FILED 10-09-2025 CLERK OF WISCONSIN SUPREME COURT

## STATE OF WISCONSIN IN SUPREME COURT

Case No. 2025XX1438

ELIZABETH BOTHFELD, JO ELLEN BURKE, MARY COLLINS, CHARLENE GAEBLER-UHING, KATHLEEN GILMORE, PAUL HAYES, SALLY HUCK, THOMAS KLOOSTERBOER, ELIZABETH LUDEMAN, GREGORY ST. ONGE and LINDA WEAVER.

Plaintiffs,

v.

WISCONSIN ELECTIONS COMMISSION, MARGE BOSTELMANN, ANN S. JACOBS, DON M. MILLIS, ROBERT F. SPINDELL, JR., CARRIE RIEPL, MARK L. THOMPSON and MEAGAN WOLFE,

Defendants.

## DEFENDANTS' STATEMENT OF NO POSITION AS TO SEPTEMBER 25, 2025, ORDER

Defendants, by undersigned counsel, respond to the Court's order dated September 25, 2025, as follows:

Defendants take no position on whether Plaintiffs' complaint filed in the circuit court constitutes an "action to challenge the apportionment of a congressional or state legislative district" under Wis. Stat. § 801.50(4m).

Dated this 9th day of October 2025.

Respectfully submitted,

ERIC WILSON
Deputy Attorney General of Wisconsin

Electronically signed by:

Karla Z. Keckhaver KARLA Z. KECKHAVER Assistant Attorney General State Bar #1028242

CHARLOTTE GIBSON Assistant Attorney General State Bar #1038845

Attorneys for Defendants

Wisconsin Department of Justice Post Office Box 7857 Madison, Wisconsin 53707-7857 (608) 264-6365 (KZK) (608) 957-5218 (CG) (608) 294-2907 (Fax) karla.keckhaver@wisdoj.gov charlie.gibson@wisdoj.gov

## CERTIFICATE OF E-FILE/SERVICE

I certify that in compliance with Wis. Stat. § 801.18(6), I electronically filed this document with the clerk of court using the Wisconsin Appellate Court Electronic Filing System, which will accomplish electronic notice and service for all participants who are registered users.

Dated this 9th day of October 2025.

Electronically signed by:

Karla Z. Keckhaver KARLA Z. KECKHAVER Assistant Attorney General