

STATE OF WISCONSIN    CIRCUIT COURT    DANE COUNTY  
BRANCH 4

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DISABILITY RIGHTS WISCONSIN, LEAGUE OF  
WOMEN VOTERS OF WISCONSIN, MICHAEL R.  
CHRISTOPHER, STACY L. ELLINGEN, TYLER D.  
ENGEL, *and* DONALD NATZKE,

*Plaintiffs,*

Case No. 2024CV1141

*v.*

WISCONSIN ELECTIONS COMMISSION, MEAGAN  
WOLFE, in her official capacity as Administrator of  
the Wisconsin Elections Commission; DON MILLIS,  
ROBERT SPINDELL, JR., MARGE BOSTELMANN,  
ANN JACOBS, MARK THOMSEN, and CARRIE  
RIEPL, in their official capacities as Commissioners of  
the Wisconsin Elections Commission,

*Defendants.*

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**PROPOSED ANSWER OF PROPOSED-INTERVENOR  
DEFENDANT THE WISCONSIN STATE LEGISLATURE**

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Proposed-Intervenor Defendant the Wisconsin State Legislature (the  
“Legislature”), by its undersigned attorneys at Troutman Pepper Hamilton Sanders  
LLP, hereby submits the following Answer to Plaintiffs’ Complaint:

## INTRODUCTION

1. Paragraph 1 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 1. Specifically, the Legislature denies that “Wisconsin must provide an option for voters with disabilities to receive, mark, and return their absentee ballot electronically,” and that doing so “is required for Wisconsin to comply with myriad accommodation and equal-access requirements under state and federal law, and to ensure that voters with disabilities receive the equal protection guaranteed under the Wisconsin Constitution.” Paragraph 1 also references state and federal statutes and law, and the Wisconsin Constitution, which speak for themselves. The Legislature denies the allegations in Paragraph 1 to the extent that they are inconsistent with those sources.

2. Paragraph 2 sets forth legal conclusions for which no response is required. Paragraph 2 also cites the Wisconsin Constitution, which speaks for itself. The Legislature denies the allegations in Paragraph 2 to the extent that they are inconsistent with that source.

3. Paragraph 3 sets forth legal conclusions for which no response is required. Paragraph 3 also cites the Wisconsin Constitution, which speaks for itself. The Legislature denies the allegations in Paragraph 3 to the extent that they are inconsistent with that source.

4. Paragraph 4 sets forth legal conclusions for which no response is required. Paragraph 4 also references provisions of state law, which speak for themselves. The Legislature denies the allegations in Paragraph 3 to the extent that they are inconsistent with those sources.

5. Paragraph 5 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 5. Paragraph 5 also cites a state statute, which speaks for itself. The Legislature denies the allegations in Paragraph 5 to the extent that they are inconsistent with that source. The Legislature specifically denies that its “attempts to fully achieve the constitutional guarantee of a secret ballot fall short.” The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 5, and therefore denies them.

6. Paragraph 6 sets forth legal conclusions for which no response is required. Paragraph 6 also cites a state statute, which speaks for itself. The Legislature denies the allegations in Paragraph 6 to the extent that they are inconsistent with that source. Specifically, the Legislature denies that voters with disabilities who are not military or overseas electors “face disenfranchisement.” The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 6, and therefore denies them.

7. Paragraph 7 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in

Paragraph 7. The Legislature specifically denies that the use of an assistant “forces voters with disabilities to surrender their independence and privacy, share their vote, and trust that their ballot was marked accurately—a surrender of the constitutional right to a secret ballot not demanded of voters without disabilities.”

8. Paragraph 8 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 8. Specifically, the Legislature denies that there is an “unconstitutional defect in Wisconsin’s absentee ballot system.” Paragraph 8 also cites a report by the Wisconsin Election Commission (“WEC”), which speaks for itself. The Legislature denies the allegations in Paragraph 8 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 8, and therefore denies them.

9. Paragraph 9 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 9. Specifically, the Legislature denies that the State’s absentee voting laws require certain voters to “forgo voting by absentee ballot, or relinquish their constitutional right to vote privately.” The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 9, and therefore denies them.

10. Paragraph 10 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in

Paragraph 10. Specifically, the Legislature denies that Wisconsin voters with disabilities lack “the ability to cast an absentee ballot in secret.” The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 10, and therefore denies them.

11. Paragraph 11 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 11. Specifically, the Legislature denies that Wisconsin’s election laws evidence any “choice that unjustifiably protects the rights of voters without disabilities to cast their absentee ballot in secret while requiring some voters with disabilities to surrender that same constitutional right, or forgo the absentee-ballot right altogether.”

