



Adam Foltz &lt;adamfoltz@gmail.com&gt;

## Gaddie & Hispanic

4 messages *34*

Jim Troupis <jrtroupis@trouplawoffice.com>

Mon, Jun 13, 2011 at 8:25 AM

To: tottman@gmail.com, Adam Foltz <adamfoltz@gmail.com>

Cc: Eric McLeod <emmcleod@michaelbest.com>, Sarah Troupis <setroupis@trouplawoffice.com>

Good Morning Tad and Adam,

Sounds like the latest map went well with the leadership. Congratulations on walking that fine line...

Gaddie was gone last week, as you know, on a cruise. Did you talk with him about this week?

Also, Adam—were you able to prepare those materials for the MALDF? I would like to send them today, if that is possible.

Hope you had a great weekend. Let me know the schedule for this week when you have a moment.

Jim

James R. Troupis

Troupis Law Office LLC

[jtroupis@trouplawoffice.com](mailto:jtroupis@trouplawoffice.com)

ph. [608-807-4096](tel:608-807-4096)

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*35*  
McLeod, Eric M (22257) <EMMcLeod@michaelbest.com>

Mon, Jun 13, 2011 at 8:38 AM

To: "jrtroupis@trouplawoffice.com" <jrtroupis@trouplawoffice.com>, "tottman@gmail.com" <tottman@gmail.com>,

"AdamFoltz@gmail.com" <AdamFoltz@gmail.com>

Cc: "setroupis@trouplawoffice.com" <setroupis@trouplawoffice.com>

Keith will be here mid-morning today.

-----  
Eric M. McLeod

Michael Best & Friedrich LLP

[608 283-2257](tel:608-283-2257) (Office)

[608 692-1371](tel:608-692-1371) (Cell)

[emmcleod@michaelbest.com](mailto:emmcleod@michaelbest.com)

**From:** Jim Troupis [mailto:[jrtroupis@trouplawoffice.com](mailto:jrtroupis@trouplawoffice.com)]

**Sent:** Monday, June 13, 2011 08:25 AM

**To:** [tottman@gmail.com](mailto:tottman@gmail.com) <[tottman@gmail.com](mailto:tottman@gmail.com)>; Adam Foltz <[adamfoltz@gmail.com](mailto:adamfoltz@gmail.com)>

**Cc:** McLeod, Eric M (22257); Sarah Troupis <[setroupis@trouplawoffice.com](mailto:setroupis@trouplawoffice.com)>

**Subject:** Gaddie & Hispanic

[Quoted text hidden]

\*\*\*\*\*

2/15/11

Gmail - Gaddie & Hispanic

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---

**Adam Foltz <adamfoltz@gmail.com>**

Mon, Jun 13, 2011 at 9:56 AM

To: Jim Troupis <jrtroupis@troupislawoffice.com>

36  
Had a technical error, wrapping up the packet right now.

[Quoted text hidden]

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**Adam Foltz <adamfoltz@gmail.com>**

Mon, Jun 13, 2011 at 11:07 AM

To: Jim Troupis <jrtroupis@troupislawoffice.com>

37  
Jim,

Let me know if this is sufficient.

Adam

On Mon, Jun 13, 2011 at 8:25 AM, Jim Troupis <jrtroupis@troupislawoffice.com> wrote:

[Quoted text hidden]



**Milwaukee Hispanic Districts Packet.pdf**

646K

## **Memo [Privileged/Confidential]**

32

To: Tad Ottman & Adam Foltz

Cc: Eric McLeod

From: Jim Troupis

Date: 12/15/2011

Re: Map Evaluation

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Per our discussions last week, we should test the future maps against a number of criteria. Some of these you already have in the system, and I've not included all.

### I.) Population: Deviation from perfect by district.

-Note: When there are other issues about criteria, e.g. political gerrymandering & race, we will want to make sure that those districts that may be most questioned meet Population criteria as closely as possible.

### II.) African American Concentration.

- a.) % population/%voting age.
- b.) Change over 10 years in % population/%voting age
- c.) Protection of incumbent Minority legislators—no pairings that jeopardize a sitting legislator.
- d.) Minimal change in actual area of the districts.
- e.) Expected arguments for and against the proposed district

### III.) Hispanic Concentration

- a.) % population/% voting age
- b.) Change over 10 years in % population/% voting age
- c.) Projected growth in an outside the proposed districts

- d.) Protection of incumbent Hispanic legislators
- e.) Expected arguments for and against the proposed district

#### IV.) Counties, Cities, Towns split

- a.) Overall splits.
- b.) Comparative splits to past court approved maps
- c.) Particular examination of districts with incumbent pairings, political sensitivity or significant change for splits

#### V.) Political Change

- a.) Determination of Political criteria applied
- b.) Incumbent protection—who is and is not protected/jeopardized
- c.) Alternative political criteria applied
- d.) R pairs/D pairs—what number? Is it a leader?
- e.) Defense showing that the D's can still win a majority—i.e. sufficient districts in the winnable category.

#### VI.) Senate Disenfranchisement

- a.) Number of voters who will miss a cycle.
- b.) Concentration of those voters missing a cycle—note the districts to determine if there are other areas of concern (population, race etc.) for those districts.
- c.) Any complete renumbering? If so, why? Is there an alternative?
- d.) Comparison to prior court approved maps.



Adam Foltz &lt;adamfoltz@gmail.com&gt;

## Good Meeting

8 messages

**Jim Troupis** <jrtroupis@troupislawoffice.com>

Mon, Jan 31, 2011 at 10:48 PM

To: tottman@gmail.com, adamfoltz@gmail.com

Cc: "McLeod, Eric M (22257)" &lt;EMMcLeod@michaelbest.com&gt;, Sarah Troupis &lt;setroupis@troupislawoffice.com&gt;

*21*  
Tad & Adam,

Thank you for a good set of meetings today. Now, off to the races.

On the task list: I sent a note tonight to Joe for specifics of his proposal. You will then need to take that to the Speaker/Maj. Leader to approve one of the options. I have drafted a retention last week, and will redo it to fit whatever is agreed to.

Prof. Gaddie: I have drafted a retention letter. I'll revise and circulate to Eric to review before sending it to Gaddie.

Prof. Grofman: I'll keep trying to make contact.

Bills: Appears to be resolved. Monthly statement of amount due from the Trust—a one line total—from MB&F. Once initialed MB&F will issue appropriate payments.

Meetings with Legislators: You are each about to start those.

Am I missing anything?

Jim T.

---

**tottman** <tottman@gmail.com>

Tue, Feb 1, 2011 at 10:30 AM

To: Jim Troupis &lt;jrtroupis@troupislawoffice.com&gt;

Cc: adamfoltz@gmail.com, "McLeod, Eric M (22257)" &lt;EMMcLeod@michaelbest.com&gt;, Sarah Troupis &lt;setroupis@troupislawoffice.com&gt;

*22*  
Thanks Jim,

I thought the meetings went well.

I wanted to let you know that we have from LTSB an excel spreadsheet with election data by ward for all statewide, congressional and legislative races going back to 2000. We can forward that to Prof. Gaddie if that would be helpful to him.

Tad

[Quoted text hidden]

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**McLeod, Eric M (22257)** <EMMcLeod@michaelbest.com>

Tue, Feb 1, 2011 at 4:51 PM

To: "adamfoltz@gmail.com" &lt;adamfoltz@gmail.com&gt;

Adam,

*23*

If you're around tomorrow, let me know. I'd like to discuss some organization and process issues with you.

