hesitate to contact me.

Sincerely,

MICHAEL BEST & FRIEDRICH LLP

A handwritten signature in black ink, appearing to read "Eric M. McLeod", written over a white background.

Eric M. McLeod

EMM:skt

Enclosure

cc (w/enc.): Maria Lazar (via mail)
Patrick J. Hodan (via mail)
Daniel Kelly (via mail)
P. Scott Hassett (via mail)
Peter G. Earle (via mail)
Jacqueline Boynton (via mail)
Thomas L. Shriner, Jr. (via mail)



UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

ALVIN BALDUS, et al.,

Plaintiffs,

v.

Case No. 11-CV-562

MEMBERS OF THE WISCONSIN
GOVERNMENT ACCOUNTABILITY BOARD, et al.,

Defendants.

**SUPPLEMENTAL DOCUMENT PRODUCTION IN RESPONSE TO SUBPOENAS
ISSUED BY PLAINTIFFS TO JOE HANDRICK, ADAM FOLTZ AND TAD OTTMAN**

Joe Handrick, Adam Foltz, and Tad Ottman, through their attorneys, hereby produce the enclosed documents in response to the subpoenas issued by Plaintiffs on December 13, 2011, in the above-captioned matter. These documents, which are contained on the attached DVD titled "Handrick, Foltz and Ottman Supplemental Document Production, January 10, 2012," represent a supplemental production in light of the Court's orders on discovery.

Dated this 10th day of January, 2012.

MICHAEL BEST & FRIEDRICH LLP

By: 

Eric M. McLeod, SBN 1021730

emcleod@michaelbest.com

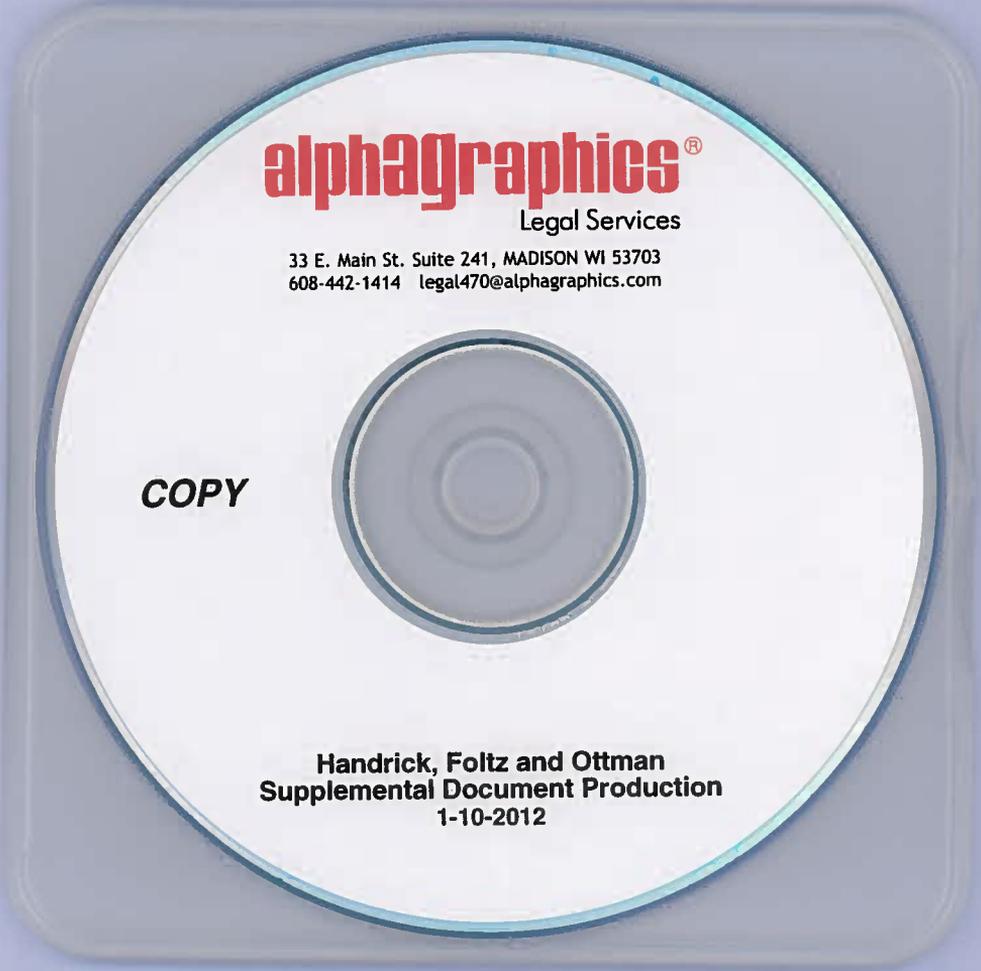
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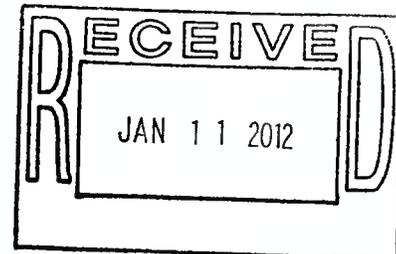
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January 11, 2012

VIA MESSENGER

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Re: Baldus, et al. v. Brennan, et al. (Case No. 11cv562)

Dear Counsel:

Enclosed please find a DVD containing the additional 16 electronic files that we were unable to download and produce yesterday due to technical problems.

If you have any questions, please do not hesitate to contact me.

Sincerely,

MICHAEL BEST & FRIEDRICH LLP


Eric M. McLeod

EMM:skt

Enclosure

cc (w/enc.): Maria Lazar (via mail)
Patrick J. Hodan (via mail)
Daniel Kelly (via mail)
P. Scott Hassett (via mail)
Peter G. Earle (via mail)
Jacqueline Boynton (via mail)
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Summary Core Constituency Report

6/15/2011

Plan Name: Workspace: Assembly>>TeamMap_S_10_11

Plan Last Edited on: 6/15/2011 10:52:14 AM

Compare Plan: Workspace: Assembly>>currentmap

Confidential

District: 1 Total Population: **57,220** Voting Age Population: **45,131**

Unchanged Area

Population from District	1	54,176	42,827
Total Unchanged Area		54,176	42,827

From Other Districts

Population from District	2	2,938	2,228
Population from District	88	106	78
Total From Other Districts		3,044	2,304

Total for District:	1	57,220	45,131
----------------------------	----------	---------------	---------------

District: 2 Total Population: **57,649** Voting Age Population: **44,099**

Unchanged Area

Population from District	2	37,534	28,633
Total Unchanged Area		37,534	28,633

From Other Districts

Population from District	3	3,118	2,275
Population from District	4	12,654	10,007
Population from District	5	4,343	3,184
Population from District	25	0	0
Total From Other Districts		20,115	15,466

Total for District:	2	57,649	44,099
----------------------------	----------	---------------	---------------

District: 3 Total Population: **57,444** Voting Age Population: **41,404**

Unchanged Area

Population from District	3	54,430	39,283
Total Unchanged Area		54,430	39,283

From Other Districts

Population from District	5	2,862	2,002
Population from District	25	2	2
Population from District	57	150	117
Total From Other Districts		3,014	2,121

Total for District:	3	57,444	41,404
----------------------------	----------	---------------	---------------

District: 4 Total Population: **57,486** Voting Age Population: **44,474**

Unchanged Area

Population from District	4	32,022	25,300
Total Unchanged Area		32,022	25,300

From Other Districts

Population from District	5	7,236	5,358
Population from District	90	18,228	13,816
Total From Other Districts		25,464	19,174

