

2. LWVWI is a nonpartisan organization with approximately 2,200 members. LWVWI works with and through its 20 local Leagues across the state, serving voters regardless of partisan affiliation. (Dkt. 53, Newcomer Aff. ¶4.)

3. Individual League members invest substantial time and effort in voter training and civic engagement activities, including voter registration and get-out-the-vote (“GOTV”) efforts. LWVWI has developed the statewide Election Observation Program and the Voter411 voter guide. LWVWI also devotes substantial time and effort to ensuring that government works as effectively and fairly as possible at every level. (Dkt. 53, Newcomer Aff. ¶5.)

4. LWVWI offers guidance, resources, materials, trainings, and financing in support of the local Leagues and their activities, which include efforts to educate the public on how to cast ballots in person and absentee by mail. (Dkt. 53, Newcomer Aff. ¶12.)

5. LWVWI serves tens of thousands of voters, through in-person voter registration assistance to complete online and paper registrations. In 2020-2021, LWVWI engaged in a variety of voter service activities within Waukesha County, including: (1) sending out 1,688 GOTV postcards with absentee voting information to Waukesha County residents; (2) making 8,083 contacts sharing information about absentee voting via a texting campaign; (3) receiving 959 visits to its Vote411 voter guide, which included drop box locations within Waukesha County, leading up to the November 2020 election; and (4) volunteering as election observers. (Dkt. 53, Newcomer Aff. ¶13.)

6. The League will suffer irreparable harm to its organizational interests, as well as to the interests of its members, absent a stay.

7. The current injunction and the absence of WEC guidance on absentee ballot witness certificates threatens to create widespread confusion and potential disenfranchisement, threatening the League's core interest in making sure that all qualified voters—regardless of partisan affiliation or candidate choice—can have their voice heard.

8. The injunction and absence of guidance also creates a substantial risk that League members and the voters the League serves will be disenfranchised (1) without having committed any error themselves and (2) without any notice that their absentee ballot will not be counted. As set forth in WCDP's Motion, the disenfranchisement is "the paradigmatic irreparable harm." (Motion, ¶¶31.) The League's approximately 2,200 members—as well as the tens of thousands of voters the League educates and mobilizes—now face this irreparable harm.

9. Additionally, as set forth above and in the League's papers in support of its intervention (Dkt. 51, 53-54) and in its response to the motions for temporary injunctions (Dkt. 93), the League expended considerable time, money, and energy over the past six years on advocating for the guidance, which will be barred unless the injunction is stayed.

10. The League also has spent, and continues to spend, considerable resources on voter education regarding absentee voting processes, some of which will

be affected by this injunction. Absent a stay, this critical work will be substantially disrupted in the midst of an election.

For these reasons, and for the reasons stated in the Motion, the League of Women Voters of Wisconsin joins WCDP's Motion for Stay of the Temporary Injunction Pending Appeal and requests that the Court stay the temporary injunction.

Respectfully submitted September 8, 2022

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