12. Paragraph 12 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 12. Paragraph 12 also cites state law and case law, which speak for themselves. The Legislature denies the allegations in Paragraph 12 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 12, and therefore denies them.

13. Paragraph 13 and its accompanying footnote set forth legal conclusions for which no response is required. Paragraph 13 and its accompanying footnote also cite state law and case law, which speak for themselves. The Legislature denies the

allegations in Paragraph 13 and its accompanying footnote to the extent that they are inconsistent with those sources.

14. Paragraph 14 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 14. Paragraph 14 also cites state statute and case law, which speak for themselves. The Legislature denies the allegations in Paragraph 14 to the extent that they are inconsistent with those sources. Specifically, the Legislature denies the allegation that the Seventh Circuit in *Luft* “trivialized” the effects of Wisconsin’s decision to place limits on who may receive electronic ballots.

15. Paragraph 15 references the Seventh Circuit’s *Luft* decision, which speaks for itself. The Legislature denies the allegations in Paragraph 15 to the extent that they are inconsistent with that source.

16. Paragraph 16 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 16. Paragraph 16 also cites a state statute, which speaks for itself. The Legislature denies the allegations in Paragraph 16 to the extent that they are inconsistent with that source.

17. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 17 and its accompanying footnote, and therefore denies them. Paragraph 17 and its accompanying footnote also cite an article by the National Institute of Standards and Technology (NIST), which speaks for itself. The

Legislature denies the allegations in Paragraph 17 and its accompanying footnote to the extent that they are inconsistent with that source.

18. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 18 and its accompanying footnote, and therefore denies them. Paragraph 18 and its accompanying footnote also cite an article by the Cleveland Clinic, which speaks for itself. The Legislature denies the allegations in Paragraph 18 to the extent that they are inconsistent with that source.

19. Paragraph 19 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 19. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 19, and therefore denies them.

20. Paragraph 20 sets forth legal conclusions for which no response is required. The Legislature specifically denies that “Wisconsin’s election system is unlawful,” that “Defendants must provide an accessible mechanism for private and independent voting,” and that “the State makes it impossible for voters with disabilities to vote absentee privately and independently.” Paragraph 20 also cites federal and state law and the federal and state constitutions, which speak for themselves. The Legislature denies the allegations in Paragraph 20 to the extent that they are inconsistent with those sources.

21. Admit.

22. Admit.

23. Paragraph 23 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 23. Specifically, the Legislature denies that any voter “faces threats of complete disenfranchisement.” Paragraph 23 also cites federal and state law, which speak for themselves. The Legislature denies the allegations in Paragraph 23 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 23, and therefore denies them.

24. Paragraph 24 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 24. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 24, and therefore denies them.

25. The Legislature admits that Plaintiffs seek a declaratory judgment that Wisconsin’s prohibition on allowing voters with disabilities to receive, mark, and return ballots electronically is unlawful, but denies that Plaintiffs are entitled to any such relief. Paragraph 25 also sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 25. Paragraph 25 also cites case law, state and federal statutes, and constitutional provisions, which speaks for themselves. The Legislature denies the allegations in Paragraph 25 to the extent that they are inconsistent with those sources.



26. Paragraph 26 cites case law, which speaks for itself. The Legislature denies the allegations in Paragraph 26 to the extent that they are inconsistent with those sources.

27. Paragraph 27 sets forth legal conclusions for which no response is required. Paragraph 27 also cites case law and remarks by Ronald Reagan, which speak for themselves. The Legislature denies the allegations in Paragraph 27 to the extent that they are inconsistent with those sources.

## **PARTIES**

### **A. The Individual Plaintiffs**

28. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 28, and therefore denies them.

29. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 29, and therefore denies them.

30. Paragraph 30 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 30. Specifically, the Legislature denies that Plaintiffs are “coerced into choosing an assistant to help them vote.” The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 30, and therefore denies them.

#### 1. Donald Natzke

31. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 31, and therefore denies them.

32. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 32, and therefore denies them.

33. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 33, and therefore denies them.

34. Paragraph 34 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 34. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 34, and therefore denies them.

35. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 35, and therefore denies them.

36. Paragraph 36 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 36. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 36, and therefore denies them.

37. Paragraph 37 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 37. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 37, and therefore denies them.

38. Paragraph 38 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in

Paragraph 38. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 38, and therefore denies them.

39. Paragraph 39 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 39. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 39, and therefore denies them.

40. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 40, and therefore denies them.

2. Michael Christopher

41. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 41, and therefore denies them.

42. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 42, and therefore denies them.

43. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 43, and therefore denies them.

44. Paragraph 44 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 44. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 44, and therefore denies them.

45. Paragraph 45 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in

Paragraph 45. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 45, and therefore denies them.

46. Paragraph 46 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 46. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 46, and therefore denies them.

47. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 47, and therefore denies them.

### 3. Stacy Ellingen

48. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 48, and therefore denies them.

49. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 49, and therefore denies them.

50. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 50, and therefore denies them.

51. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 51, and therefore denies them.

52. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 52, and therefore denies them.

53. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 53, and therefore denies them.

54. Paragraph 54 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 54. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 54, and therefore denies them.

55. Paragraph 55 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 55. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 55, and therefore denies them.

56. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 56, and therefore denies them.

#### 4. Tyler Engel

57. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 57, and therefore denies them.

58. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 58 and its accompanying footnote, and therefore denies them. Paragraph 58 and its accompanying footnote also cite an article from the Cleveland Clinic, which speaks for itself. The Legislature denies the allegations in Paragraph 58 to the extent that they are inconsistent with that source.

59. Paragraph 59 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in

Paragraph 59. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 59, and therefore denies them.

60. Paragraph 60 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 60. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 60, and therefore denies them.

61. Paragraph 61 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 61. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 61, and therefore denies them.

62. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 62, and therefore denies them.

***B. The Organizational Plaintiffs***

1. Disability Rights of Wisconsin

63. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 63, and therefore denies them.

64. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 64, and therefore denies them.

65. Paragraph 65 sets forth legal conclusions for which no response is required. Paragraph 65 also cites an article by the Administration for Community

Living, which speaks for itself. The Legislature denies the allegations in Paragraph 65 to the extent that they are inconsistent with that source.

66. Paragraph 66 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 66. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 66, and therefore denies them.

2. League of Women Voters of Wisconsin

67. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 67, and therefore denies them.

68. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 68, and therefore denies them.

69. Paragraph 69 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 69. The Legislature also lacks knowledge or information to form a belief about the remaining allegations in Paragraph 69, and therefore denies them.

3. The WEC Defendants

70. Admit.

71. Admit.

72. The Legislature admits that Defendant Meagan Wolfe is sued in her official capacity as WEC Administrator, but denies that Plaintiffs are entitled to any of the relief sought in this lawsuit. Paragraph 72 also cites state statutes, which

speaks for themselves. The Legislature denies the allegations in Paragraph 72 to the extent that they are inconsistent with those sources.

73. The Legislature admits that Defendants Don Millis, Robert Spindell, Jr., Marge Bostelmann, Ann Jacobs, Mark Thomsen, and Carrie Riepl are sued in their official capacities as WEC Commissioners, but denies that Plaintiffs are entitled to any of the relief sought in this lawsuit. Paragraph 73 also cites a state statute, which speaks for itself. The Legislature denies the allegations in Paragraph 73 to the extent that they are inconsistent with that source.

74. Paragraph 74 cites state statutes, which speak for themselves. Subject to that caveat, the Legislature admits the allegations in Paragraph 74.

#### **JURISDICTION AND VENUE**

75. Paragraph 75 sets forth legal conclusions for which no response is required. Paragraph 75 also cites a provision of the state constitution, which speaks for itself. The Legislature denies the allegations in Paragraph 75 to the extent that they are inconsistent with that source.

76. Paragraph 76 sets forth legal conclusions for which no response is required. Paragraph 76 also cites state statutes, which speak for themselves. The Legislature denies the allegations in Paragraph 76 to the extent that they are inconsistent with those sources.

77. Paragraph 77 sets forth legal conclusions for which no response is required. Paragraph 77 also cites state statutes, which speak for themselves. The



Legislature denies the allegations in Paragraph 77 to the extent that they are inconsistent with those sources.

## FACTS

### ***A. Voters With Disabilities Are Frequently Disenfranchised By Unequal Voting Systems.***

78. Paragraph 78 sets forth legal conclusions for which no response is required. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 78, and therefore denies them.

79. Paragraph 79 cites reports, which speak for themselves. The Legislature denies the allegations in Paragraph 79 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 79, and therefore denies them.

80. Paragraph 80 cites reports, which speak for themselves. The Legislature denies the allegations in Paragraph 80 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 80, and therefore denies them.

81. Paragraph 81 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 81. Paragraph 81 also cites an article and a study, which speak for themselves. The Legislature denies the allegations in Paragraph 81 to the extent

that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 81, and therefore denies them.