Total for District:	4	57,486	44,474
----------------------------	----------	---------------	---------------

District: 5 Total Population: **57,470** Voting Age Population: **42,235**

Unchanged Area

Population from District	5	45,587	33,465
Total Unchanged Area		45,587	33,465

From Other Districts

Population from District	3	3,163	2,340
Population from District	6	2,758	2,044
Population from District	56	3,404	2,617
Population from District	90	2,558	1,769



Summary Core Constituency Report

6/15/2011

Plan Name: Workspace: Assembly>>TeamMap_6_10_11

Plan Last Edited on: 6/15/2011 10:52:14 AM

Compare Plan: Workspace: Assembly>>currentmap

Confidential

Total From Other Districts		11,883	8,770
Total for District:	5	57,470	42,235
District: 6	Total Population: 57,505	Voting Age Population: 43,682	
Unchanged Area			
Population from District	6	34,181	26,249
Total Unchanged Area		34,181	26,249
From Other Districts			
Population from District	5	972	736
Population from District	36	3,658	2,766
Population from District	40	10,858	8,115
Population from District	86	1,689	1,335
Population from District	89	6,147	4,481
Total From Other Districts		23,324	17,433
Total for District:	6	57,505	43,682
District: 7	Total Population: 57,498	Voting Age Population: 44,756	
Unchanged Area			
Population from District	7	17,756	14,140
Total Unchanged Area		17,756	14,140
From Other Districts			
Population from District	9	8,002	6,188
Population from District	13	8,745	6,908
Population from District	15	16,497	12,804
Population from District	18	54	39
Population from District	20	5,083	3,680
Population from District	21	1,361	997
Total From Other Districts		39,742	30,616
Total for District:	7	57,498	44,756
District: 8	Total Population: 57,246	Voting Age Population: 38,458	
Unchanged Area			
Population from District	8	32,679	21,395
Total Unchanged Area		32,679	21,395
From Other Districts			
Population from District	9	17,690	12,134
Population from District	19	2,728	1,807
Population from District	20	4,149	3,122
Total From Other Districts		24,567	17,063
Total for District:	8	57,246	38,458
District: 9	Total Population: 57,233	Voting Age Population: 38,181	
Unchanged Area			
Population from District	9	33,704	22,654
Total Unchanged Area		33,704	22,654
From Other Districts			
Population from District	8	21,937	14,492
Population from District	18	1,592	1,035
Total From Other Districts		23,529	15,527
Total for District:	9	57,233	38,181
District: 10	Total Population: 57,428	Voting Age Population: 41,493	
Unchanged Area			



Summary Core Constituency Report

6/15/2011

Plan Name: Workspace: Assembly>>TeamMap_6_10_11

Plan Last Edited on: 6/15/2011 10:52:14 AM

Compare Plan: Workspace: Assembly>>currentmap

Confidential

Population from District	10	38,095	26,548
Total Unchanged Area		38,095	26,548
From Other Districts			
Population from District	11	6,171	4,311
Population from District	22	13,162	10,634
Total From Other Districts		19,333	14,945
Total for District:	10	57,428	41,493

District: 11 Total Population: **57,503** Voting Age Population: **38,972**

Unchanged Area			
Population from District	11	27,490	17,778
Total Unchanged Area		27,490	17,778
From Other Districts			
Population from District	10	6,863	5,079
Population from District	12	16,750	11,601
Population from District	22	6,400	4,514
Total From Other Districts		30,013	21,194
Total for District:	11	57,503	38,972

District: 12 Total Population: **57,494** Voting Age Population: **40,095**

Unchanged Area			
Population from District	12	29,814	20,708
Total Unchanged Area		29,814	20,708
From Other Districts			
Population from District	11	8,525	5,665
Population from District	13	3,976	3,163
Population from District	17	1,559	1,181
Population from District	23	13,620	9,378
Total From Other Districts		27,680	19,387
Total for District:	12	57,494	40,095

District: 13 Total Population: **57,452** Voting Age Population: **45,649**

Unchanged Area			
Population from District	13	14,046	11,210
Total Unchanged Area		14,046	11,210
From Other Districts			
Population from District	14	22,419	17,939
Population from District	15	5,588	4,377
Population from District	98	15,399	12,123
Total From Other Districts		43,406	34,439
Total for District:	13	57,452	45,649

District: 14 Total Population: **57,597** Voting Age Population: **43,789**

Unchanged Area			
Population from District	14	20,622	15,920
Total Unchanged Area		20,622	15,920
From Other Districts			
Population from District	12	1,934	1,468
Population from District	13	18,323	13,901
Population from District	98	16,718	12,500
Total From Other Districts		36,975	27,869
Total for District:	14	57,597	43,789



Summary Core Constituency Report

6/15/2011

Plan Name: Workspace: Assembly>>TeamMap_6_10_11

Plan Last Edited on: 6/15/2011 10:52:14 AM

Compare Plan: Workspace: Assembly>>currentmap

Confidential

District: 15 Total Population: **57,372** Voting Age Population: **46,321**

Unchanged Area

Population from District	15	27,149	21,815
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Total Unchanged Area		27,149	21,815
----------------------	--	--------	--------

From Other Districts

Population from District	14	9,615	7,759
--------------------------	----	-------	-------

Population from District	84	20,808	16,747
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Total From Other Districts		30,223	24,506
----------------------------	--	--------	--------

Total for District:	15	57,372	46,321
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District: 16 Total Population: **57,458** Voting Age Population: **41,985**

Unchanged Area

Population from District	16	39,361	29,653
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Total Unchanged Area		39,361	29,653
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From Other Districts

Population from District	10	4,026	3,235
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Population from District	11	0	0
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Population from District	17	4,645	3,221
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Population from District	18	9,426	5,876
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Population from District	19	0	0
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Total From Other Districts		18,097	12,332
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Total for District:	16	57,458	41,985
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District: 17 Total Population: **57,354** Voting Age Population: **40,212**

Unchanged Area

Population from District	17	35,226	24,538
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Total Unchanged Area		35,226	24,538
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From Other Districts

Population from District	11	9,992	6,737
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Population from District	13	8,531	6,445
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Population from District	18	3,605	2,492
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Total From Other Districts		22,128	15,674
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Total for District:	17	57,354	40,212
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District: 18 Total Population: **57,480** Voting Age Population: **40,368**

Unchanged Area

Population from District	18	33,710	22,327
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Total Unchanged Area		33,710	22,327
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From Other Districts

Population from District	13	246	202
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Population from District	16	13,093	10,629
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Population from District	17	10,431	7,210
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Total From Other Districts		23,770	18,041
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Total for District:	18	57,480	40,368
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District: 19 Total Population: **57,546** Voting Age Population: **53,394**

Unchanged Area

Population from District	19	50,848	47,376
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Total Unchanged Area		50,848	47,376
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From Other Districts

Population from District	10	2,435	2,198
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Population from District	16	56	54
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Summary Core Constituency Report

6/15/2011

Plan Name: Workspace: Assembly>>TeamMap_6_10_11

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Compare Plan: Workspace: Assembly>>currentmap