Regards,

EMM

Eric M. McLeod  
 Michael Best & Friedrich LLP  
 One S. Pinckney St., Suite 700  
 Post Office Box 1806  
 Madison, WI 53701-1806  
 (608) 257-3501 (firm)  
 (608) 283-2257 (direct)  
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 (608) 283-2275 (fax)  
 emmcleod@michaelbest.com  
 www.michaelbest.com

---

**From:** tottman [mailto:[tottman@gmail.com](mailto:tottman@gmail.com)]  
**Sent:** Tuesday, February 01, 2011 10:31 AM  
**To:** Jim Troupis  
**Cc:** [adamfoltz@gmail.com](mailto:adamfoltz@gmail.com); McLeod, Eric M (22257); Sarah Troupis  
**Subject:** Re: Good Meeting

[Quoted text hidden]

\*\*\*\*\*  
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Tue, Feb 1, 2011 at 5:33 PM

**Adam Foltz** <[adamfoltz@gmail.com](mailto:adamfoltz@gmail.com)>  
 To: "McLeod, Eric M (22257)" <[EMMcleod@michaelbest.com](mailto:EMMcleod@michaelbest.com)>

Eric,

I plan on being in tomorrow, but probably not by the normal 8:30, as I plan on giving it a couple of hours for the traffic to clear up. I'll let you know once I'm in.

Adam  
 [Quoted text hidden]

2/15/11

Gmail - Good Meeting

Tue, Feb 1, 2011 at 5:36 PM

**McLeod, Eric M (22257) <EMMcLeod@michaelbest.com>**

To: "AdamFoltz@gmail.com" <AdamFoltz@gmail.com>

jb Sound great. Thanks, EMM

Eric M. McLeod  
Michael Best & Friedrich LLP  
[608 283-2257](tel:6082832257) (Office)  
[608 692-1371](tel:6086921371) (Cell)  
[emmcleod@michaelbest.com](mailto:emmcleod@michaelbest.com)

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**From:** Adam Foltz [mailto:[adamfoltz@gmail.com](mailto:adamfoltz@gmail.com)]

**Sent:** Tuesday, February 01, 2011 05:33 PM

**To:** McLeod, Eric M (22257)

**Subject:** Re: FW: Good Meeting

[Quoted text hidden]

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**McLeod, Eric M (22257) <EMMcLeod@michaelbest.com>**

Wed, Feb 2, 2011 at 9:56 AM

To: "AdamFoltz@gmail.com" <AdamFoltz@gmail.com>

jb Adam,

I will likely make it in later this morning. My house was literally drifted in, couldn't open doors. It's like that all over obviously. Just finished shoveling and plowing. If you're in, great; if not, we'll talk when convenient.

EMM

Eric M. McLeod  
Michael Best & Friedrich LLP  
One S. Pinckney St., Suite 700  
Post Office Box 1806  
Madison, WI 53701-1806  
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[\(608\) 692-1371](tel:6086921371) (cell)  
[\(608\) 283-2275](tel:6082832275) (fax)  
[emmcleod@michaelbest.com](mailto:emmcleod@michaelbest.com)  
[www.michaelbest.com](http://www.michaelbest.com)

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**From:** McLeod, Eric M (22257)

**Sent:** Tuesday, February 01, 2011 5:37 PM

**To:** 'AdamFoltz@gmail.com'

[Quoted text hidden]

[Quoted text hidden]

2/15/11

Gmail - Good Meeting

[Quoted text hidden]

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Adam Foltz <adamfoltz@gmail.com>

Wed, Feb 2, 2011 at 11:09 AM

"McLeod, Eric M (22257)" <EMMcLeod@michaelbest.com>

Eric,

27 No worries, I just got in myself. My schedule is wide open for the rest of the day, so let me know when you want to get together.

Adam

[Quoted text hidden]

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McLeod, Eric M (22257) <EMMcLeod@michaelbest.com>

Thu, Feb 3, 2011 at 11:01 AM

To: Adam Foltz <adamfoltz@gmail.com>

28 Adam,

My day yesterday didn't go as planned. Let me know if you're around today.

Thanks,

EMM

Eric M. McLeod

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**From:** Adam Foltz [mailto:[adamfoltz@gmail.com](mailto:adamfoltz@gmail.com)]

**Sent:** Wednesday, February 02, 2011 11:09 AM

[Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden]



Adam Foltz &lt;adamfoltz@gmail.com&gt;

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**MALDEF**

2 messages

**Jim Troupis <jrtroupis@trouplawoffice.com>**

Mon, Jul 11, 2011 at 2:24 PM

To: tottman &lt;tottman@gmail.com&gt;, adamfoltz@gmail.com

Cc: rptaffora@michaelbest.com, "McLeod, Eric M (22257)" &lt;EMMcLeod@michaelbest.com&gt;

1 Tad &amp; Adam,

I spoke to the attorneys at MALDEF. They have been working with the maps and would like to propose a middle ground where 8 has 65% Tot pop/60% VAP and 9 has 60% TotPop/53% VAP. (and North District/South District configuration.) They are sending me their proposal and would like to talk again tomorrow. I'll send that as soon as I have it so you can see if it would work.

They are also reaching out today to Milwaukee connections in the Latino community so this will likely become a more dynamic process.

They will certainly consider testifying, but need to know when (Wens or Fri and the process).

Jim

Troupis Law Office LLC

7609 Elmwood Ave

Suite 102

Middleton, WI 53562

608.807.4096[jrtroupis@trouplawoffice.com](mailto:jrtroupis@trouplawoffice.com)

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**tottman <tottman@gmail.com>**

Mon, Jul 11, 2011 at 2:27 PM

To: Jim Troupis &lt;jrtroupis@trouplawoffice.com&gt;

18

2/15/11

Gmail - MALDEF

Cc: adamfoltz@gmail.com, rptaffora@michaelbest.com, "McLeod, Eric M (22257)" <EMMcLeod@michaelbest.com>

Jim,

This is a map I worked on over the weekend that has AD 8 at 60% VAP and 9 at about 54% VAP. It will be interesting to see how this compares with what they have come up with.

Speaking with Sen Zipperer, he wants to proceed with a Wednesday hearing.

[Quoted text hidden]



**AD 8 and 9 60-54 split.pdf**

55K

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DRAFT TESTIMONY

Eileen Bruskevitz

- 14
- I.) Personal Background.
    - a. Name, Residence, Public positions (not political)—County Supervisor
    - b. Reviewed the Proposed Maps and am here to testify in SUPPORT.
  - II.) Population.
    - a. Shifts in population made for some difficult choices. Here the maps satisfy all those criteria for population.
    - b. Especially difficult in Madison area where there have been enormous changes.
    - c. Excellent work in getting to best districts possible
      - i. At county level this has been a real problem, as they vary districts by 10% total (5 up or down).
      - ii. You demonstrate it can be done better.
  - III.) Communities of Interest.—Dane County has many and important distinct units.
    - a. City of Madison—Important to keep it together.
      - i. Here, there are \_\_\_ Assembly and \_\_\_ Senate Districts wholly within the City.
      - ii. Suburban and Rural nature of parts of the County
      - iii. Some of those Suburban areas are now combined, and rural areas appear to have been kept together. That is a real positive.



Adam Foltz &lt;adamfoltz@gmail.com&gt;

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**RE: Testimony from Madison--Bruskewitz**

1 message

**Jim Troupis** <jrtroupis@trouplawoffice.com>

Mon, Jul 11, 2011 at 5:03 PM

To: tottman &lt;tottman@gmail.com&gt;

Cc: "McLeod, Eric M (22257)" &lt;EMMcLeod@michaelbest.com&gt;, "Taffora, Raymond P (22244)" &lt;rptaffora@michaelbest.com&gt;, adam foltz &lt;adamfoltz@gmail.com&gt;

\ \ Tad &amp; Adam,

Here is draft testimony for Madison areas by Eileen. You will need to fill in the needed specifics.

Jim

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608.807.4096jrtroupis@trouplawoffice.com

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**From:** tottman [mailto:[tottman@gmail.com](mailto:tottman@gmail.com)]**Sent:** Monday, July 11, 2011 4:30 PM**To:** Jim Troupis**Cc:** McLeod, Eric M (22257); Taffora, Raymond P (22244); adam foltz**Subject:** Re: Testimony from Milwaukee

12

I left a voice mail for Eileen to call me back.

In terms of prepping them on specifics, what do we want them to testify on? I assume not minority districts. Communities of interest? Population trends?

Are there subjects we do not want them to touch on?