82. Paragraph 82 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 82. Paragraph 82 also cites a study, which speaks for itself. The Legislature denies the allegations in Paragraph 82 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 82, and therefore denies them.

83. Paragraph 83 cites reports, which speak for themselves. The Legislature denies the allegations in Paragraph 83 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 83, and therefore denies them.

84. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 84, and therefore denies them.

85. Paragraph 85 cites a report, which speaks for itself. The Legislature denies the allegations in Paragraph 85 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 85, and therefore denies them.

86. Paragraph 86 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 86. Paragraph 86 also cites a report, which speaks for itself. The Legislature denies the allegations in Paragraph 86 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 86, and therefore denies them.

**B. *Federal And State Law Provide An Incomplete Framework For Protecting Voters With Disabilities.***

87. Paragraph 87 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 87. Paragraph 87 also references the Wisconsin Constitution, which speaks for itself. The Legislature denies the allegations in Paragraph 87 to the extent they are inconsistent with that source.

88. Paragraph 88 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 88. Paragraph 88 also cites a federal statute, which speaks for itself. The Legislature denies the allegations in Paragraph 88 to the extent that they are inconsistent with that source.

89. Paragraph 89 sets forth legal conclusions for which no response is required. Paragraph 89 also cites federal statutes and case law, which speak for

themselves. The Legislature denies the allegations in Paragraph 89 to the extent that they are inconsistent with those sources.

90. Paragraph 90 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 90. Paragraph 90 also cites federal statutes and a report, which speak for themselves. The Legislature denies the allegations in Paragraph 90 to the extent that they are inconsistent with those sources.

91. Paragraph 91 sets forth legal conclusions for which no response is required. Paragraph 91 also cites federal statutes and a report, which speak for themselves. The Legislature denies the allegations in Paragraph 91 to the extent that they are inconsistent with those sources.

92. Paragraph 92 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 92. Paragraph 92 also cites federal law and a report, which speak for themselves. The Legislature denies the allegations in Paragraph 92 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 92, and therefore denies them.

93. Paragraph 93 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 93. Paragraph 93 also cites a federal statute, which speaks for itself. The

Legislature denies the allegations in Paragraph 93 to the extent that they are inconsistent with that source.

94. Paragraph 94 cites a state statute, which speaks for itself. The Legislature denies the allegations in Paragraph 94 to the extent that they are inconsistent with that source.

***C. The Wisconsin Constitution Guarantees The Right To A Secret Ballot.***

95. Paragraph 95 sets forth legal conclusions for which no response is required. Paragraph 95 also cites a provision of the state constitution and case law, which speak for themselves. The Legislature denies the allegations in Paragraph 95 to the extent that they are inconsistent with those sources.

96. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 96, and therefore denies them.

97. Paragraph 97 sets forth legal conclusions for which no response is required. Paragraph 97 also cites a treatise and case law, which speak for themselves. The Legislature denies the allegations in Paragraph 97 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 97, and therefore denies them.

98. Paragraph 98 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 98. Paragraph 98 also cites a treatise and an article, which speak for

themselves. The Legislature denies the allegations in Paragraph 98 to the extent that they are inconsistent with those sources.

99. Paragraph 99 cites federal and state statutes, which speak for themselves. The Legislature denies the allegations in Paragraph 99 to the extent that they are inconsistent with those sources.

100. Paragraph 100 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 100. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 100, and therefore denies them.

101. Paragraph 101 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 101. Paragraph 101 also cites case law, which speaks for itself. The Legislature denies the allegations in Paragraph 101 to the extent that they are inconsistent with that source. The Legislature also specifically denies that Wisconsin's absentee voting laws "coerce" voters with disabilities "into choosing an assistance to help them vote."

102. Paragraph 102 cites an article, which speaks for itself. The Legislature denies the allegations in Paragraph 102 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 102, and therefore denies them.

103. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 103, and therefore denies them.

***D. These Accessibility Problems Highlight The Need For Accessible Mail-In Absentee Voting In Wisconsin.***

104. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 104, and therefore denies them.

105. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 105, and therefore denies them.

106. Paragraph 106 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 106. Paragraph 106 also cites a report, which speaks for itself. The Legislature denies the allegations to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 106, and therefore denies them.

107. Paragraph 107 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 107. Paragraph 107 also cites a report, which speaks for itself. The Legislature denies the allegations in Paragraph 107 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 107, and therefore denies them.

108. Paragraph 108 also cites a report, which speaks for itself. The Legislature denies the allegations in Paragraph 108 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 108, and therefore denies them.

109. Paragraph 109 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 109. Paragraph 109 also cites a report, which speaks for itself. The Legislature denies the allegations in Paragraph 109 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 109, and therefore denies them.