Confidential

Population from District	22	4,207	3,766
Total From Other Districts		6,698	6,018
Total for District:	19	57,546	53,394
District: 20	Total Population: 57,428	Voting Age Population: 45,858	
Unchanged Area			
Population from District	20	45,767	36,704
Total Unchanged Area		45,767	36,704
From Other Districts			
Population from District	7	3,717	2,871
Population from District	9	1,484	1,165
Population from District	19	3,251	2,636
Population from District	21	3,209	2,482
Total From Other Districts		11,661	9,154
Total for District:	20	57,428	45,858
District: 21	Total Population: 57,449	Voting Age Population: 44,308	
Unchanged Area			
Population from District	21	55,607	42,854
Total Unchanged Area		55,607	42,854
From Other Districts			
Population from District	82	1,842	1,454
Total From Other Districts		1,842	1,454
Total for District:	21	57,449	44,308
District: 22	Total Population: 57,495	Voting Age Population: 43,741	
From Other Districts			
Population from District	12	6,777	4,884
Population from District	24	28,069	21,891
Population from District	98	2,145	1,509
Population from District	99	20,504	15,457
Total From Other Districts		57,495	43,741
Total for District:	22	57,495	43,741
District: 23	Total Population: 57,579	Voting Age Population: 43,667	
Unchanged Area			
Population from District	23	21,256	16,502
Total Unchanged Area		21,256	16,502
From Other Districts			
Population from District	22	20,811	15,104
Population from District	60	15,512	12,061
Total From Other Districts		36,323	27,165
Total for District:	23	57,579	43,667
District: 24	Total Population: 57,282	Voting Age Population: 44,292	
Unchanged Area			
Population from District	24	27,346	20,780
Total Unchanged Area		27,346	20,780
From Other Districts			
Population from District	22	8,437	6,806
Population from District	23	20,373	15,886
Population from District	60	1,126	820
Total From Other Districts		29,936	23,512



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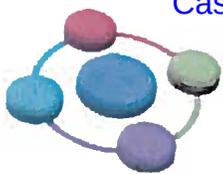
Plan Name: Workspace: Assembly>>TeamMap_6_10_11

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Compare Plan: Workspace: Assembly>>currentmap

Confidential

Total for District:	24	57,282	44,292
District: 25	Total Population: 57,322	Voting Age Population: 44,272	
Unchanged Area			
Population from District	25	50,633	39,203
Total Unchanged Area		50,633	39,203
From Other Districts			
Population from District	2	836	615
Population from District	3	5,078	3,859
Population from District	27	775	595
Total From Other Districts		6,689	5,069
Total for District:	25	57,322	44,272
District: 26	Total Population: 57,581	Voting Age Population: 43,697	
Unchanged Area			
Population from District	26	32,850	24,896
Total Unchanged Area		32,850	24,896
From Other Districts			
Population from District	27	7,493	5,811
Population from District	59	17,238	12,990
Total From Other Districts		24,731	18,801
Total for District:	26	57,581	43,697
District: 27	Total Population: 57,536	Voting Age Population: 43,490	
Unchanged Area			
Population from District	27	34,939	26,947
Total Unchanged Area		34,939	26,947
From Other Districts			
Population from District	2	0	0
Population from District	25	2,745	2,086
Population from District	26	19,852	14,457
Population from District	59	0	0
Total From Other Districts		22,597	16,543
Total for District:	27	57,536	43,490
District: 28	Total Population: 57,467	Voting Age Population: 43,582	
Unchanged Area			
Population from District	28	56,053	42,540
Total Unchanged Area		56,053	42,540
From Other Districts			
Population from District	30	579	394
Population from District	75	835	648
Total From Other Districts		1,414	1,042
Total for District:	28	57,467	43,582
District: 29	Total Population: 57,537	Voting Age Population: 44,448	
Unchanged Area			
Population from District	29	55,563	42,962
Total Unchanged Area		55,563	42,962
From Other Districts			
Population from District	67	1,974	1,486
Total From Other Districts		1,974	1,486
Total for District:	29	57,537	44,448



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Confidential

District:	30	Total Population:	57,241	Voting Age Population:	43,162
Unchanged Area					
Population from District	30		50,312		38,203
Total Unchanged Area			50,312		38,203
From Other Districts					
Population from District	29		6,929		4,959
Total From Other Districts			6,929		4,959
Total for District:		30	57,241		43,162
District:	31	Total Population:	57,240	Voting Age Population:	42,680
Unchanged Area					
Population from District	31		13,566		9,781
Total Unchanged Area			13,566		9,781
From Other Districts					
Population from District	32		15,000		11,424
Population from District	43		2,580		2,037
Population from District	44		81		58
Population from District	45		26,013		19,380
Total From Other Districts			43,674		32,899
Total for District:		31	57,240		42,680
District:	32	Total Population:	57,527	Voting Age Population:	43,230
Unchanged Area					
Population from District	32		45,157		33,870
Total Unchanged Area			45,157		33,870
From Other Districts					
Population from District	31		4,165		3,205
Population from District	66		2,155		1,620
Population from District	83		6,050		4,535
Total From Other Districts			12,370		9,360
Total for District:		32	57,527		43,230
District:	33	Total Population:	57,562	Voting Age Population:	43,607
Unchanged Area					
Population from District	33		4,697		3,330
Total Unchanged Area			4,697		3,330
From Other Districts					
Population from District	31		17,181		13,088
Population from District	37		26,084		20,013
Population from District	83		9,600		7,176
Total From Other Districts			52,865		40,277
Total for District:		33	57,562		43,607
District:	34	Total Population:	57,387	Voting Age Population:	47,190
Unchanged Area					
Population from District	34		49,669		40,846
Total Unchanged Area			49,669		40,846
From Other Districts					
Population from District	35		985		845
Population from District	36		6,733		5,499
Total From Other Districts			7,718		6,344
Total for District:		34	57,387		47,190



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Confidential

District: 35 Total Population: **57,562** Voting Age Population: **45,024**

Unchanged Area

Population from District	35	49,506	38,751
Total Unchanged Area		49,506	38,751

From Other Districts

Population from District	6	302	231
Population from District	34	702	615
Population from District	36	4,940	3,821
Population from District	85	2,112	1,606
Total From Other Districts		8,056	6,273

Total for District:	35	57,562	45,024
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District: 36 Total Population: **57,432** Voting Age Population: **45,449**

Unchanged Area

Population from District	36	34,672	27,779
Total Unchanged Area		34,672	27,779

From Other Districts

Population from District	6	16,849	13,282
Population from District	35	469	401
Population from District	89	5,442	3,987
Total From Other Districts		22,760	17,670

Total for District:	36	57,432	45,449
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District: 37 Total Population: **57,507** Voting Age Population: **42,682**

Unchanged Area

Population from District	37	6,823	5,077
Total Unchanged Area		6,823	5,077

From Other Districts

Population from District	38	37,039	27,867
Population from District	47	13,645	9,738
Population from District	81	0	0
Total From Other Districts		50,684	37,605

Total for District:	37	57,507	42,682
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District: 38 Total Population: **57,493** Voting Age Population: **43,101**

Unchanged Area

Population from District	38	15,981	12,198
Total Unchanged Area		15,981	12,198

From Other Districts

Population from District	31	16,226	11,949
Population from District	37	20,048	15,198
Population from District	47	5,238	3,756
Total From Other Districts		41,512	30,903

Total for District:	38	57,493	43,101
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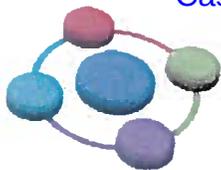
District: 39 Total Population: **57,387** Voting Age Population: **43,534**

Unchanged Area

Population from District	39	45,537	34,648
Total Unchanged Area		45,537	34,648

From Other Districts

Population from District	38	6,777	5,216
Population from District	59	2,337	1,813



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Population from District	99	2,736	1,857
Total From Other Districts		11,850	8,886
Total for District:	39	57,387	43,534