On Mon, Jul 11, 2011 at 4:26 PM, Jim Troupis <[jrtroupis@troupislawoffice.com](mailto:jrtroupis@troupislawoffice.com)> wrote:

Tad & Adam,

Bob and I talked and I began to brief him. He is expecting a call from one of you to walk him thru specifics. You will need to coordinate who is going to testify, and, unfortunately, you will need to prep people on specifics. We can give them talking points, but on the specifics, you'll know better than any of us.

Also, let me know when you have talked to Eileen. Again, she should limit her comments to things she understands, but she will not know the map (nor did Bob).

Thanks.

Jim

Troupis Law Office LLC

7609 Elmwood Ave

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Middleton, WI 53562

608.807.4096

[jrtroupis@troupislawoffice.com](mailto:jrtroupis@troupislawoffice.com)

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**From:** tottman [mailto:[tottman@gmail.com](mailto:tottman@gmail.com)]

**Sent:** Monday, July 11, 2011 3:49 PM

**To:** McLeod, Eric M (22257); Jim Troupis; Taffora, Raymond P (22244)

**Cc:** adam foltz

**Subject:** Testimony from Milwaukee

13

Rich Zipperer contacted Bob Spindel, who is on the Milwaukee Elections Commission, about testifying in favor of the map. Bob was going to reach out to Gerard Randall and Manny Perez about them testifying as well.

2/15/11

Gmail - RE: Testimony from Madison--Bruskewitz

Bob would like someone to call him and walk through what his testimony should cover. I thought one of the attorneys would be best for that. Bob's number is 414.276.6331. If you mention that either Rich Zipperer or I asked to call, he will know what the call is about.

A call after 4:15 today should give him enough time to reach out to Gerard and Manny.

Is one of you able to make that call?

Thanks,

Tad



**DRAFT TESTIMONY Bruskewitz.docx**

15K

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Adam Foltz &lt;adamfoltz@gmail.com&gt;

## Latino Voices will be there

8 messages

**Jim Troupis** <jrtroupis@trouplawoffice.com>

Tue, Jul 12, 2011 at 3:45 PM

To: tottman &lt;tottman@gmail.com&gt;, adamfoltz@gmail.com

Cc: "McLeod, Eric M (22257)" &lt;EMMcLeod@michaelbest.com&gt;, rptaffora@michaelbest.com

/ Tad &amp; Adam,

You can let the chair know that Manny Perez and others from the Latino community will be there to testify for a 60-54 map. You will need to have a large map showing that district—you should prepare that and bring it with. You should still, I think talk about the three alternatives. That way it looks like what it is—and effective negotiation of something the community wants.

Congratulations!

Manny is talking right now to MALDEF to coordinate their testimony.

Jim

Troupis Law Office LLC

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608.807.4096

jrtroupis@trouplawoffice.com

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**Jim Troupis** <jrtroupis@trouplawoffice.com>

Wed, Jul 13, 2011 at 12:30 PM

To: Jim Troupis &lt;jrtroupis@trouplawoffice.com&gt;

Cc: tottman &lt;tottman@gmail.com&gt;, "adamfoltz@gmail.com" &lt;adamfoltz@gmail.com&gt;, "McLeod, Eric M (22257)" &lt;EMMcLeod@michaelbest.com&gt;, "rptaffora@michaelbest.com" &lt;rptaffora@michaelbest.com&gt;

2 Tad and Adam,  
JoCasta says she can build an influence Senate district. Don't we already have it? What is max possible versus our maps.  
Jim

Sent from my iPhone

[Quoted text hidden]

**tman** <tottman@gmail.com>

Wed, Jul 13, 2011 at 12:33 PM

To: Jim Troupis &lt;jrtroupis@trouplawoffice.com&gt;

Cc: "adamfoltz@gmail.com" &lt;adamfoltz@gmail.com&gt;, "McLeod, Eric M (22257)" &lt;EMMcLeod@michaelbest.com&gt;, "rptaffora@michaelbest.com" &lt;rptaffora@michaelbest.com&gt;

3 The proposed Senate District is 40.8% HVAP. There was no configuration we could come up with that raised that by more than about 1 percent.

[Quoted text hidden]

Taffora, Raymond P (22244) <rptaffora@michaelbest.com>

Wed, Jul 13, 2011 at 12:44 PM

"tottman@gmail.com" <tottman@gmail.com>, "jrtroupis@trouplawoffice.com" <jrtroupis@trouplawoffice.com>  
"adamfoltz@gmail.com" <adamfoltz@gmail.com>, "McLeod, Eric M (22257)" <EMMcLeod@michaelbest.com>

4 Let's get this to Zip.

From: tottman [mailto:tottman@gmail.com]

Sent: Wednesday, July 13, 2011 12:33 PM

To: Jim Troupis <jrtroupis@trouplawoffice.com>

5 Cc: adamfoltz@gmail.com <adamfoltz@gmail.com>; McLeod, Eric M (22257); Taffora, Raymond P (22244)

Subject: Re: Latino Voices will be there

[Quoted text hidden]

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man <tottman@gmail.com>

Wed, Jul 13, 2011 at 12:46 PM

From: "Taffora, Raymond P (22244)" <rptaffora@michaelbest.com>

To: "jrtroupis@trouplawoffice.com" <jrtroupis@trouplawoffice.com>, "adamfoltz@gmail.com" <adamfoltz@gmail.com>, "McLeod, Eric M (22257)" <EMMcLeod@michaelbest.com>

6 Do we want Zip to ask her for her map that does that, and then mention that nothing we looked at could increase the HVAP in the Senate seat by more than about 1% over the map as introduced?

[Quoted text hidden]

Taffora, Raymond P (22244) <rptaffora@michaelbest.com>

Wed, Jul 13, 2011 at 1:01 PM

To: "tottman@gmail.com" <tottman@gmail.com>

Cc: "jrtroupis@trouplawoffice.com" <jrtroupis@trouplawoffice.com>, "adamfoltz@gmail.com" <adamfoltz@gmail.com>, "McLeod, Eric M (22257)" <EMMcLeod@michaelbest.com>

7 Yes. Call Zip's staff and have this e-mail trail given to him.

From: tottman [mailto:tottman@gmail.com]

Sent: Wednesday, July 13, 2011 12:46 PM

To: Taffora, Raymond P (22244)

Cc: jrtroupis@trouplawoffice.com <jrtroupis@trouplawoffice.com>; adamfoltz@gmail.com <adamfoltz@gmail.com>; McLeod, Eric M (22257)

[Quoted text hidden]

[Quoted text hidden]

Jim Troupis <jrtroupis@trouplawoffice.com>

Wed, Jul 13, 2011 at 1:05 PM

tottman <tottman@gmail.com>

From: "Taffora, Raymond P (22244)" <rptaffora@michaelbest.com>, "adamfoltz@gmail.com" <adamfoltz@gmail.com>, "McLeod, Eric M (22257)" <EMMcLeod@michaelbest.com>

8 What is total pop? Is she saying 50 total pop?

Sent from my iPhone

2/15/11

Gmail - Latino Voices will be there

[Quoted text hidden]

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**tottman <tottman@gmail.com>**

**Wed, Jul 13, 2011 at 1:45 PM**

From: Jim Troupis <jrtroupis@troupislawoffice.com>, "McLeod, Eric M (22257)" <EMMcLeod@michaelbest.com>, "Taffora, Raymond P (22244)" <rtaffora@michaelbest.com>, adam foltz <adamfoltz@gmail.com>

I took another crack at drawing the Hispanic Senate seat. By using MALDEF's AD 8 and 9 and wildly gerrymandering the 7th Assembly District, I can move the HVAP in the Senate seat from 40.8 to about 42.6.

9 On Wed, Jul 13, 2011 at 1:08 PM, tottman <tottman@gmail.com> wrote:

Our map is 47.5% Hispanic total population for the senate seat.

[Quoted text hidden]

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Tad Ottman <tottman@gmail.com>

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## from prof gaddie

1 message

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Joseph Handrick <joeminocqua@msn.com>

Wed, Apr 20, 2011 at 7:34 AM

To: adam foltz <adamfoltz@gmail.com>, tad ottman <tottman@gmail.com>

SEE Keith's comments below.

