

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

WILLIAM WHITFORD, et al.,

Plaintiffs,

Case No. 15-CV-421

v.

GERALD NICHOL, et al.,

Defendants.

DEFENDANTS' RULE 26(a)(1) INITIAL DISCLOSURES

Defendants, by their attorneys, make the following initial disclosures:

A. Individuals potentially having knowledge regarding this matter.

Adam Foltz

Aide, Wisconsin State Legislature

c/o Attorneys Brian Keenan and Anthony Russomanno

Wisconsin Department of Justice

17 West Main Street

Madison, WI 53707

(608) 266-0020 (AAG Keenan)

(608) 267-2238 (AAG Russomanno)

To the extent it may become relevant if the case survives the motion to dismiss, Adam Foltz, who was involved in the 2012 districting process, may provide testimony regarding that process and the bases for districting.



Tad Ottman
Aide, Wisconsin State Legislature
c/o Attorneys Brian Keenan and Anthony Russomanno
Wisconsin Department of Justice
17 West Main Street
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To the extent it may become relevant if the case survives the motion to dismiss, Tad Ottman, who was involved in the 2012 districting process, may provide testimony regarding that process and the bases for districting.

Defendants also anticipate naming one or more experts at a future time, in rebuttal or otherwise, pursuant to the schedule to be set by the court.

B. Potentially relevant documents

To the extent it may become relevant if the case survives the motion to dismiss, Defendants reserve the right to rely on documents or information previously exchanged, filed, produced, or otherwise made publically available in the previous federal litigation regarding the 2011 districting, *Baldus v. Wisconsin Government Accountability Board*, United States District Court for the Eastern District of Wisconsin, Case Nos. 11-CV-562, 11-CV-1011, which, among other things, may provide background information and data about the districting process and criteria used. Those documents are available in the files of counsel for the *Baldus* case, including attorney Peter Earle who is also counsel in the present case, and via the federal courts' PACER website.

The defendants reserve the right to supplement their disclosures with documents or individuals that become known through further discovery, or based on legal standards that the court might announce if the defendants' motion to dismiss is denied.

C. Calculation of damages.

Not applicable to the defendant.

D. Insurance agreements.

Not applicable.

Dated this 7th day of October, 2015.



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