District: 40 Total Population: **57,366** Voting Age Population: **45,049**

Unchanged Area

Population from District	40	44,365	34,350
Total Unchanged Area		44,365	34,350

From Other Districts

Population from District	6	17	9
Population from District	41	12,984	10,690
Population from District	71	0	0
Total From Other Districts		13,001	10,699

Total for District:	40	57,366	45,049
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District: 41 Total Population: **57,337** Voting Age Population: **46,107**

Unchanged Area

Population from District	41	28,573	22,685
Total Unchanged Area		28,573	22,685

From Other Districts

Population from District	42	15,487	12,528
Population from District	50	2	2
Population from District	72	13,275	10,892
Total From Other Districts		28,764	23,422

Total for District:	41	57,337	46,107
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District: 42 Total Population: **57,285** Voting Age Population: **43,625**

Unchanged Area

Population from District	42	9,442	7,258
Total Unchanged Area		9,442	7,258

From Other Districts

Population from District	39	10,955	8,870
Population from District	41	5,448	3,806
Population from District	47	31,440	23,891
Total From Other Districts		47,843	36,367

Total for District:	42	57,285	43,625
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District: 43 Total Population: **57,440** Voting Age Population: **45,715**

Unchanged Area

Population from District	43	44,952	36,051
Total Unchanged Area		44,952	36,051

From Other Districts

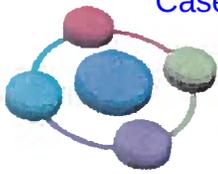
Population from District	31	771	608
Population from District	37	6,010	4,642
Population from District	44	11	8
Population from District	45	0	0
Population from District	46	5,696	4,406
Total From Other Districts		12,488	9,664

Total for District:	43	57,440	45,715
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District: 44 Total Population: **57,395** Voting Age Population: **43,498**

Unchanged Area

Population from District	44	52,965	40,170
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Confidential

Total Unchanged Area		52,965	40,170
From Other Districts			
Population from District	43	264	177
Population from District	45	4,166	3,151
Total From Other Districts		4,430	3,328
Total for District:	44	57,395	43,498
District: 45	Total Population: 57,658	Voting Age Population: 42,426	
Unchanged Area			
Population from District	45	29,431	21,241
Total Unchanged Area		29,431	21,241
From Other Districts			
Population from District	43	9,788	7,555
Population from District	80	18,439	13,630
Total From Other Districts		28,227	21,185
Total for District:	45	57,658	42,426
District: 46	Total Population: 57,461	Voting Age Population: 41,955	
Unchanged Area			
Population from District	46	57,407	41,914
Total Unchanged Area		57,407	41,914
From Other Districts			
Population from District	47	45	32
Population from District	48	3	3
Population from District	81	6	8
Total From Other Districts		54	41
Total for District:	46	57,461	41,955
District: 47	Total Population: 57,481	Voting Age Population: 43,903	
From Other Districts			
Population from District	46	2,732	2,200
Population from District	48	26,768	20,799
Population from District	76	11,959	8,645
Population from District	78	4,831	3,711
Population from District	79	11,191	8,548
Total From Other Districts		57,481	43,903
Total for District:	47	57,481	43,903
District: 48	Total Population: 57,506	Voting Age Population: 45,409	
Unchanged Area			
Population from District	48	25,194	19,972
Total Unchanged Area		25,194	19,972
From Other Districts			
Population from District	78	3,200	2,437
Population from District	81	29,112	23,000
Total From Other Districts		32,312	25,437
Total for District:	48	57,506	45,409
District: 49	Total Population: 57,346	Voting Age Population: 44,969	
Unchanged Area			
Population from District	49	54,877	43,148
Total Unchanged Area		54,877	43,148
From Other Districts			



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Confidential

Population from District	51	96	69
Population from District	96	2,373	1,752
Total From Other Districts		2,469	1,821
Total for District:	49	57,346	44,969
District: 50	Total Population: 57,624	Voting Age Population: 44,224	
Unchanged Area			
Population from District	50	56,284	43,310
Total Unchanged Area		56,284	43,310
From Other Districts			
Population from District	96	1,340	914
Total From Other Districts		1,340	914
Total for District:	50	57,624	44,224
District: 51	Total Population: 57,580	Voting Age Population: 43,476	
Unchanged Area			
Population from District	51	39,300	29,447
Total Unchanged Area		39,300	29,447
From Other Districts			
Population from District	49	579	447
Population from District	50	1,748	1,265
Population from District	80	15,953	12,317
Total From Other Districts		18,280	14,029
Total for District:	51	57,580	43,476
District: 52	Total Population: 57,232	Voting Age Population: 44,373	
Unchanged Area			
Population from District	52	47,226	36,573
Total Unchanged Area		47,226	36,573
From Other Districts			
Population from District	27	782	660
Population from District	53	9,224	7,140
Total From Other Districts		10,006	7,800
Total for District:	52	57,232	44,373
District: 53	Total Population: 57,240	Voting Age Population: 45,366	
Unchanged Area			
Population from District	53	48,010	38,204
Total Unchanged Area		48,010	38,204
From Other Districts			
Population from District	39	23	18
Population from District	52	9,151	7,102
Population from District	54	56	42
Total From Other Districts		9,230	7,162
Total for District:	53	57,240	45,366
District: 54	Total Population: 57,250	Voting Age Population: 46,217	
Unchanged Area			
Population from District	54	54,807	44,255
Total Unchanged Area		54,807	44,255
From Other Districts			
Population from District	53	2,443	1,962
Total From Other Districts		2,443	1,962



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Confidential

Total for District:	54	57,250	46,217
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District: 55	Total Population: 57,460	Voting Age Population: 43,663
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Unchanged Area

Population from District	55	29,613	22,474
Total Unchanged Area		29,613	22,474

From Other Districts

Population from District	56	27,847	21,189
Total From Other Districts		27,847	21,189

Total for District:	55	57,460	43,863
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District: 56	Total Population: 57,478	Voting Age Population: 43,219
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Unchanged Area

Population from District	56	36,590	27,596
Total Unchanged Area		36,590	27,596

From Other Districts

Population from District	5	133	76
Population from District	57	20,755	15,547
Total From Other Districts		20,888	15,623

Total for District:	56	57,478	43,219
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District: 57	Total Population: 57,638	Voting Age Population: 44,403
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Unchanged Area

Population from District	57	33,094	25,577
Total Unchanged Area		33,094	25,577

From Other Districts

Population from District	55	24,544	18,826
Total From Other Districts		24,544	18,826

Total for District:	57	57,638	44,403
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District: 58	Total Population: 57,227	Voting Age Population: 43,236
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Unchanged Area

Population from District	58	50,598	38,347
Total Unchanged Area		50,598	38,347

From Other Districts

Population from District	24	1,650	1,271
Population from District	59	74	66
Population from District	60	1,005	731
Population from District	99	3,900	2,821
Total From Other Districts		6,629	4,889

Total for District:	58	57,227	43,236
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District: 59	Total Population: 57,391	Voting Age Population: 44,181
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Unchanged Area

Population from District	59	26,671	20,803
Total Unchanged Area		26,671	20,803

From Other Districts

Population from District	27	12,129	9,286
Population from District	58	4,454	3,368
Population from District	99	14,137	10,724
Total From Other Districts		30,720	23,378

Total for District:	59	57,391	44,181
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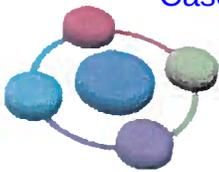
District: 60	Total Population: 57,385	Voting Age Population: 43,327
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Confidential

Unchanged Area

Population from District	60	39,791	30,150
Total Unchanged Area		39,791	30,150

From Other Districts

Population from District	58	5,059	3,806
Population from District	59	12,535	9,371
Total From Other Districts		17,594	13,177

