



DANE COUNTY  
DISTRICT ATTORNEY  
ISMAEL R. OZANNE

# 32  
2 pages

VIA HAND DELIVERY

April 18, 2011

Judge Maryann Sumi  
Dane County Courthouse, Br. 2  
215 S. Hamilton St., #7105  
Madison, WI 53703

RE: **State ex rel. Ozanne v. Fitzgerald, et al.**  
**11CV1244**

Dear Judge Sumi:

At the end of the second day of hearing on the State's motion for temporary injunction (April 1, 2011), the Court ordered briefing on three identified issues and imposed a briefing schedule. The State's brief is currently due on April 25, 2011.

We write to request a seven-day extension of the State's due date. We have personally contacted other counsel of record and are authorized to represent that they all agree to this modification.

We include with this letter the original and five copies of a proposed Order that grants this request and sets forth the new briefing schedule if our request is adopted by the Court. If acceptable, we ask that the Court sign and date the original and have your staff file the original, conform and authenticate the copies and send one copy to each counsel of record.

Thank you for your consideration.

Sincerely,

Ismael R. Ozanne

cc: AAG Maria S. Lazar, WI DOJ  
AAG Stephen Kilpatrick, WI DOJ  
Attorney Susan Crawford, representing Mark Miller  
Attorney Robert Jambois, representing Peter Barca  
Attorney Roger Sage, representing Douglas La Follette

STATE OF WISCONSIN *ex rel.*  
ISMAEL R. OZANNE

11CV1244

Plaintiff,

vs.

JEFF FITZGERALD,  
SCOTT FITZGERALD,  
MICHAEL ELLIS,  
SCOTT SUDER,  
MARK MILLER, PETER BARCA,  
DOUGLAS LA FOLLETTE,  
JOINT COMMITTEE OF CONFERENCE,  
WISCONSIN STATE SENATE and  
WISCONSIN STATE ASSEMBLY,

Defendants.

**ORDER GRANTING MOTION TO AMEND BRIEFING SCHEDULE**

Based on all of the files, records and proceedings in this action, and on request of the State (District Attorney) to amend the briefing schedule imposed by the Court on April 1, 2011, all other counsel of record concurring,

IT IS HEREBY ORDERED that the request of the State (District Attorney) is GRANTED.

IT IS FURTHER ORDERED that the new briefing schedule is as follows:

State's (District Attorney) brief in chief	Monday, May 2, 2011
Defendants' response briefs	Monday, May 23, 2011
State's (District Attorney) reply brief	Tuesday, May 31, 2011

ISSUED this \_\_\_\_ day of April, 2011.

BY THE COURT:

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THE HONORABLE MARYANN SUMI  
Dane County Circuit Court Judge, Branch 2