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From: [rkgaddie@ou.edu](mailto:rkgaddie@ou.edu)  
To: [joeminocqua@msn.com](mailto:joeminocqua@msn.com)  
Subject: RE: Milwaukee county elections  
Date: Wed, 20 Apr 2011 03:47:20 +0000

Hey Joe-

I went ahead and ran the regression models for 2006, 2008, and 2010 to generate open seat estimates on all of the precincts. They expected GOP open seat assembly vote using the equations correlates at .96 with the 2004-2010 composite, and at a .93 level with the 2006-2010 state constitutional office composite. Both of them are running a little strong relative to one cluster of precincts -- I'll look and see if they are up north.

But, at this point, if you asked me, the power of the relationships indicates that the partisanship proxy you are using (all races) is an almost perfect proxy for the open seat vote, and the best proxy you'll come up with.

This seems to pretty much wraps up the partisanship measure debate.

Have Jim call me if he needs anything. Otherwise, I'll be tweaking the polarization analysis.

Best,  
Keith

Ronald Keith Gaddie  
Professor of Political Science  
Editor, *Social Science Quarterly*  
The University of Oklahoma  
455 West Lindsey Street, Room 222  
Norman, OK 73019-2001  
Phone [405-325-4989](tel:405-325-4989)  
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<http://socialsciencequarterly.org>

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**From:** Joseph Handrick [[joeminocqua@msn.com](mailto:joeminocqua@msn.com)]  
**Sent:** Tuesday, April 19, 2011 9:33 PM  
**To:** Gaddie, Ronald K.  
**Subject:** RE: Milwaukee county elections

We looked at the different combos today.

The 2006 and 2010 races combined tilt too much to the GOP. I thought 06 and 10 would balance but they don't. The northern seats were especially out of whack.

So I had Tad do a composite with the 2006 and 2010 state races and all the federal races from 04 to 2010 (in other words, all statewide races from 04 to 2010). This seems to work well both in absolute terms as well as seats in relation to each other.

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From: [rkgaddie@ou.edu](mailto:rkgaddie@ou.edu)

To: [joeminocqua@msn.com](mailto:joeminocqua@msn.com)

Subject: RE: Milwaukee county elections

Date: Wed, 20 Apr 2011 02:18:46 +0000

Good. I am close to having a partisan baselining for you.

Ronald Keith Gaddie

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<http://socialsciencequarterly.org>

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DISTRICT	PERSONS	PERSONS18	BLACK18	HISPANIC18	PRESREPO8	SENREPO8	ASMREPO8	PRESO8T
1	171864	129939	613	2422	41964	7305	46412	94512
2	172885	129588	1982	6311	40275	38247	40659	88811
3	172769	122214	6825	49584	19635	0	7276	58217
4	172850	120017	71175	4023	14544	4305	4865	85270
5	171939	134035	4924	4797	56047	11061	48162	105257
6	172363	122965	75326	5458	9002	2318	1957	83704
7	171989	143529	5691	9161	35124	1348	15883	97570
8	171843	131154	3908	2257	59727	48967	61675	106770
9	172696	132645	1341	3830	44928	7368	37196	91977
10	172066	129276	674	1731	44353	46203	45078	90837
11	172358	131750	1132	7357	49577	17196	52859	90989
12	171689	134117	580	1648	42416	46243	46287	92599
13	172751	129923	905	5167	42986	0	45696	88501
14	172033	133908	1851	3141	39891	42580	44796	85135
15	171691	128786	5475	7256	29740	0	26653	84303
16	172578	130730	5738	5153	28963	0	11827	96337
17	171984	132381	1241	2204	31300	590	39856	81555
18	172179	136129	4059	3524	41131	39806	43034	86389
19	172957	132392	1415	4536	39576	5649	45651	90794
20	172832	130736	794	3160	60594	58191	44452	97985
21	172289	131446	5145	5827	47153	12560	37923	92648
22	172646	126150	17045	18263	24804	13598	10164	77470
23	172302	128828	1145	2330	35932	5331	39613	81769
24	172706	135610	1329	2697	35930	24133	30472	90970
25	173072	136834	807	1364	37596	1783	13381	94593
26	172237	144555	7733	7453	19529	0	3797	109333
27	171960	129912	3764	6714	29379	8540	27410	91325
28	172200	135784	3230	5435	54301	47301	58392	98636
29	171726	130822	634	1721	39312	814	40991	86836
30	171800	132553	1741	4379	37724	34359	42594	84373
31	173237	136403	1245	2842	34752	5095	37206	90116
32	172305	132768	1490	1627	33727	44518	30472	89657
33	172073	129512	1441	6449	60370	37	66475	97922

ASM08T	SEN08T	PRESREPO4	PRES_TO04	ASMREP10	AGREP10	AG10T	SOS10R	ST10R	SOS10T	ST10T
0	0	49120	91003	42709	42750	67484	33250	38208	66360	65874
0	0	47920	86256	38370	40426	62649	31563	36322	61572	61219
0	0	24892	62404	7789	17429	36721	13028	14520	35675	35701
0	0	21315	83670	8582	14352	58423	10588	11798	57626	57416
0	0	63450	107573	41755	53578	81668	44884	49169	79689	79345
0	0	11484	79600	1740	8597	53104	6350	6943	52452	52282
0	0	40468	98725	28495	31800	67058	25143	28113	65330	65154
0	0	65144	105981	57759	58238	85388	49942	54023	83746	83322
0	0	50775	91463	35295	44786	66763	35156	39538	65806	65180
605	0	45974	88905	34607	34007	56726	32568	32846	56626	56318
0	0	54067	88137	45177	46129	65190	40601	42820	64344	63972
0	0	51396	94865	40983	42188	65913	34434	37769	65094	64425
0	0	49308	86742	41157	42717	64673	35239	38355	63590	62995
0	0	49694	88437	38950	39277	60639	32220	35262	59740	59150
0	0	36206	85722	28924	29613	54864	23041	26000	54275	53740
0	0	35659	92986	17390	33853	73965	24783	28757	72635	71442
0	0	41676	85311	32840	33388	56422	26418	29420	55477	54770
0	0	50081	88009	37988	38582	59288	32262	34583	58599	57995
0	0	48272	89913	42886	39050	63176	31907	35539	62387	61830
0	0	64925	97066	61078	57881	76246	50880	53855	75288	74801
0	0	51555	89876	35878	43033	65607	36874	39975	64745	64270
0	0	30267	78423	5897	21427	46339	17619	19437	45950	45368
0	0	42460	83963	36245	34558	56443	28907	31215	56007	55431
0	0	43468	91910	29507	36235	63106	29454	32051	62531	61349
0	0	42354	96892	30911	33918	64580	28757	30345	63987	63205
0	0	25228	107583	7924	21950	81787	16570	19487	80183	78836
0	0	35500	88236	25584	33482	68673	25233	29129	67328	66315
0	0	58610	99431	49577	50597	74577	41455	45319	72463	72417
0	0	46816	87889	36189	38899	62157	31853	35217	61755	60644
0	0	46822	87872	37070	36556	57714	29367	32667	56929	56456
3494	0	41036	91551	27991	32063	58748	26901	28810	58155	57639
0	0	40809	89376	32535	32104	60286	27366	29912	59988	59224
0	0	64673	96220	57189	57234	75933	50525	53831	74698	74412