Total for District:	60	57,385	43,327
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District: 61 Total Population: **57,614** Voting Age Population: **43,291**

From Other Districts

Population from District	64	0	0
Population from District	65	20,780	15,491
Population from District	66	36,834	27,800
Total From Other Districts		57,614	43,291

Total for District:	61	57,614	43,291
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District: 62 Total Population: **57,345** Voting Age Population: **43,967**

Unchanged Area

Population from District	62	4,903	3,842
Total Unchanged Area		4,903	3,842

From Other Districts

Population from District	61	16,726	12,654
Population from District	63	35,716	27,471
Total From Other Districts		52,442	40,125

Total for District:	62	57,345	43,967
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District: 63 Total Population: **57,365** Voting Age Population: **44,622**

Unchanged Area

Population from District	63	23,160	17,653
Total Unchanged Area		23,160	17,653

From Other Districts

Population from District	62	19,388	15,781
Population from District	66	14,817	11,188
Total From Other Districts		34,205	26,969

Total for District:	63	57,365	44,622
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District: 64 Total Population: **57,270** Voting Age Population: **43,487**

Unchanged Area

Population from District	64	28,026	21,857
Total Unchanged Area		28,026	21,857

From Other Districts

Population from District	61	899	695
Population from District	62	8,393	6,447
Population from District	65	12,191	8,394
Population from District	66	7,761	6,094
Total From Other Districts		29,244	21,630

Total for District:	64	57,270	43,487
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District: 65 Total Population: **57,455** Voting Age Population: **41,371**

Unchanged Area

Population from District	65	28,637	21,039
Total Unchanged Area		28,637	21,039



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Confidential

From Other Districts

Population from District	64	28,818	20,332
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Total From Other Districts		28,818	20,332
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Total for District:	65	57,455	41,371
----------------------------	-----------	---------------	---------------

District: 66 Total Population: **57,545** Voting Age Population: **40,919**

From Other Districts

Population from District	61	34,343	23,985
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Population from District	62	23,202	16,934
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Total From Other Districts		57,545	40,919
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Total for District:	66	57,545	40,919
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District: 67 Total Population: **57,239** Voting Age Population: **43,507**

Unchanged Area

Population from District	67	53,593	40,750
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Total Unchanged Area		53,593	40,750
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From Other Districts

Population from District	29	2	2
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Population from District	68	2,707	2,058
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Population from District	69	936	696
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Population from District	93	1	1
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Total From Other Districts		3,646	2,757
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Total for District:	67	57,239	43,507
----------------------------	-----------	---------------	---------------

District: 68 Total Population: **57,261** Voting Age Population: **42,529**

Unchanged Area

Population from District	68	25,650	19,314
--------------------------	----	--------	--------

Total Unchanged Area		25,650	19,314
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From Other Districts

Population from District	69	17,134	12,582
--------------------------	----	--------	--------

Population from District	91	2,511	1,877
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Population from District	92	5,462	3,968
--------------------------	----	-------	-------

Population from District	93	6,504	4,788
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Total From Other Districts		31,611	23,215
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Total for District:	68	57,261	42,529
----------------------------	-----------	---------------	---------------

District: 69 Total Population: **57,649** Voting Age Population: **42,832**

Unchanged Area

Population from District	69	39,794	28,757
--------------------------	----	--------	--------

Total Unchanged Area		39,794	28,757
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From Other Districts

Population from District	70	16,967	13,382
--------------------------	----	--------	--------

Population from District	86	4	2
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Population from District	87	69	42
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Population from District	92	815	649
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Total From Other Districts		17,855	14,075
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Total for District:	69	57,649	42,832
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District: 70 Total Population: **57,552** Voting Age Population: **43,683**

Unchanged Area

Population from District	70	25,134	19,129
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Total Unchanged Area		25,134	19,129
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From Other Districts



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 Compare Plan: Workspace: Assembly>>currentmap

Confidential

From Other Districts

Population from District	28	2,188	1,610
Population from District	29	629	481
Population from District	67	3,155	2,377
Population from District	73	772	626
Total From Other Districts		6,724	5,094

Total for District: 75		57,462	44,774
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District: 76 Total Population: **57,817** Voting Age Population: **53,307**

Unchanged Area

Population from District	76	6,964	6,661
Total Unchanged Area		6,964	6,661

From Other Districts

Population from District	48	6,021	4,864
Population from District	77	5,473	5,454
Population from District	78	39,159	36,328
Total From Other Districts		50,653	48,646

Total for District: 76		57,817	53,307
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District: 77 Total Population: **57,504** Voting Age Population: **48,637**

Unchanged Area

Population from District	77	25,468	22,121
Total Unchanged Area		25,468	22,121

From Other Districts

Population from District	48	3,414	2,504
Population from District	76	20,781	15,999
Population from District	78	7,841	6,013
Total From Other Districts		32,036	24,516

Total for District: 77		57,504	48,637
-------------------------------	--	---------------	---------------

District: 78 Total Population: **57,410** Voting Age Population: **44,852**

From Other Districts

Population from District	76	21,841	16,502
Population from District	77	15,461	12,335
Population from District	79	20,108	16,015
Total From Other Districts		57,410	44,852

Total for District: 78		57,410	44,852
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District: 79 Total Population: **57,526** Voting Age Population: **42,784**

Unchanged Area

Population from District	79	18,081	13,547
Total Unchanged Area		18,081	13,547

From Other Districts

Population from District	47	5,076	3,820
Population from District	76	2	2
Population from District	77	5,555	4,303
Population from District	81	28,812	21,112
Total From Other Districts		39,445	29,237

Total for District: 79		57,526	42,784
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District: 80 Total Population: **57,569** Voting Age Population: **42,495**

Unchanged Area

Population from District	80	25,960	18,964
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State of Wisconsin Legislature

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Handrick000406



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Confidential

Total Unchanged Area		25,960	18,984
From Other Districts			
Population from District	51	4,823	3,605
Population from District	79	26,784	19,924
Population from District	81	2	2
Total From Other Districts		31,609	23,531
Total for District:	80	57,569	42,495
District: 81	Total Population: 57,403	Voting Age Population: 44,154	
Unchanged Area			
Population from District	81	3,419	2,605
Total Unchanged Area		3,419	2,605
From Other Districts			
Population from District	42	33,046	25,628
Population from District	47	6,256	4,892
Population from District	50	1,148	835
Population from District	51	13,534	10,194
Total From Other Districts		53,984	41,549
Total for District:	81	57,403	44,154
District: 82	Total Population: 57,430	Voting Age Population: 45,459	
Unchanged Area			
Population from District	82	46,715	36,528
Total Unchanged Area		46,715	36,528
From Other Districts			
Population from District	7	10,715	8,931
Total From Other Districts		10,715	8,931
Total for District:	82	57,430	45,459
District: 83	Total Population: 57,423	Voting Age Population: 43,587	
Unchanged Area			
Population from District	83	45,556	34,279
Total Unchanged Area		45,556	34,279
From Other Districts			
Population from District	33	261	200
Population from District	63	5	4
Population from District	82	940	761
Population from District	84	10,661	8,343
Total From Other Districts		11,867	9,308
Total for District:	83	57,423	43,587
District: 84	Total Population: 57,365	Voting Age Population: 45,280	
Unchanged Area			
Population from District	84	18,976	14,400
Total Unchanged Area		18,976	14,400
From Other Districts			
Population from District	7	23,637	18,867
Population from District	15	4,214	3,387
Population from District	82	10,538	8,626
Total From Other Districts		38,389	30,880
Total for District:	84	57,365	45,280
District: 85	Total Population: 57,480	Voting Age Population: 44,179	



