



**DANE COUNTY
DISTRICT ATTORNEY
ISMAEL R. OZANNE**

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April 12, 2011

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Mr. John Voelker, Clerk
Supreme Court of Wisconsin
110 E. Main Street # 215
Madison WI 53701-1688

CLERK OF SUPREME COURT
OF WISCONSIN

**RE: State of Wisconsin et al. v. Circuit Court for Dane County et al.
Appeal Case # 2011AP765-W
Trial Court Case # 2011CV1244**

Dear Mr. Voelker,

I am in receipt of Petitioners the State of Wisconsin's and State ex rel. Michael D. Huebsch's Petition for Supervisory Writ Pursuant to Wis. Stat. § 809.71 and For Immediate Temporary Relief Pursuant to Wis. Stat. § 809.52 ("Petition").

After reviewing the applicable Wisconsin Statutes, §§ 809.51, 809.52 and 809.71, I believe it would not be appropriate for me to file a response to the Petition until the Supreme Court issues an order directing me to do so. Although there does not appear to be a corollary to Wis. Stat. § 809.52 allowing a party to seek temporary relief with the Supreme Court – as opposed to the Court of Appeals – I would also respectfully request that the court allow me to be heard on the issue of temporary relief should the Supreme Court elect to consider Petitioners' request for such relief.

Sincerely,

Ismael R. Ozanne
Dane County District Attorney

- cc: AAG Maria S. Lazar
- AAG Steven C. Kilpatrick
- AAG Greg M. Weber
- AAG Kevin C. Potter
- AAG David C. Rice
- Attorney Eric M. McLeod
- Attorney Joseph Louis Olson
- Attorney Michael P. Screnock
- Attorney Susan M. Crawford
- Attorney Robert J. Jambois