GOVREP10	GOV10T	GOV_REP06	AG_REP06	TRS_REP06	SEC_REP06	GOV_T06	AG06T	SEC06T	TRS06T
38503	68705	35400	37649	36170	26484	10946	70761	68945	69272
35723	63793	33613	35494	33069	25681	20709	65003	63173	62568
16085	38379	15128	16634	13143	11193	18239	38435	37508	37194
12570	60290	13322	14754	12314	10049	34646	50541	49662	49213
51190	84317	46030	49068	44094	38571	48188	81533	79500	78615
6928	54959	7562	8478	6911	5968	27838	46580	45600	45159
29755	69865	26421	28871	23858	20143	40807	68926	67204	66374
55715	87422	46931	50224	46234	39967	23251	81475	79546	78591
42772	68080	36780	39058	34125	27506	16779	69243	67557	66690
33712	57522	26713	26030	25380	23955	5819	56414	56166	55716
44626	66475	36503	38566	34758	31237	11414	62371	61312	60697
38687	66994	34078	37938	33399	27073	12282	68594	67187	66342
39544	65816	32921	36842	33362	27904	15333	63410	62155	61353
35272	61561	33152	36777	33874	27199	11909	64289	62588	62079
26064	55840	21983	24612	21885	17880	25058	58129	57090	56394
27212	75152	23248	28954	27063	18991	27714	71301	68828	68341
29979	57838	25454	30013	26200	20351	10498	57883	55990	55073
35003	60745	31873	35239	31164	25764	26261	61574	60232	59344
35082	64381	33268	36371	36546	27403	23104	68291	66283	65979
56444	77555	46381	49137	44893	39252	19453	72187	70736	70121
41051	67048	34557	36116	32272	28051	13973	64199	62727	62067
19847	47495	18077	18947	16331	14152	25762	48574	47755	46976
32411	57438	26548	28928	26042	21516	8300	58509	57656	56751
33435	64673	27377	32037	27014	21776	14810	65791	64769	63463
31479	65476	27447	29167	25449	22647	5043	66771	65725	64784
17310	84183	15491	19039	19718	13596	59830	82862	79681	78591
27855	69917	23175	28489	26030	18870	21235	66657	64125	63405
48620	77121	41272	44233	38145	32817	36501	73385	71393	70564
36535	63307	29091	32709	28219	23675	3885	62187	61374	60260
33160	58823	31994	33587	29662	24299	11868	63032	61294	60380
29908	60041	25649	26170	24484	20891	20677	61117	59920	59241
30734	62061	25363	26109	25252	21598	29790	61408	60249	59455
55643	77384	45541	48063	44089	39321	19719	70676	69195	68580

GOV_REP02	AG_REP02	TRS_REP02	SOS_REP02	GOV02T	AG02T	TRS02T	SOS02T	USS_REP04
24713	28517	28600	23038	52298	53294	51836	52170	44017
23288	26487	26145	22151	48521	48486	46603	47206	41781
11867	13540	11632	9870	32743	32239	31410	31490	21837
12131	13083	12178	9834	44069	43041	42233	42488	18705
39243	41998	39766	35056	68982	68271	65968	66522	56875
6021	6603	6110	4986	38420	37440	36661	36855	9963
18337	21524	19085	16228	51464	51573	50223	50380	35041
38958	41538	40460	35493	67120	66426	64611	65087	58219
28067	29165	29235	24098	58296	57947	56065	56667	46742
23692	23019	23225	21153	47790	46720	46132	46493	39448
26360	29510	28262	25254	49262	48775	47888	48092	48058
24905	28538	28472	24535	57225	56083	54675	55130	44305
23509	28175	28245	23454	51547	50968	49725	50131	45515
22903	26489	28165	23867	51225	50637	48843	49544	45069
16153	19558	20280	16370	52089	51279	49992	50743	30265
16464	21384	23973	17741	56406	57346	54700	55695	30141
17458	22024	22994	18698	48924	46300	44829	45456	38101
25182	25161	26369	22733	49587	49932	47760	48345	45731
24853	30427	31030	25007	51207	52024	50723	50764	42955
34142	37241	36493	32288	57880	57306	56229	56450	59626
25319	27456	26993	23086	51346	50201	49168	49554	44210
13005	14410	13988	11625	40525	38481	37114	38093	24951
19753	22128	22932	18700	49392	48842	47722	48341	36812
18164	23212	23185	18053	55950	54555	53331	53965	38889
22597	22510	23412	19870	60626	57701	56483	57426	36011
11902	14968	18141	13045	61196	64264	60384	61494	20271
15696	20895	22895	17479	52449	53009	50579	51382	29854
32134	35120	32091	27971	60892	59909	57966	59120	51837
22953	25992	25575	21385	56453	55009	53862	54594	39154
23296	24470	24154	21305	49657	48322	46453	47197	41530
18940	21449	21846	18367	51380	50824	49309	49985	35835
18006	23099	22404	18525	50476	49200	48070	48406	35319
34681	37077	35621	32131	55633	54690	53227	53694	58376

SEN_REP06	USS10R	USS10T	USS04T	SEN06T	ALLO410REP	ALLO410TOT	ALLO410
20099	39011	69348	89936	71474	1149832	2291572	53.35%
19818	36945	64292	85048	65588	841818	2166781	53.91%
8587	16466	38415	60899	38484	1018451	2413697	38.89%
7613	12687	60393	82009	50670	909531	2597678	22.39%
31229	51078	84467	106380	81065	1105155	2761147	57.88%
4398	7073	55021	77173	46780	1142478	2753151	13.84%
15553	29945	69990	97060	69235	1549139	2930823	39.25%
32610	55612	87610	105098	81401	1598444	2768727	61.73%
21901	42251	68422	90426	69538	1462593	2530364	56.39%
21086	33468	57784	85283	57086	1439467	2527069	53.70%
25655	44138	66610	87084	62643	1505945	2596016	63.05%
20821	38688	67454	93351	69529	1433896	2574063	54.01%
22385	38940	65991	85955	63635	1277159	2464094	57.17%
21496	35503	61896	87124	64738	1139714	2571735	56.03%
13798	25368	56073	84694	58478	1052126	2513195	41.60%
14475	26474	75518	92188	71383	1183923	2557132	36.39%
15258	29540	58429	83443	58056	1298627	2477461	48.93%
20633	36206	60986	87100	62075	1594280	2684382	55.30%
21912	35396	64698	88771	68512	1634629	2723648	52.76%
32699	56184	77693	96245	72290	1428095	2528224	68.81%
22587	41167	67309	88778	64616	1148762	2322964	57.45%
10854	20030	47672	75885	49026	1057783	2321394	37.61%
16111	31978	57870	82899	59370	1196550	2516772	50.93%
16667	33289	65076	90657	67188	1037583	2861790	47.05%
19201	31139	65923	93831	67263	977834	2887207	45.04%
9762	16500	84711	106196	83648	1164609	3004462	20.98%
13948	26929	70315	87409	66770	1365277	2711293	39.01%
26099	48980	77484	98144	73212	1447374	2627714	58.50%
17969	35670	63677	87110	63174	1237149	2462227	52.79%
19060	33542	59294	86228	63868	1177002	2482343	53.21%
15618	29943	60603	89911	62122	1413506	2641969	44.84%
16349	30330	62559	88079	62239	-12998731	-26758172	44.41%
33365	55443	77576	94659	70783	-13221262	-27307698	68.87%

My name is Tad Ottman. I began working for the State Legislature in 1984, which incidentally was the session after the last time the Wisconsin Legislature passed reapportionment legislation. I currently work for Senator Fitzgerald. I have been involved in working on reapportionment after both the 1990 census and the 2000 census. Last fall Senator Fitzgerald asked me to work on reapportionment legislation necessary as a result of the 2010 census.

There are three core principles to any reapportionment plan:

1. Equal population
2. Sensitivity to minority concerns.
3. Compact and contiguous districts.

The plans we will present to you today were drawn in accordance with these principals.

Let me begin by describing for you the some of the population trends in the existing State Senate Districts. Adam Foltz will follow with a discussion of the same trends in the existing State Assembly Districts.