110. Paragraph 110 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 110. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 110, and therefore denies them.

111. Paragraph 111 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 111. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 111, and therefore denies them.



***E. The Lack Of An Accessible Mail-In Absentee Voting Process In Wisconsin Has A Disenfranchising Effect On Voters With Disabilities, A Deficiency This Case Seeks To Remedy.***

112. Paragraph 112 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 112. Paragraph 112 also cites reports, which speak for themselves. The Legislature denies the allegations to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 112, and therefore denies them.

113. Paragraph 113 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 113. Paragraph 113 also cites a state statute, which speaks for itself. The Legislature denies the allegations in Paragraph 113 to the extent that they are inconsistent with that source.

114. Paragraph 114 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 114. Paragraph 114 also cites state statutes, which speak for themselves. The Legislature denies the allegations in Paragraph 114 to the extent that they are inconsistent with those sources.

115. Paragraph 115 sets forth legal conclusions for which no response is required. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 115, and therefore denies them.

116. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 116, and therefore denies them.

117. Paragraph 117 sets forth legal conclusions for which no response is required. Paragraph 117 also cites state law, which speaks for itself. The Legislature denies the allegations in Paragraph 117 to the extent that they are inconsistent with that source.

118. Paragraph 118 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 118. Paragraph 118 also cites a report, which speaks for itself. The Legislature denies the allegations in Paragraph 118 to the extent that they are inconsistent with that source.

119. Paragraph 119 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 119. Paragraph 119 also references case law and a report, which speak for themselves. The Legislature denies the allegations in Paragraph 119 to the extent that they are inconsistent with those sources.

120. Paragraph 120 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 120. Paragraph 120 also cites reports, which speak for themselves. The Legislature denies the allegations in Paragraph 120 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to

form a belief about the remaining allegations in Paragraph 120, and therefore denies them.

121. Paragraph 121 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 121. Paragraph 121 also cites a memorandum, which speaks for itself. The Legislature denies the allegations in Paragraph 121 to the extent that they are inconsistent with that source.

122. Paragraph 122 sets forth legal conclusions for which no response is required. Paragraph 122 also cites a state statute, which speaks for itself. The Legislature denies the allegations in Paragraph 122 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 122, and therefore denies them.

123. Paragraph 123 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 123. Paragraph 123 also cites an article, which speaks for itself. The Legislature denies the allegations in Paragraph 123 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 123, and therefore denies them.

124. Paragraph 124 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 124. Specifically, the Legislature denies that Wisconsin's absentee voting regime requires "print disabled voter[s]" to "forfeit their constitutional right[s]." The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 124, and therefore denies them.

125. Paragraph 125 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 125. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 125, and therefore denies them.

***F. Wisconsin Already Employs Many Of The Tools It Needs To Make Absentee Voting Accessible.***

126. The Legislature denies that Wisconsin could "easily adopt any of the existing models" for returning absentee ballots electronically. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 126, and therefore denies them.

127. Paragraph 127 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 127. Paragraph 127 also cites a federal law, which speaks for itself. The Legislature denies the allegations in Paragraph 127 to the extent that they are inconsistent with that source.

128. Paragraph 128 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 128. Paragraph 128 also cites a report, which speaks for itself. The Legislature denies the allegations in Paragraph 128 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 128, and therefore denies them.

129. Paragraph 129 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 129. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 129, and therefore denies them.

130. Paragraph 130 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 130. Paragraph 130 also cites a report, which speaks for itself. The Legislature denies the allegations in Paragraph 130 to the extent that they are inconsistent with that source. To the extent Paragraph 130 incorporates allegations contained in Paragraphs 135 through 148, the Legislature incorporates its responses to those Paragraphs here. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 130, and therefore denies them.

131. Paragraph 131 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in

Paragraph 131. Paragraph 131 also cites a website, which speaks for itself. The Legislature denies the allegations in Paragraph 131 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 131, and therefore denies them.

***G. Wisconsin Can Easily Adopt Other States' Accessible Absentee Programs.***

132. The Legislature denies that the “groundwork to extend accessible absentee ballots to Wisconsin voters already exists.” The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 132, and therefore denies them.

133. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 133, and therefore denies them.

134. The Legislature lacks knowledge or information to form a belief about the allegations in Paragraph 134, and therefore denies them.

135. Paragraph 135 cites a webpage and cites Colorado law, which speak for themselves. The Legislature denies the allegations in Paragraph 135 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 135, and therefore denies them.

