

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WISCONSIN**

RUTHELLE FRANK, et al., on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

SCOTT WALKER, in his official capacity as
Governor of the State of Wisconsin, et al.,

Defendants.

Civil Action No. 2:11-cv-01128 (LA)

**ORAL ARGUMENT
REQUESTED**

**PLAINTIFFS' MOTION FOR PERMANENT INJUNCTION,
CLASS CERTIFICATION, AND JUDGMENT ON REMAINING AS-APPLIED CLAIMS**

Plaintiffs, through their counsel, respectfully move this Court to grant Plaintiffs' pending motion for class certification with respect to Classes 1, 3, 4, and 6, enter judgment in favor of Plaintiffs on their claims asserted on behalf of such classes, and enter judgment and a permanent injunction requiring Defendants and their agents to:

- (1) Accept the following photo identification documents for purposes of voting:
 - a. A photo identification card issued by the U.S. Department of Veterans Affairs;
 - b. An unexpired photo identification card issued by a "technical college," as that term is defined in Wis. Stat. § 38.001, that is accredited as defined in Wis. Stat. § 39.30(1)(2), that contains the date of issuance and signature of the individual to whom it is issued and that contains an expiration date indicating that the card expires no later than 2 years after the date of issuance if the individual establishes that he or she is enrolled a student at the technical college on the date that the card is presented; and
 - c. An operator's license issued by any state that is unexpired or if expired has expired after the date of the most recent general election.

- (2) Permit electors without the required forms of photo identification to vote on the same terms as electors with such identification if the elector executes an affidavit that affirms their identity, states that he or she lacks one of the required proofs of identification, states that he or she has a reasonable impediment to obtaining ID and identifies which impediment that is from a list included on the affidavit form;
- (3) Send individualized, mailed notice to each registered voter listed in the Statewide Voter Registration System database, and inform them clearly and in language appropriate for persons with limited education about Act 23's requirements, how they can obtain ID if necessary, this Court's injunction, and any exemptions that might apply; and
- (4) Send individualized, mailed notice to each registered voter currently or previously listed on a permanent absentee list and to each facility, including but not limited to nursing homes and group homes, and inform them clearly that they (or their residents) may be exempt from Act 23 and how to vote if they are exempt, and also how they can obtain ID if they are not exempt.

In support of this Motion, Plaintiffs concurrently submit a Memorandum of Law in support of the Motion and a Proposed Order, which are hereby incorporated within this Motion by reference.

Dated this 26th day of March 2015,

Respectfully submitted,

/s/ Sean J. Young

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