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Confidential

Unchanged Area

Population from District	85	48,541	37,263
Total Unchanged Area		48,541	37,263

From Other Districts

Population from District	36	785	625
Population from District	86	8,154	6,291
Total From Other Districts		8,939	6,916

Total for District:	85	57,480	44,179
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District: 86

Total Population: 57,454 Voting Age Population: 43,227

Unchanged Area

Population from District	86	46,551	34,755
Total Unchanged Area		46,551	34,755

From Other Districts

Population from District	70	6,700	5,135
Population from District	85	4,203	3,337
Total From Other Districts		10,903	8,472

Total for District:	86	57,454	43,227
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District: 87

Total Population: 57,358 Voting Age Population: 43,706

Unchanged Area

Population from District	87	38,484	29,271
Total Unchanged Area		38,484	29,271

From Other Districts

Population from District	35	1,756	1,272
Population from District	69	1,238	854
Population from District	74	13,906	10,883
Population from District	86	1,974	1,426
Total From Other Districts		18,874	14,435

Total for District:	87	57,358	43,706
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District: 88

Total Population: 57,556 Voting Age Population: 42,730

Unchanged Area

Population from District	88	27,565	20,845
Total Unchanged Area		27,565	20,845

From Other Districts

Population from District	1	13	8
Population from District	2	19,701	14,341
Population from District	4	10,277	7,536
Total From Other Districts		29,991	21,885

Total for District:	88	57,556	42,730
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District: 89

Total Population: 57,634 Voting Age Population: 43,766

Unchanged Area

Population from District	89	47,410	36,058
Total Unchanged Area		47,410	36,058

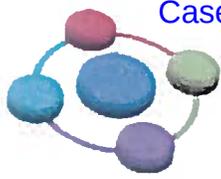
From Other Districts

Population from District	6	1,858	1,425
Population from District	90	8,368	6,283
Total From Other Districts		10,224	7,708

Total for District:	89	57,634	43,766
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District: 90

Total Population: 57,808 Voting Age Population: 43,061



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Confidential

Unchanged Area

Population from District	90	27,190	20,808
Total Unchanged Area		27,190	20,808

From Other Districts

Population from District	4	0	0
Population from District	88	30,418	22,455
Total From Other Districts		30,418	22,455

Total for District:	90	57,608	43,061
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District: 91

Total Population: 57,359 Voting Age Population: 46,696

From Other Districts

Population from District	68	26,672	20,898
Population from District	93	30,687	25,798
Total From Other Districts		57,359	46,696

Total for District:	91	57,359	46,696
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District: 92

Total Population: 57,431 Voting Age Population: 44,024

Unchanged Area

Population from District	92	16,749	12,953
Total Unchanged Area		16,749	12,953

From Other Districts

Population from District	91	40,682	31,071
Total From Other Districts		40,682	31,071

Total for District:	92	57,431	44,024
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District: 93

Total Population: 57,548 Voting Age Population: 43,657

Unchanged Area

Population from District	93	20,630	15,798
Total Unchanged Area		20,630	15,798

From Other Districts

Population from District	29	3,691	2,794
Population from District	30	15,669	11,586
Population from District	68	4,100	3,039
Population from District	91	13,458	10,440
Total From Other Districts		36,918	27,859

Total for District:	93	57,548	43,657
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District: 94

Total Population: 57,266 Voting Age Population: 42,309

Unchanged Area

Population from District	94	56,088	41,353
Total Unchanged Area		56,088	41,353

From Other Districts

Population from District	95	1,178	956
Total From Other Districts		1,178	956

Total for District:	94	57,266	42,309
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District: 95

Total Population: 57,372 Voting Age Population: 47,867

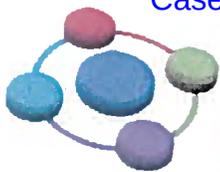
Unchanged Area

Population from District	95	52,820	44,138
Total Unchanged Area		52,820	44,138

From Other Districts

Population from District	94	4,552	3,729
Total From Other Districts		4,552	3,729





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Confidential

Total for District:	95		57,372	47,867
District: 96		Total Population: 57,484	Voting Age Population: 42,700	
Unchanged Area				
Population from District	96		52,027	38,655
Total Unchanged Area			52,027	38,655
From Other Districts				
Population from District	92		3,458	2,611
Population from District	94		1,999	1,434
Total From Other Districts			5,457	4,045
Total for District:	96		57,484	42,700
District: 97		Total Population: 57,279	Voting Age Population: 43,140	
Unchanged Area				
Population from District	97		43,755	32,874
Total Unchanged Area			43,755	32,874
From Other Districts				
Population from District	33		7,544	5,665
Population from District	84		5,980	4,601
Total From Other Districts			13,524	10,266
Total for District:	97		57,279	43,140
District: 98		Total Population: 57,496	Voting Age Population: 42,012	
Unchanged Area				
Population from District	98		365	202
Total Unchanged Area			365	202
From Other Districts				
Population from District	31		9,846	7,402
Population from District	33		35,256	25,880
Population from District	99		12,029	8,528
Total From Other Districts			57,131	41,810
Total for District:	98		57,496	42,012
District: 99		Total Population: 57,513	Voting Age Population: 44,502	
Unchanged Area				
Population from District	99		10,444	7,501
Total Unchanged Area			10,444	7,501
From Other Districts				
Population from District	33		11,702	8,951
Population from District	97		13,544	10,956
Population from District	98		21,823	17,094
Total From Other Districts			47,069	37,001
Total for District:	99		57,513	44,502

Joseph W. Handrick

From: Joseph W. Handrick
Sent: Friday, January 14, 2011 5:04 PM
To: 'Jim Troupis'
Subject: RE: RD
yes sir. see you then.

my new cell phone is 608 215-5837 if you ever need to reach me.

From: Jim Troupis [mailto:jtroupis@trouplawoffice.com]
Sent: Friday, January 14, 2011 5:03 PM
To: Joseph W. Handrick
Subject: RE: RD

Would 2 p.m. work?

From: Joseph W. Handrick [mailto:JHandrick@reinhardt.com]
Sent: Friday, January 14, 2011 4:53 PM
To: 'Jim Troupis'
Subject: RE: RD

I'm free Monday afternoon. I did want to talk with you prior to seeing eric as well.

You name a time and I'll come out to Middleton.

From: Jim Troupis [mailto:jtroupis@trouplawoffice.com]
Sent: Friday, January 14, 2011 4:38 PM
To: Joseph W. Handrick
Subject: RE: RD

Thank you for calling me. Let's talk before you talk with others as I do think the Preibus election changes the landscape vis-à-vis MB&F. I too spoke to the leaders about your involvement. We need to talk about what you think is best.

And Reince—a great day. Will be something I want to talk with you about more.

Been in Court all day, and that is why I did not call. Let's get together Monday. Can you come out for a coffee in the morning or afternoon?

Jim

From: Joseph W. Handrick [mailto:JHandrick@reinhardt.com]
Sent: Friday, January 14, 2011 4:34 PM
To: 'jtroupis@trouplawoffice.com'
Subject: RD

Jim -

Your thoughts on how Reince's election changes things here????

Also, Senator Fitzgerald and I had a great meeting last week and he asked me to get together with you and/or Eric and begin figuring out how to structure my involvement with the team. I will call you again next week on Monday or Tuesday to ask you how to begin. I have not put in a call to Eric yet.