136. Paragraph 136 cites a webpage, which speaks for itself. The Legislature denies the allegations in Paragraph 136 to the extent that they are inconsistent with

that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 136, and therefore denies them.

137. Paragraph 137 cites a webpage, which speaks for itself. The Legislature denies the allegations in Paragraph 137 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 137, and therefore denies them.

138. Paragraph 138 cites a webpage, which speaks for itself. The Legislature denies the allegations in Paragraph 138 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 138, and therefore denies them.

139. Paragraph 139 cites a webpage and an article, which speak for themselves. The Legislature denies the allegations in Paragraph 139 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 139, and therefore denies them.

140. Paragraph 140 cites a webpage, which speaks for itself. The Legislature denies the allegations in Paragraph 140 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 140, and therefore denies them.

141. Paragraph 141 cites a webpage and an article, which speak for themselves. The Legislature denies the allegations in Paragraph 141 to the extent

that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 141, and therefore denies them.

142. Paragraph 142 cites a webpage, which speaks for itself. The Legislature denies the allegations in Paragraph 142 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 142, and therefore denies them.

143. Paragraph 143 cites webpages, which speak for themselves. The Legislature denies the allegations in Paragraph 143 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 143, and therefore denies them.

144. Paragraph 144 cites a webpage, which speaks for itself. The Legislature denies the allegations in Paragraph 144 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 144, and therefore denies them.

145. Paragraph 145 cites a webpage, which speaks for itself. The Legislature denies the allegations in Paragraph 145 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 145, and therefore denies them.



146. Paragraph 146 cites a webpage, which speaks for itself. The Legislature denies the allegations in Paragraph 146 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 146, and therefore denies them.

147. Paragraph 147 cites a webpage, which speaks for itself. The Legislature denies the allegations in Paragraph 147 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 147, and therefore denies them.

148. Paragraph 148 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 148. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 148, and therefore denies them.

149. Paragraph 149 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 149. Paragraph 149 also cites webpages, which speak for themselves. The Legislature denies the allegations in Paragraph 149 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 149, and therefore denies them.

150. Paragraph 150 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in

Paragraph 150. Paragraph 150 also cites a webpage, which speaks for itself. The Legislature denies the allegations in Paragraph 150 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 150, and therefore denies them.

151. Paragraph 151 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 151. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 151, and therefore denies them.

**FIRST CLAIM FOR RELIEF ON BEHALF OF ALL PLAINTIFFS**  
**Title II of the Americans With Disabilities Act**  
**42 U.S.C. §§ 1213, et seq.**  
**(Discrimination on the Basis of Disability)**

152. The Legislature realleges and reincorporates by reference all prior answers to all prior Paragraphs as though fully set forth herein.

153. Paragraph 153 cites federal statutes, which speak for themselves. The Legislature denies the allegations in Paragraph 153 to the extent that they are inconsistent with those sources.

154. Paragraph 154 cites a federal statute, which speaks for itself. The Legislature denies the allegations in Paragraph 154 to the extent that they are inconsistent with that source.

155. Paragraph 155 cites federal regulations, which speak for themselves. The Legislature denies the allegations in Paragraph 155 to the extent that they are inconsistent with those sources.

156. Paragraph 156 cites federal regulations, which speak for themselves. The Legislature denies the allegations in Paragraph 156 to the extent that they are inconsistent with those sources.

157. Paragraph 157 cites a federal regulation, which speaks for itself. The Legislature denies the allegations in Paragraph 157 to the extent that they are inconsistent with that source.

158. Paragraph 158 sets forth legal conclusions for which no response is required. Paragraph 158 also cites a federal statute, which speaks for itself. The Legislature denies the allegations in Paragraph 158 to the extent that they are inconsistent with that source.

159. Paragraph 159 sets forth legal conclusions for which no response is required. Paragraph 159 also references a federal statute, which speaks for itself. The Legislature denies the allegations in Paragraph 159 to the extent that they are inconsistent with that source.

160. Paragraph 160 sets forth legal conclusions for which no response is required. Paragraph 160 also references a federal statute, which speaks for itself. The Legislature denies the allegations in Paragraph 160 to the extent that they are inconsistent with that source.

161. Paragraph 161 sets forth legal conclusions for which no response is required. Paragraph 161 also cites a federal statute, which speaks for itself. The Legislature denies the allegations in Paragraph 161 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 161, and therefore denies them.

162. Paragraph 162 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 162. Paragraph 162 also cites a federal statute, which speaks for itself. The Legislature denies the allegations in Paragraph 162 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 162, and therefore denies them.

163. Paragraph 163 cites a federal regulation, which speaks for itself. The Legislature denies the allegations in Paragraph 163 to the extent that they are inconsistent with that source.