**TAD OTTMAN TESTIMONY:**

- I.) Personal Background
  - a. Explain your position
  - b. Describe the assignment—draw maps consistent with 3 legal principles.
- II.) The Legislative Maps--General
  - a. Exh. 1—The Senate Map -- Proposed
  - b. Exh. 2—The Assembly Map--Proposed
  - c. Exh. 3—The Population Statistics of old Assembly and Senate Districts  
--This is an overview of the need to adjust various districts. Describe the population trends and the need for adjustment.
  - d. Exh 4—2000 Population trends Map  
-If we have a graphic showing where the changes occurred (a heat map of increases that would be a good exhibit to illustrate)
- III.) The New Legislative Maps—Population
  - a.) Exh. 5—Summary of Assembly Districts Population
  - b.) Exh. 6—Summary of Senate District Populations  
  
-Describe the number and compare it to the prior court-drawn numbers to emphasize how well it has done.
- IV.) Compact & Contiguous---The New Districts.
  - a.) Exh. 7—Summary of splits

-Explain the need for splits and compare to prior maps. Point to particular cities kept together, as well as counties (need not be 'better' than in the past, just select some good ones)

b.) Describe Communities of Interest and how they are kept together.

-Racine & Kenosha.

-Madison Assembly districts

-Other examples

V.) Minority Sensitivity—Old districts

A.) Past districts

a. Exh. 8—The 2000 Districts for Milwaukee—map

-Open by describing the minority/majority districts of the Court drawn map

i. Overall Population change—Exh. 9

-Describe the population shifts.

ii. Minority Population Changes

a.) Exh. 10—Present districts Pop/VAP

b.) Exh. 11—Heat map—African American

c.) Exh. 12—Heat map—Hispanic

d.) Exh. 13—Comparison Heat map—2000-2010 population shifts

-Describe population shifts and movements, and note how that interplays with the loss of population

iii. Note the likelihood of growing Hispanic populations and assumptions about movement.

B.) New Districts.

a. African American

i. Exh. 9 – The New Assembly Districts—Milwaukee (African American)

1. Exh. 10—The minority statistics of the new districts.

2. Describe the results and compare to 2000 favorably.

ii. Exh. 11—The New Senate Districts—Milwaukee (African American)

1. Exh. 12—The minority statistics of the new districts.

2. Describe the results and compare to 2000.

b. Hispanic

- i. Exh. 13—The new Assembly & Senate Districts—Milwaukee (Hispanic) Alternative A and Exh. 14--Alternative B.
  1. Exh. 15—The minority Hispanic statistics in the new districts ALT A
  2. Exh. 16—The minority Hispanic statistics in new districts ALT B.  
--Describe the decision making issues in light of extraordinary growth and presence of an incumbent favoring ALT A, and the need for more voting age population as a basis for ALT B. Leave to the committee to decide.
  3. Discuss the Senate district and likelihood of a majority/minority seat.

VI.) Other topics of Interest.

A.) Pairings—Exh. 17 List

-point out inevitability. Point out the relative R's and D's

B.) Disenfranchisement

--Describe the present number versus the old number and how it is reasonable.

--Point out the largest reason—S.E. Wi, and note the extraordinary growth and putting two urban areas back together.

Questions and Responses:

**Why so many pairings?**

Pairings are a sometimes inevitable consequence of reapportionment and the result of compliance with the principles of equal population, compact and contiguous districts and sensitivity to minority concerns. Legislative districts are reapportioned to be in place for 10 years. Out of 132 legislators, only 35 remain today in the seats they held in 2000. That is about 75 percent turnover for the 10 years that the districts put in place after the last reapportionment were in effect.

**Why did you (split, draw, pair) X?**

There are a number of correct ways to reapportion. The reapportionment involves competing principles and choices that have to be made. This legislation represents the choices that have been made that are consistent with the legal standards required.

**Who made the decisions on how these districts were drawn?**

Senator Fitzgerald and Speaker Fitzgerald directed us to work on a reapportionment plan in consultation with legal counsel to insure that all the appropriate legal standards were followed. SB 148 is the end result of that process. Ultimately it will be up to this committee and the Legislature to decide if this proposal becomes law.

**What is the partisan makeup of these districts?**

I'm not in a position to offer testimony on the partisan makeup of these districts. The Government Accountability Board has made election data from the past 10 years available to each of the 4 caucuses through the non-partisan Legislative Technology Services Bureau.

**Who did you talk with about these maps?**

I met with Speaker and Senator Fitzgerald and consulted with attorneys and legislators as directed by them. I can't say if they consulted anyone beyond that.

**Why are you offering choices on the Hispanic districts, but not on the African American districts?**

Given the rapid growth of the Hispanic population during the ten year cycle, which is very different than other minority growth patterns, we simply thought providing a number

of alternatives would be appropriate. If there are other alternatives for other minority groups, then those can be proposed and acted on by the Committee and the legislature.

Questions and Responses:

Every question can be traced back to the principles that guide redistricting:

1. Equal Population
2. Sensitivity to Minority Concerns
3. Compact and Contiguous districts.

Different choices can be made along the way, but those criteria must be followed. SB 148 meets these criteria.

**Why so many pairings?**

Pairings are a sometimes inevitable consequence of reapportionment and the result of compliance with the principles of equal population, compact and contiguous districts and sensitivity to minority concerns. Legislative districts are reapportioned to be in place for 10 years. Out of 132 legislators, only 35 remain today in the seats they held in 2000. That is about 75 percent turnover for the 10 years that the districts put in place after the last reapportionment were in effect.

**Why did you (split, draw, pair) X?**

There are a number of ways to reapportion. Reapportionment sometimes involves competing principles and choices that have to be made. This legislation represents the choices that have been made that are consistent with the legal standards required.

**Who made the decisions on how these districts were drawn?**

We are making that decision right now. Today. The Legislature. Staff developed this bill in consultation with attorneys retained by the Senate and the Assembly to make sure that it conformed with all legal principles. The duty to pass it falls on the Legislature.

**What is the partisan makeup of these districts?**

The election data for the last 10 years was made available by the Government Accountability Board to the Legislature. All four caucuses were provided this information along with the hardware and software to use it. Everyone has the ability to draw their own conclusions and interpret how past elections may play out in the new districts. But no one has a crystal ball that will tell you how elections may play out in these districts next year, or 10 years from now when these districts will still be in effect. 10 years ago, different experts reached different conclusions about the proposed maps.

**Who did you talk with about these maps?**

Staff consulted with attorneys to make sure that all legal principles were followed in reapportioning the state.

**Why are you offering choices on the Hispanic districts, but not on the African American districts?**

Given the rapid growth of the Hispanic population during the ten year cycle, which is very different than other minority growth patterns, we simply thought providing a number of alternatives would be appropriate.

**Why were Republican Attorneys hired to draw maps but Democrats were not allowed attorneys to draw maps?**

Attorneys did not draw these maps. Staff drew them. Attorneys merely advised on the legal principles that have to be followed. Your staff has had all the same hardware, software and data available to them for over a year. The census data has been available since the end of March. I don't know what your staff has been doing with all that equipment and data. Our staff has been working on this bill.

**Why are you not drawing a 50 percent voting age Hispanic seat?**

I haven't seen a map that has a Senate seat with a 50 percent voting age Hispanic population. No one has produced one that I'm aware of.

**Why are you acting now? Why are you acting before the locals?**

Your former leader, Senator Robson, is suing the state in federal court for not acting quickly enough. This is a constitutional duty of the Legislature. If the Legislature doesn't act, the court could step in and usurp the Legislature's role. There is no reason for us to delay action and let a court do our job for us.

Questions and Responses:

Every question can be traced back to the principles that guide redistricting:

1. Equal Population
2. Sensitivity to Minority Concerns
3. Compact and Contiguous districts.

Different choices can be made along the way, but those criteria must be followed. SB 148 meets these criteria.

#### Why so many pairings?

Pairings are usually an inevitable consequence of reapportionment and the result of compliance with the principles of equal population, compact and contiguous districts and sensitivity to minority concerns. Legislative districts are reapportioned to be in place for 10 years. Out of 132 legislators, only 35 remain today in the seats they held in 2000. That is about 75 percent turnover for the 10 years that the districts put in place after the last reapportionment were in effect.

#### Why did you (split, draw, pair) X?

There are a number of ways to reapportion. The reapportionment involves competing principles and choices that have to be made. This legislation represents the choices that have been made that are consistent with the legal standards required.