1/9/2012



Handrick000320

Joe

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1/9/2012

Handrick000321

Joseph W. Handrick

From: Joseph W. Handrick
Sent: Monday, January 17, 2011 5:03 PM
To: 'Jim Troupis'
Subject: RE: RE:
I will be there at 9:30.

7609 Elmwood Ave
Suite 102
Middleton, WI 53562

From: Jim Troupis [mailto:Jtroupis@trouplawoffice.com]
Sent: Monday, January 17, 2011 4:45 PM
To: Joseph W. Handrick
Subject: RE:

Thank you for sending that along.
9:30 tomorrow would work to get together. Otherwise need to look at Wens.
Jim

From: Joseph W. Handrick [mailto:JHandrick@reinhardt.com]
Sent: Monday, January 17, 2011 4:33 PM
To: 'Jim Troupis'
Subject:

Jim -

I presume you saw the nice compliment Jim Esenberg paid you last week (3rd paragraph from the bottom)...

<http://sharkandshepherd.blogspot.com/2011/01/scoop-on-redistricting.html>

The Scoop on Redistricting

I'm sort of amused by the minor contretemps over whether the legislative Republicans ought to allow the legislative Democrats money to hire their own counsel for the upcoming redistricting.

The Wisconsin legislature hasn't successfully redrawn district lines in almost 80 years. The reason is that we generally haven't had single party control in a redistricting year (which, since the Supreme Court's "one-man, one vote" decisions in the '60s, has been every ten years).

As I pointed out in a pre-election column in the Milwaukee Journal Sentinel, single party control of the state house and both legislative chambers almost guarantees that this year will be an exception. Because there are relatively few ways to challenge a properly drawn plan, the redistricting this year will turn out to be what the Republicans want it to be.

This is because political gerrymandering is nonjusticiable, i.e., a plan can't be challenged in court because it is "unfair" to one party or another or was designed to protect incumbents and limit competition. Four justices of the current Supreme Court have held that this is a political matter and a fifth (guess which one) isn't sure it is but hasn't been able to imagine judicially manageable

1/9/2012



Handrick000354

standards so, at least for now, won't entertain such challenges.

One can challenge a plan as a violation of the rights of minority voters and that is where drawing the plan raises legal questions. A plan can't improperly deprive minorities of the opportunity to elect candidates of their choice and that may require drawing supermajority minority districts (because minority voter turnout is normally lower than average).

But here's the thing. Creating such districts generally favors Republicans because it requires "packing" minority voters and, since these voters tend to be overwhelmingly Democrats, that means packing Democrats. When, for example, we draw Gwen Moore's district to contain lots of minorities, we make it overwhelmingly Democratic and the surrounding districts become more Republican.

Doing this in the right way requires lawyers and that is why Fred Kessler's comments that there is no need for lawyers in redistricting and the legislature's decision to retain Michael Best and the Troupis Law Offices could only have been a sop to lawyer campaign contributors. Jim Troupis is one of the best redistricting lawyers in the country. To say that he was hired because he gave money is one of the stupidest things I've heard a politician say on the subject.

Of course, it is true that one could (particularly if there were no minority vote dilution concerns) redistrict without lawyers. It is possible to program a computer to draw compact and contiguous districts of equal size that respect, to the extent possible, political and geographic boundaries.

But that would probably tend to favor Republicans because Democratic voters tend to be geographically concentrated. Democrats who are upset this year because of the Republicans' control over redistricting ought to be careful what they wish for.

Posted by Rick Esenberg at 12:44 PM

1/9/2012

Handrick000355

Joseph W. Handrick

From: Joseph W. Handrick
Sent: Tuesday, January 25, 2011 2:46 PM
To: 'tottman'
Subject: RE: Meeting
yes, 3 pm here at Reinhart. 22 E miffin suite 600.

I did spend 1/2 hour with adam two weeks ago the same day i spent 1/2 hour with senator fitzgerald. i'm seeing rep fitz this thursday over the noon hour.

From: tottman [mailto:tottman@gmail.com]
Sent: Tuesday, January 25, 2011 12:50 PM
To: Joseph W. Handrick
Subject: Re: Meeting

Joe,

I wanted to double check because I forgot to write it down and I didn't want to stiff you twice in the same week. Did we say 3:00 on Friday to meet at your office?

I didn't tell Adam about the Friday meeting, but I think the 3 of us should get together sometime either next week or the week after if that works for you.

Also, the forwarding on my phone line is working now. My number is 608.258.2291 and Adam's line is 608.258.2290.

I looked at that number 3 times, so if it's wrong than I'm becoming dyslexic.

Tad

On Mon, Jan 24, 2011 at 2:04 PM, Joseph W. Handrick <JHandrick@reinhardtlaw.com> wrote:
608 215-5837 is my new cell

From: tottman [mailto:tottman@gmail.com]
Sent: Monday, January 24, 2011 12:44 PM
To: Joseph W. Handrick
Subject: Meeting

Hi Joe,

I was wondering if you had some time to get together this week and just go through a few things. I left you a message with my number over here, but I don't think call forwarding is set up correctly, so if you can't reach me at that number (608.258.2291) you can either email me or call me on my cell (608.209.0291).

Thanks,

Tad

1/9/2012



Handrick000322

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1/9/2012

Handrick000323

Joseph W. Handrick

From: Joseph W. Handrick
Sent: Tuesday, February 01, 2011 7:31 AM
To: Jim Troupis
Subject: RE: monday

Tad and I talked about this and figured that there will be peaks and valleys, but when all is said and done either way would come out to about the same dollar total. So it would be easier to go with flat monthly amount. So if I get a vote I would vote for the latter.

Joe

From: Jim Troupis [jrtroupis@trouplawoffice.com]
Sent: Monday, January 31, 2011 10:41 PM
To: Joseph W. Handrick
Subject: RE: monday

Joe,
The Maj. Leader said you asked for 2500 retainer monthly against which you would charge 250/hr—with no cap
Or you wanted 5,000, flat amount per month thru May, 2012—no limit on the hours you would commit. (i.e. total maximum charge of 15x5=75,000.)

Is that correct? We need to confirm what you would like and then the Speaker/Maj leader will elect one of the options.

Let me know.

Jim

From: Joseph W. Handrick [mailto:JHandrick@reinhardtlaw.com]
Sent: Monday, January 31, 2011 8:31 AM
To: 'Jim Troupis'
Subject: RE: monday

That's what Tad and I were thinking.

I think we're all on the same page regarding my role.

From: Jim Troupis [mailto:jrtroupis@trouplawoffice.com]
Sent: Saturday, January 29, 2011 9:36 AM
To: Joseph W. Handrick
Subject: RE: monday

Good Morning Joe,
I will defer to Tad on this. I think for you that maintaining the appearance of independence is potentially very important (and lucrative) for you. How did your meeting with the Speaker go on Thursday?
Jim

From: Joseph W. Handrick [mailto:JHandrick@reinhardtlaw.com]
Sent: Friday, January 28, 2011 4:27 PM

1/9/2012



Handrick000317

To: 'Jim Troupis'
Subject: monday

Are you expecting me on Monday for the meeting with private groups?

Tad and I thought maybe it's better to not have me there but I certainly can be if you wish. Just let me know, because that's the only reason I was going to come to Madison that day.

1/9/2012

Handrick000318

Joseph W. Handrick

From: Joseph W. Handrick
Sent: Monday, February 14, 2011 1:45 PM
To: 'tottman'
Subject: RE: meeting
I'm here all week except for Wednesday afternoon.

