

United States Court of Appeals
For the Seventh Circuit
Chicago, Illinois 60604

October 13, 2020

Before

FRANK H. EASTERBROOK, *Circuit Judge*


ILANA DIAMOND ROVNER, *Circuit Judge*

AMY J. ST. EVE, *Circuit Judge*

CERTIFIED COPY

A True Copy

Teste:


Deputy Clerk
of the United States
Court of Appeals for the
Seventh Circuit

Nos. 20-2835 & 20-2844

DEMOCRATIC NATIONAL COMMITTEE, *et al.*,
Plaintiffs-Appellees,

v.

MARGE BOSTELMANN, SECRETARY OF THE
WISCONSIN ELECTIONS COMMISSION, *et al.*,
Defendants,

and

WISCONSIN STATE LEGISLATURE, REPUBLICAN
NATIONAL COMMITTEE, and REPUBLICAN PARTY
OF WISCONSIN,
Intervening Defendants-Appellants.

Appeals from the United States
District Court for the Western
District of Wisconsin.

Nos. 20-cv-249-wmc, *et al.*
William M. Conley, *Judge.*

Order

Our opinion of September 29, 2020, directed intervenors Republican National Committee and Republican Party of Wisconsin (the political-party intervenors) to show

cause why their appeal (No. 20-2844) should not be dismissed. Their response has been received, and the matter is ready for disposition.

The response is devoted almost entirely to supporting the proposition that the political-party intervenors possess standing to litigate. But that is not the question. Our opinion flagged a different issue: whether they are aggrieved by the district court's judgment. Only litigants aggrieved by a judgment are entitled to appeal. As we stated:

The district court did not order [the political-party intervenors] to do something or forbid them from doing anything. Whether the deadline for online registration (for example) is October 14 or October 21 does not affect any legal interest of either organization. Neither group contends that the new deadlines established by the district court would violate the constitutional rights of any of their members. The political organizations themselves do not suffer any injury caused by the judgment. See *Transamerica Insurance Co. v. South*, 125 F.3d 392, 396 (7th Cir. 1997).

The parties' response to our order to show cause does not contend that any of these statements is mistaken, and particularly it does not contend that Wisconsin's rules for voting, as altered by the district court's injunction, violate any constitutional right of the parties or any of their members. It follows that the parties' appeal must be dismissed.

The appeal by the State Legislature (No. 20-2835) remains pending. The Republican National Committee and the Republican Party of Wisconsin are free to present their arguments in defense of the state statutes as amici curiae in that appeal.

UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse
Room 2722 - 219 S. Dearborn Street
Chicago, Illinois 60604



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Phone: (312) 435-5850
www.ca7.uscourts.gov

NOTICE OF ISSUANCE OF MANDATE

November 4, 2020

To: Peter Oppeneer
UNITED STATES DISTRICT COURT
Western District of Wisconsin
Madison , WI 53703-0000

No. 20-2844	<p>DEMOCRATIC NATIONAL COMMITTEE, et al., Plaintiffs - Appellees</p> <p>v.</p> <p>MARGE BOSTELMANN, et al., Defendants</p> <p>and</p> <p>REPUBLICAN NATIONAL COMMITTEE and REPUBLICAN PARTY OF WISCONSIN, Intervening Defendants - Appellants</p> <p>SYLVIA GEAR, et al., Plaintiffs - Appellees</p> <p>v.</p> <p>MARGE BOSTELMANN, et al., Defendants</p> <p>and</p> <p>REPUBLICAN NATIONAL COMMITTEE and REPUBLICAN PARTY OF WISCONSIN,</p>
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	<p>Intervening Defendants - Appellants</p> <p>CHRYSTAL EDWARDS, et al., Plaintiffs - Appellees v.</p> <p>WISCONSIN STATE LEGISLATURE, et al., Defendants</p> <p>and</p> <p>REPUBLICAN NATIONAL COMMITTEE and REPUBLICAN PARTY OF WISCONSIN, Intervening Defendants - Appellants</p> <p>JILL SWENSON, et al., Plaintiffs - Appellees v.</p> <p>MARGE BOSTELMANN, et al., Defendants</p> <p>and</p> <p>REPUBLICAN NATIONAL COMMITTEE and REPUBLICAN PARTY OF WISCONSIN, Intervening Defendants - Appellants</p>
Originating Case Information:	
<p>District Court No: 3:20-cv-00249-wmc Western District of Wisconsin District Judge William M. Conley</p>	
Originating Case Information:	
<p>District Court No: 3:20-cv-00278-wmc Western District of Wisconsin District Judge William M. Conley</p>	
Originating Case Information:	
<p>District Court No: 3:20-cv-00340-wmc Western District of Wisconsin District Judge William M. Conley</p>	
Originating Case Information:	

District Court No: 3:20-cv-00459-wmc
Western District of Wisconsin
District Judge William M. Conley

Herewith is the mandate of this court in this appeal, along with the Bill of Costs, if any. A certified copy of the opinion/order of the court and judgment, if any, and any direction as to costs shall constitute the mandate.

RECORD ON APPEAL STATUS:

No record to be returned

NOTE TO COUNSEL:

If any physical and large documentary exhibits have been filed in the above-entitled cause, they are to be withdrawn ten (10) days from the date of this notice. Exhibits not withdrawn during this period will be disposed of.

Please acknowledge receipt of these documents on the enclosed copy of this notice.

Received above mandate and record, if any, from the Clerk, U.S. Court of Appeals for the Seventh Circuit.

Date:

Received by:

form name: c7_Mandate(form ID: 135)