164. Paragraph 164 cites a federal regulation, which speaks for itself. The Legislature denies the allegations in Paragraph 164 to the extent that they are inconsistent with that source.

165. Paragraph 165 cites a federal regulation, which speaks for itself. The Legislature denies the allegations in Paragraph 165 to the extent that they are inconsistent with that source.

166. Paragraph 166 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 166. The Legislature specifically denies that “Wisconsin’s current election system discriminates against people with disabilities.” The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 166, and therefore denies them.

167. Paragraph 167 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 167.

168. Paragraph 168 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 168.

**SECOND CLAIM FOR RELIEF ON BEHALF OF ALL PLAINTIFFS**  
**Section 504 of the Rehabilitation Act**  
**29 U.S.C. §§ 794**  
**(Discrimination on the Basis of Disability by Receipts of Federal Financial Assistance)**

169. The Legislature realleges and reincorporates by reference all prior answers to all prior Paragraphs as though fully set forth herein.

170. Paragraph 170 cites a federal statute, which speaks for itself. The Legislature denies the allegations in Paragraph 170 to the extent that they are inconsistent with that source.

171. Paragraph 171 cites a federal statute, which speaks for itself. The Legislature denies the allegations in Paragraph 171 to the extent that they are inconsistent with that source.

172. Paragraph 172 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 172. Paragraph 172 also cites federal statutes and reports, which speak for themselves. The Legislature denies the allegations in Paragraph 172 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 172, and therefore denies them.

173. Paragraph 173 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 173. Paragraph 173 also cites federal statutes, which speak for themselves. The Legislature denies the allegations in Paragraph 173 to the extent that they are inconsistent with those sources. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 173, and therefore denies them.

174. Paragraph 174 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 174. Paragraph 174 also cites a federal statute, which speaks for itself. The Legislature denies the allegations in Paragraph 174 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 174, and therefore denies them.

175. Paragraph 175 sets forth legal conclusions for which no response is required. Paragraph 175 also references a federal statute, which speaks for itself. The Legislature denies the allegations in Paragraph 175 to the extent that they are inconsistent with that source.

176. Paragraph 176 sets forth legal conclusions for which no response is required. Paragraph 176 also references a federal statute, which speaks for itself. The Legislature denies the allegations in Paragraph 176 to the extent that they are inconsistent with that source.

177. Paragraph 177 sets forth legal conclusions for which no response is required. Paragraph 177 also references a federal statute, which speaks for itself. The Legislature denies the allegations in Paragraph 177 to the extent that they are inconsistent with that source.

178. Paragraph 178 sets forth legal conclusions for which no response is required. Paragraph 178 also references a federal statute, which speaks for itself.

The Legislature denies the allegations in Paragraph 178 to the extent that they are inconsistent with that source.

179. Paragraph 179 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 179.

180. Paragraph 180 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 180. The Legislature specifically denies that Wisconsin law “disenfranchises absentee voters with disabilities who require accessible electronic absentee ballots.”

181. Paragraph 181 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 181. Paragraph 181 also cites a federal statute, which speaks for itself. The Legislature denies the allegations in Paragraph 181 to the extent that they are inconsistent with that source.

182. Paragraph 182 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 182.

**THIRD CLAIM FOR RELIEF ON BEHALF OF ALL PLAINTIFFS**  
**Wisconsin Guarantee of Right to Vote by Secret Ballot**  
**Wis. Const. Art. 3**  
**(Abridgement of Right to Vote by Secret)**



183. The Legislature realleges and reincorporates by reference all prior answers to all prior Paragraphs as though fully set forth herein.

184. Paragraph 184 cites a provision of the state constitution, which speaks for itself. The Legislature denies the allegations in Paragraph 184 to the extent that they are inconsistent with that source.

185. Paragraph 185 sets forth legal conclusions for which no response is required. Paragraph 185 also references a provision of the state constitution, which speaks for itself. The Legislature denies the allegations in Paragraph 185 to the extent they are inconsistent with that source.

186. Paragraph 186 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 186. Specifically, the Legislature denies that “voters with disabilities, especially print disabilities, have no actual means to vote by secret ballot when voting absentee.”

187. Paragraph 187 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 187. Specifically, the Legislature denies that “absentee voters with disabilities must . . . forfeit their right to vote by secret ballot.” The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 187, and therefore denies them.

