

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

WILLIAM WHITFORD, et al.,

Plaintiffs,

Case No. 15-cv-421-bbc

v.

GERALD NICHOL, et al.,

Defendants.

PLAINTIFFS' RULE 26(A)(3) PRETRIAL DISCLOSURES

Pursuant to Rule 26(a)(3) of the Federal Rules of Civil Procedure and the Preliminary Pretrial Conference Order entered October 15, 2015 (Dkt. 33), Plaintiffs William Whitford, et al., hereby make the following disclosures:

I. RULE 26(A)(3)(A)(i): IDENTIFICATION OF WITNESSES

A. Witnesses Plaintiffs Expect to Present

Plaintiffs expect to call the following witnesses at trial:

1. Kenneth Mayer, Ph.D.
2. Simon Jackman, Ph.D.
3. William Whitford, J.D.
4. Ronald Keith Gaddie, Ph.D.*
5. Mark Lanterman *
6. Adam Foltz

* Plaintiffs expect to present Professor Gaddie's testimony by video deposition.

* Plaintiffs intend to present Mark Lanterman for live testimony by video from a federal courthouse, and will file a motion asking the Court for leave to present his live testimony by video.

7. Tad Ottman
8. Jeffrey Ylvisaker*
Wisconsin Legislative Technology Services Bureau
17 West Main Street, Suite 200
Madison, WI 53703
(608) 283-1834
9. Joseph Handrick
201 East Washington Street, Suite E300
Madison, WI 53703
(608) 266-0946

B. Witnesses Plaintiffs May Call if the Need Arises

Plaintiffs may call the following witnesses at trial:

1. Any and all witnesses identified by Defendants.
2. Any and all witnesses called by Defendants.
3. Any impeachment and rebuttal witnesses as necessary.
4. Any custodian of records necessary to authenticate documents.

II. RULE 26(A)(3)(A)(ii): DEPOSITION DESIGNATIONS

The affirmative deposition designations of those witnesses whom Plaintiffs expect to call at trial via videotaped deposition are attached as **Exhibit 1**.

Plaintiffs reserve the right to further designate depositions if a witness listed becomes unavailable.

* Plaintiffs expect to present Mr. Ylvisaker's testimony by video deposition.

III. RULE 26(A)(3)(A)(iii): IDENTIFICATION OF EXHIBITS

Plaintiffs expect to offer or utilize the exhibits and/or documents identified in the accompanying Exhibit 2.

Plaintiffs may offer if the need arises the exhibits and/or documents identified in the accompanying Exhibit 3.

Dated: April 25, 2016

Respectfully submitted,

*/s/ Annabelle Harless
One of the attorneys for plaintiffs*

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on April 25, 2016, a true and correct copy of the foregoing was served on all counsel of record via CM/ECF.

Dated: April 25, 2016

By: /s/ Annabelle Harless

One of the attorneys for plaintiffs