#### Who made the decisions on how these districts were drawn?

We are making that decision right now. Today. The Legislature. Staff developed this bill in consultation with attorneys retained by the Senate and the Assembly to make sure that it conformed with all legal principles. The duty to pass it falls on the Legislature.

#### What is the partisan makeup of these districts?

The election data for the last 10 years was made available by the Government Accountability Board to the Legislature. All four caucuses were provided this information along with the hardware and software to use it. Everyone has the ability to draw their own conclusions and interpret how past elections may play out in the new districts. But no one has a crystal ball that will tell you how elections may play out in these districts next year, or 10 years from now when these districts will still be in effect. 10 years ago different experts offered wildly different opinions on how the proposed maps would perform politically.

Who did you talk with about these maps?

Staff consulted with attorneys to make sure that all legal principles were followed in reapportioning the state.

Why are you offering choices on the Hispanic districts, but not on the African American districts?

Given the rapid growth of the Hispanic population during the ten year cycle, which is very different than other minority growth patterns, we simply thought providing a number of alternatives would be appropriate. If there are other alternatives for other minority groups, then those can be proposed and acted on by the Committee and the legislature.

Why were Republican Attorneys hired to draw maps but Democrats were not allowed attorneys to draw maps?

Attorneys did not draw these maps. Staff drew them. Attorneys merely advised on the legal principles that have to be followed. Your staff has had all the same hardware, software and data available to them for over a year. The census data has been available since the end of March. I don't know what your staff has been doing with all that equipment and data. Our staff has been working on this bill.

Why are you not drawing a 50 percent voting age Hispanic seat?

I haven't seen a map that has a Senate seat with a 50 percent voting age Hispanic population. No one has produced one that I'm aware of.

Why are you acting now? Why are you acting before the locals?

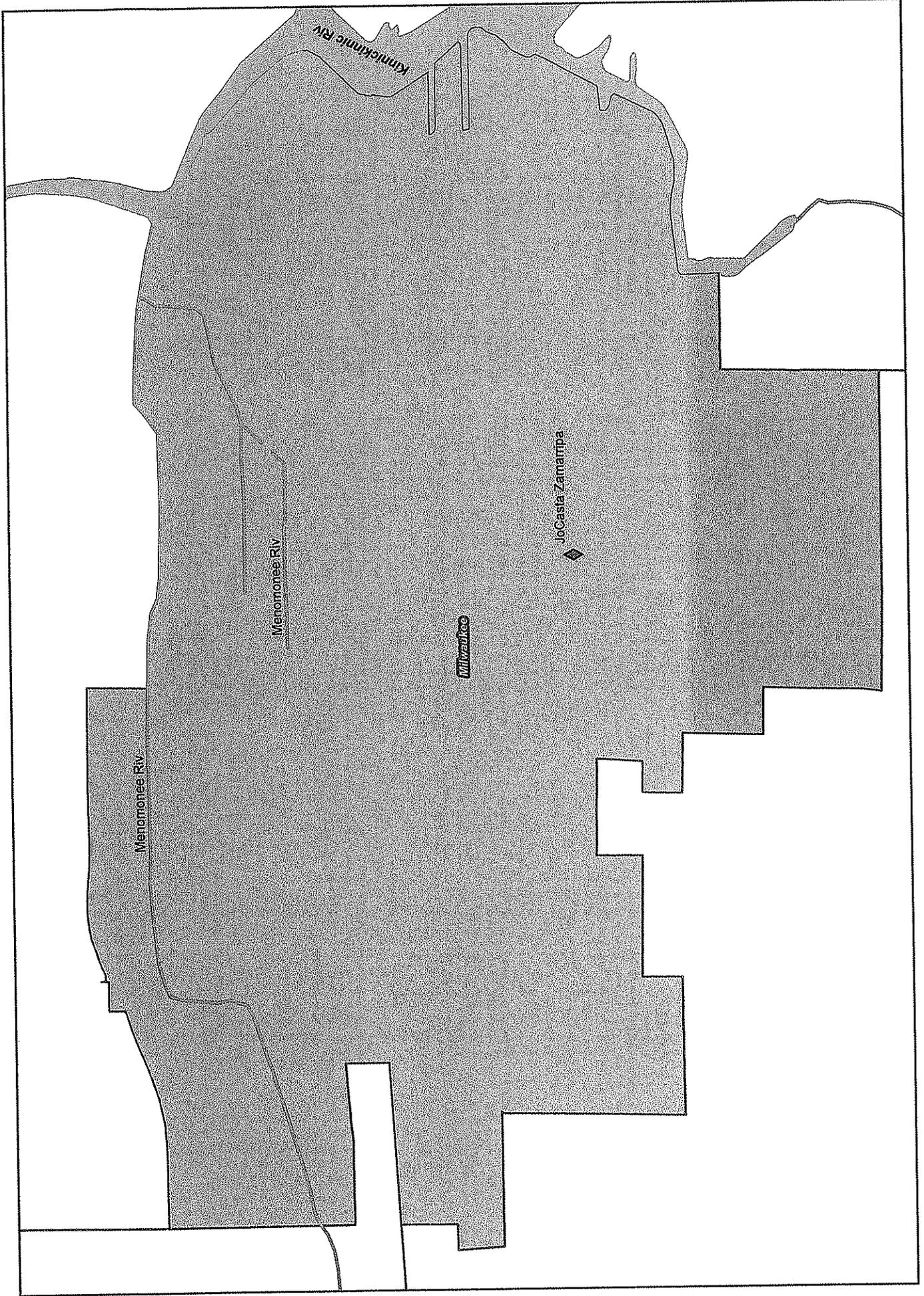
Former State Senate leader, Senator Robson, is suing the state in federal court for not acting quickly enough. This is a constitutional duty of the Legislature. There is no reason for us to delay action and let a court do our job for us.

DISTRICT	TAPERSON: Dev.	Difference	PERSONS	BLACK	HISPANIC	black18pct	hispanic18 Senate	BLACK18	PERSONS18		
10	57428	0.00%	-16	57,428	37,642	2,515	61.79%	3.73%	172425	25639	41493
11	57503	0.10%	59	57,503	38,129	2,080	61.94%	3.04%	172449	24139	38972
12	57494	0.10%	50	57,494	33,342	2,826	51.48%	4.17%	172543	20641	40095
16	57458	0.00%	14	57,458	38,866	2,818	61.34%	4.65%	172292	25753	41985
17	57354	-0.20%	-90	57,354	37,363	2,323	61.33%	3.43%	172380	24661	40212
18	57480	0.10%	36	57,480	37,413	3,355	60.43%	5.36%	172454	24393	40368
									145226	243125	0.597331
									123994		0.51
									21232	57444	0.369612



# Current 8th Assembly District

Currently 65.50% Hispanic Voting Age Population







Adam Foltz &lt;adamfoltz@gmail.com&gt;

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**Gaddie & Handrick**1 message *29***Jim Troupis** <jrtroupis@trouplawoffice.com>

Fri, Apr 1, 2011 at 10:02 AM

To: "Ottman, Tad" &lt;Tad.Ottman@legis.wisconsin.gov&gt;, adamfoltz@gmail.com

Cc: Sarah Troupis &lt;setroupis@trouplawoffice.com&gt;, Sandy Tabachnick &lt;stabachnick@trouplawoffice.com&gt;, "McLeod, Eric M (22257)" &lt;EMMcLeod@michaelbest.com&gt;

Tad &amp; Adam,

Finally heard back from Gaddie yesterday, and after talking things through with him (and briefly visiting last week with Joe H.) it seems the best time for him to come out would be April 29-30, May 3-6 or anytime after that in May. By then you will have a good idea of various options you are looking at on the map. He can then first train on the system with you and then we can meet to discuss substantive issues and concerns. We can create an agenda for the days he is here that will fit with your work and insure we maximize his input and education.

Let me know which of days work best for you.

ALSO, ERIC—can you pull up and send over the pleadings index from the last go around. I would like to get some of the items to review and provide Keith Gaddie with some of those as well.