188. The Legislature admits that Wisconsin's current election system does not allow for the provision of electronic absentee ballots to voters with disabilities who are not military or overseas voters. That said, Paragraph 188 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 188. Specifically, the Legislature denies that "certain voters must . . . forfeit their right to vote by secret ballot." Paragraph 188 also cites a report, which speaks for itself. The Legislature denies the allegations in Paragraph 188 to the extent that they are inconsistent with that source. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 188, and therefore denies them.

189. Paragraph 189 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 189.

**FOURTH CLAIM FOR RELIEF ON BEHALF OF PLAINTIFFS ELLINGEN,  
DISABILITY RIGHTS WISCONSIN, AND THE LEAGUE OF WOMEN  
VOTERS OF WISCONSIN**

**Wisconsin Guarantee of Equal Protection Under Law**

**Wis. Const. Art. 1, § 1**

**(Undue Burden on the Right to Vote)**

190. The Legislature realleges and reincorporates by reference all prior answers to all prior Paragraphs as though fully set forth herein.

191. Paragraph 191 sets forth legal conclusions for which no response is required. Paragraph 191 also cites a provision of the state constitution, which speaks

for itself. The Legislature denies the allegations in Paragraph 191 to the extent that they are inconsistent with that source.

192. Paragraph 192 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 192. Paragraph 192 also cites case law, which speaks for itself. The Legislature denies the allegations in Paragraph 192 to the extent that they are inconsistent with that source.

193. Paragraph 193 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 193. Paragraph 193 also cites case law, which speaks for itself. The Legislature denies the allegations in Paragraph 193 to the extent that they are inconsistent with that source.

194. Paragraph 194 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 194.

195. Paragraph 195 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 195.

196. Paragraph 196 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 196.

197. Paragraph 197 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 197. Specifically, the Legislature denies that certain voters must “forfeit their right to a secret ballot or not vote at all.” The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 197, and therefore denies them.

198. Paragraph 198 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 198. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 198, and therefore denies them.

**FIFTH CLAIM FOR RELIEF ON BEHALF OF PLAINTIFFS ELLINGEN,  
DISABILITY RIGHTS WISCONSIN, AND THE LEAGUE OF WOMEN  
VOTERS OF WISCONSIN  
First and Fourteenth Amendments  
U.S. Const. amend I, XIV  
(Undue Burden on the Right to Vote)**

199. The Legislature realleges and reincorporates by reference all prior answers to all prior Paragraphs as though fully set forth herein.

200. Paragraph 200 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 200.

201. Paragraph 201 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 201.

202. Paragraph 202 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 202.

203. Paragraph 203 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 203. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 203, and therefore denies them.

204. Paragraph 204 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 204. Paragraph 204 also cites case law, which speaks for itself. The Legislature denies the allegations in Paragraph 204 to the extent that they are inconsistent with that source.

205. Paragraph 205 sets forth legal conclusions for which no response is required; however, if a response is required, the Legislature denies the allegations in Paragraph 205. The Legislature lacks knowledge or information to form a belief about the remaining allegations in Paragraph 205, and therefore denies them.

#### **PRAYER FOR RELIEF**

The Legislature denies that Plaintiffs are entitled to any of the relief that they claim on pages 58 through 59 of their Complaint. The Legislature also denies any allegations not otherwise answered in the prior Paragraphs, including any allegations in headings, to the extent such denials are consistent with the Legislature's prior answers.

## AFFIRMATIVE DEFENSES

1. Plaintiffs' Complaint fails to state a claim upon which relief can be granted.
2. Plaintiffs' requests for temporary-injunctive relief are barred by the doctrine of laches and/or the doctrine articulated in *Hawkins v. Wis. Elections Comm'n*, 2020 WI 75, 393 Wis. 2d 629, 948 N.W.2d 877.

WHEREFORE, the Legislature demands judgment in its favor and against Plaintiffs, dismissing Plaintiffs' Complaint with prejudice, as well as ordering such other and further relief as this Court deems appropriate under the circumstances.

Dated: May 24, 2024

Respectfully submitted,

Electronically signed by Kevin M. LeRoy

MISHA TSEYTLIN

State Bar No. 1102199

*Counsel of Record*

KEVIN M. LEROY

State Bar No. 1105053

EMILY A. O'BRIEN

State Bar No. 1115609

TROUTMAN PEPPER

HAMILTON SANDERS LLP

227 W. Monroe, Suite 3900

Chicago, Illinois 60606

(608) 999-1240 (MT)

(312) 759-1938 (KL)

(312) 759-5939 (EO)

(312) 759-1939 (fax)

misha.tseytlin@troutman.com

kevin.leroy@troutman.com

emily.obrien@troutman.com

*Attorneys for the Wisconsin State  
Legislature*

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