

UNITED STATES DISTRICT COURT

for the

Eastern District of Wisconsin

Citizens for Responsible Government
Advocates, Inc.,

Plaintiff,

v.

Thomas Barland, in his official
capacity, et al.

Defendants.

Case No. 14-C-01222

**DECLARATION OF DANIEL KELLY IN SUPPORT OF CIVIL L. R. 7(h)
EXPEDITED NON-DISPOSITIVE MOTION TO AMEND BRIEFING ORDER
OF OCTOBER 8, 2014**

I, Daniel Kelly, pursuant to 28 U.S.C. 1746, declare as follows:

1. I am counsel for the State of Wisconsin by special appointment under the terms of Wis. Stat. 14.11(2)(a)2. to represent the State's interests and appear for and defend the named Defendants in the above-captioned case.

2. Although I have been in conversations with the Governor's designee regarding this appointment since Thursday night, October 9, 2014, the contract governing my appointment was not finalized until yesterday.

3. I have had brief conversations with a few of the named defendants, but I have not yet been able to speak with most of them.

4. I have been diligently collecting the material necessary to respond to the motion for preliminary injunction, and developing a considered response to the important questions raised by the plaintiffs.

5. Given the amount of work necessary to develop a response that adequately addresses the plaintiff's motion, it will not be possible to file a memorandum within the constraints established by this Court's Order of October 8, 2014.

6. Additionally, responding to the motion for preliminary injunction will require addressing facts, circumstances and documents that are under seal pursuant to orders of the courts of Wisconsin. Consequently, the care and diligence needed to develop a response that respects those restrictions will require more time than usual.

7. In my opinion, the State will be prejudiced in its ability to address the motion for preliminary injunction if it must file a memorandum before October 20, 2014.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: October 14, 2014

s/ Daniel Kelly

Daniel Kelly
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