From: tottman [mailto:tottman@gmail.com]
Sent: Monday, February 14, 2011 1:44 PM
To: Joseph W. Handrick
Subject: meeting

Joe,

You should be getting the contract to sign from Troupis, hopefully today or tomorrow. Is there a time you can sit down with Adam and I later this week? We'd like to get going on legislator meetings next week and it'd be helpful to see what you included in your packets.

Thanks,

Tad Ottman
258-2291

1/9/2012



Handrick000314

Dec 19 2011 (D:)

File Edit View Favorites Tools Help

Back Search Folders

Address D:\

File and Folder Tasks

- Publish this folder to the Web
- Share this folder

Other Places

- My Computer
- My Documents
- My Network Places

Details

Dec 19 2011 (D:) CD Drive
File System: UDF
Free Space: 0 bytes
Total Size: 4.38 GB

Name	Size	Type	Date Modified	Location
Files Currently on the CD				
cleanup_6_15.dbf	51 KB	DBF File	6/15/2011 8:56 AM	Files Currently on the ...
cleanup_6_15.prj	1 KB	PRJ File	6/15/2011 8:56 AM	Files Currently on the ...
cleanup_6_15.sbn	2 KB	SBN File	6/15/2011 8:56 AM	Files Currently on the ...
cleanup_6_15.sbx	1 KB	SBX File	6/15/2011 8:56 AM	Files Currently on the ...
cleanup_6_15.shp	4,679 KB	SHP File	6/15/2011 8:56 AM	Files Currently on the ...
cleanup_6_15.shp	2 KB	XML Document	6/15/2011 8:56 AM	Files Currently on the ...
cleanup_6_15.shx	1 KB	SHX File	6/15/2011 8:56 AM	Files Currently on the ...
map 1	162 KB	Text Document	12/19/2011 10:46 AM	Files Currently on the ...
map 2	527 KB	Text Document	12/19/2011 10:40 AM	Files Currently on the ...
map 3	4,916 KB	Text Document	12/19/2011 10:53 AM	Files Currently on the ...
map 4	3,903 KB	Text Document	12/19/2011 11:12 AM	Files Currently on the ...
map 5	70 KB	Text Document	12/19/2011 11:13 AM	Files Currently on the ...
map 6	1,375 KB	Text Document	12/19/2011 11:16 AM	Files Currently on the ...
map 7	4,891 KB	Text Document	12/19/2011 11:33 AM	Files Currently on the ...
map 8	4,656 KB	Text Document	12/19/2011 11:44 AM	Files Currently on the ...
map 9	4,914 KB	Text Document	12/19/2011 11:57 AM	Files Currently on the ...
map 10	4,913 KB	Text Document	12/19/2011 12:08 PM	Files Currently on the ...
map 11	4,913 KB	Text Document	12/19/2011 12:17 PM	Files Currently on the ...
map 12	4,913 KB	Text Document	12/19/2011 12:25 PM	Files Currently on the ...
map 13	4,913 KB	Text Document	12/19/2011 12:35 PM	Files Currently on the ...
map 14	4,912 KB	Text Document	12/19/2011 1:03 PM	Files Currently on the ...
map 15	4,913 KB	Text Document	12/19/2011 1:22 PM	Files Currently on the ...
map 16	2,990 KB	Text Document	12/19/2011 1:34 PM	Files Currently on the ...
map 17	2,859 KB	Text Document	12/19/2011 1:39 PM	Files Currently on the ...
map 18	103 KB	Text Document	12/19/2011 1:43 PM	Files Currently on the ...
map 19	4,916 KB	Text Document	12/19/2011 1:49 PM	Files Currently on the ...
map 20	127 KB	Text Document	12/19/2011 1:58 PM	Files Currently on the ...
map 21	4,620 KB	Text Document	12/19/2011 2:10 PM	Files Currently on the ...
map 22	4,695 KB	Text Document	12/19/2011 2:22 PM	Files Currently on the ...
map 23	4,913 KB	Text Document	12/19/2011 2:31 PM	Files Currently on the ...

Dec 19 2011 (D:)

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Handrick
EXHIBIT NO. 98
2-1-12 RPTR CB
For the Record, Inc.
(608) 833-0392

McLeod, Eric M (22257)

From: Jim Troupis [jtroupis@trouplawoffice.com]
Sent: Monday, July 25, 2011 12:36 PM
To: Adam Foltz; tad ottman; joseph handrick; McLeod, Eric M (22257); Taffora, Raymond P (22244)
Subject: RE: In case you missed this

Interesting comments in that the 'process' still dominates. Also, we now can be certain what they are saying which is a major plus.

Notice the absence of the 50% Senate district claim and the claim that we've left Latino's out. Thus, the alternative of simply redrawing within the area remains a real possibility.

Jim

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Middleton, WI 53562
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jtroupis@trouplawoffice.com

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From: Adam Foltz [mailto:adamfoltz@gmail.com]
Sent: Monday, July 25, 2011 12:32 PM
To: tad ottman; joseph handrick; Eric McLeod; Taffora, Raymond P (22244); Jim Troupis
Subject: In case you missed this

<http://www.jsonline.com/news/milwaukee/126095648.html>



Latino district split decried

State Assembly map divides Chavez Drive

By [Georgia Pabst](#) of the Journal Sentinel

July 24, 2011 | [\(12\) Comments](#)

The new redistricting plan that won final approval last week by the state Assembly divides a portion of Cesar Chavez Drive, the heart of the Latino community in Milwaukee, down the middle and puts it in two Assembly districts.

"Cutting Cesar Chavez Drive is disheartening to me," said state Rep. JoCasta Zamarripa (D-Milwaukee), who represents the 8th District that currently includes all of Chavez Drive.

"This is an example of the insensitivity to communities of interest and an example of why deference should be given municipalities because they're closer and can draw wards to conform to the lives of everyday people and take into account neighborhoods," said Peter Earle, a Latino attorney who is part of the Latino Redistricting Committee, a coalition of organizations active in the city's aldermanic redistricting plan.

The new state plan puts the giant El Rey grocery store in the 9th District, currently represented by state Rep. Josh Zepnick (D-Milwaukee). It places Chavez Drive between National Ave. and Scott St., an area of about four blocks, in the 9th District.

The bigger issue with the state's redistricting plan, which Gov. Scott Walker has not yet signed, is the lightning speed with which it was adopted, Zamarripa said.

"There was no time for public input from local governments or the local community and in doing that our Latino community was disregarded," Zamarripa said.

The new plan increases the Hispanic voting population in the 8th District from about 58% to 60% and the Hispanic voting population in the 9th District from 22.9% to 54%.

"They didn't do me any favors because the Latino community is growing and I believe it could have reached a more effective majority of 70%," she said.

But the Legislature's plan received the support of Hispanics for Leadership, a group that was active in Milwaukee County's redistricting plan.

The 8th Assembly District is already a Latino district and has a Latina representative, said Zeus Rodriguez, of Hispanics for Leadership, who said he also wishes more time given to the process.

Splitting part of Chavez Drive into two districts is not a problem if both sides are Hispanic, he said. That

would allow the 9th District to increase its Latino voting age population percentage faster, he said.

But Earle, who said Friday he's still reviewing the map, said he believes the new plan "has serious problems" because "there's a great possibility that it dilutes the Latino vote and could violate the Voting Rights Act Section 2" that prohibits minority vote dilution that could weaken the voting strength of minorities.

The 60% and 54% majority plan in the two districts does not create effective Latino majority districts, he said. "Under the current map imposed on us there are two influence districts, as opposed to a single solid majority Latino district."

Find this article at:

<http://www.jsonline.com/news/milwaukee/126095648.html>

Check the box to include the list of links referenced in the article.