Thanks.

Jim

James R. Troupis

Troupis Law Office LLC

[jrtroupis@trouplawoffice.com](mailto:jrtroupis@trouplawoffice.com)

ph. [608-807-4096](tel:608-807-4096)

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Adam Foltz <adamfoltz@gmail.com>

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## Maps

1 message *30*

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Jim Troupis <jrtroupis@troupislawoffice.com>  
To: tottman@gmail.com, adamfoltz@gmail.com

Sun, May 1, 2011 at 8:56 PM

Tad & Adam,

How are the initial maps coming along?

Jim

James R. Troupis

Troupis Law Office LLC

[jrtroupis@troupislawoffice.com](mailto:jrtroupis@troupislawoffice.com)

ph. [608-807-4096](tel:608-807-4096)

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---



Adam Foltz &lt;adamfoltz@gmail.com&gt;

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## Criteria

1 message

Jim Troupis &lt;jrtroupis@trouplawoffice.com&gt;

Fri, May 20, 2011 at 7:57 AM

To: tottman@gmail.com, adamfoltz@gmail.com, "McLeod, Eric M (22257)" &lt;EMMcLeod@michaelbest.com&gt;

Cc: Sarah Troupis &lt;setroupis@trouplawoffice.com&gt;

3) Tad and Adam,

Per our discussions last week, I have attached a brief memo summarizing the areas we will be most interested in as we look at the maps this next week. There are likely other concerns, but these we can count-on as issues that must be faced from a legal perspective.

Let me know if there is any question.

Jim

James R. Troupis

Troupis Law Office LLC

[jrtroupis@trouplawoffice.com](mailto:jrtroupis@trouplawoffice.com)

ph. [608-807-4096](tel:608-807-4096)

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**Criteria.Memo.docx**

25K



Adam Foltz &lt;adamfoltz@gmail.com&gt;

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## Monday

1 message *33*

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**Jim Troupis** <jrtroupis@troupislawoffice.com>

Fri, Jun 3, 2011 at 11:34 AM

To: "Ottman, Tad" &lt;Tad.Ottman@legis.wisconsin.gov&gt;, adamfoltz@gmail.com

Tad &amp; Adam,

Are the Monday meetings on with the leadership to address Milwaukee? What is the schedule at this point?

Thanks.

Jim

James R. Troupis

Troupis Law Office LLC

[jrtroupis@troupislawoffice.com](mailto:jrtroupis@troupislawoffice.com)ph. [608-807-4096](tel:608-807-4096)

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Adam Foltz &lt;adamfoltz@gmail.com&gt;

## MALDEF

2 messages

**Jim Troupis** <jrtroupis@troupislawoffice.com>

Tue, Jul 12, 2011 at 3:32 PM

To: tottman &lt;tottman@gmail.com&gt;, adamfoltz@gmail.com

Cc: "McLeod, Eric M (22257)" &lt;EMMcLeod@michaelbest.com&gt;, rptaffora@michaelbest.com

19

MALDEF is going to publicly endorse the 60-54 map! They will send someone to testify (Alonzo Rivas) He is testifying in St. Charles, IL at 9 so he may not get here until over the noon hour. We will certainly want him to testify as this will take the largest legal fund for the Latino community off the table in any later court battle.

In the meantime, I am hooking them up with Manny Perez to see if they can coordinate testimony all in favor of the 60-54 option.

Jim

Troupis Law Office LLC

7609 Elmwood Ave

Suite 102

Middleton, WI 53562

608.807.4096

jrtroupis@troupislawoffice.com

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**tottman** <tottman@gmail.com>

Tue, Jul 12, 2011 at 3:43 PM

To: Jim Troupis &lt;jrtroupis@troupislawoffice.com&gt;

Cc: adamfoltz@gmail.com, "McLeod, Eric M (22257)" &lt;EMMcLeod@michaelbest.com&gt;, rptaffora@michaelbest.com

20

That's great news!

[Quoted text hidden]



Adam Foltz <adamfoltz@gmail.com>

**Memorandum n Opposition of SBs 148, 149 and 150.doc**

1 message **15**

**Taffora, Raymond P (22244) <rptaffora@michaelbest.com>**  
To: tottman <tottman@gmail.com>, adam foltz <adamfoltz@gmail.com>

Tue, Jul 19, 2011 at 10:21 AM

Per your request...

\*\*\*\*\*

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 **Memorandum n Oposition of SBs 148, 149 and 150 - # 9518669 v 1.doc**  
27K

Mr. President and Members, I rise today in opposition to SBs 148, 149 and 150. I do not oppose the substance of the maps generated by my colleagues and Senate Republican staff.

16 The products of their work are excellent and meet the legal principals that govern redistricting: equality of population, sensitivity to minority interests and contiguity/compactness of legislative districts. Those efforts are to be commended.

Rather, I object to the *process* that was used. I do not believe that any one political party be it my party or the Democratic party should draw legislative districts. Rather, I believe that an independent commission should undertake this responsibility that commission's work should then be voted on by each of the Senate and the Assembly. It is that process, and only that process, that will allay fears that one party or another has unfairly influenced the process of legislative redistricting.

Thank you.



Adam Foltz &lt;adamfoltz@gmail.com&gt;

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## Dane County--Eileen Bruskwitz

1 message

---

**Jim Troupis** <jrtroupis@troupislawoffice.com>

Mon, Jul 11, 2011 at 12:58 PM

To: tottman@gmail.com, adam foltz &lt;adamfoltz@gmail.com&gt;

Cc: "McLeod, Eric M (22257)" &lt;EMMcLeod@michaelbest.com&gt;, "Taffora, Raymond P (22244)" &lt;rptaffora@michaelbest.com&gt;

<sup>10</sup> Adam and/or Tad,

Per our discussions this morning, I have spoke to Eileen Bruskwitz, a Dane County Supervisor, and she will testify in favor the map for Dane County. Important to her is that Madison and other communities have been kept together as best as possible. The Liberal Supervisors are trying to draw maps in Dane county that ignore those rules and reach into non-Madison areas to complete districts dominated by liberal Madison. So, this is an opportunity for her to highlight that while talking in favor of the Assembly and Senate maps.

You must call her and provide her the numbers, district lines and other information today and then walk her through things.

Her email address is: [eileen53597@charter.net](mailto:eileen53597@charter.net). Her phone number is [608-235-1814](tel:608-235-1814).

Let me know when you have spoken.

Jim T.

James R. Troupis

Troupis Law Office LLC

[jrtroupis@troupislawoffice.com](mailto:jrtroupis@troupislawoffice.com)

ph. [608-807-4096](tel:608-807-4096)

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## Redistricting Timeline

### *Early March*

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We are awaiting the arrival of the PL data from the census bureau. We were originally told it might be here last week, but now are being told that it will be coming in "early March". Wisconsin is not on the list of states scheduled to receive the data next week:

[http://www.census.gov/rdo/data/2010\\_census\\_redistricting\\_data\\_pl\\_94-171\\_summary\\_files.html](http://www.census.gov/rdo/data/2010_census_redistricting_data_pl_94-171_summary_files.html)

There is also the possibility that a federal government shutdown could delay the arrival of the data.

### *March to October*

---

Once the census data arrives, counties will have 60 days to form tentative supervisory districts. Municipalities will have 60 days after that to form ward boundaries, and then counties will have an additional 60 days to finalize supervisory districts.

Assuming a mid to late March arrival of the data, this puts us in a late September/early October timeframe for receipt of the updated ward data that will be used to draw legislative maps.

### *October 2011 to early 2012*

---

Once the state has the updated ward data, the Legislature will lay out a time frame for the remainder of the redistricting process, including opportunities for public input and an anticipated timeline for legislative action on congressional and legislative redistricting plans.

Current Map									
DISTRICT	disenfranchised	non-disenfranchised							
1	54.92	53.59							
2									
3	21.91	38.22							
4									
5	62.62	56.99							
6									
7	30.73	41.03							
8									
9	75.36	52.44	41 people unaccounted for						
10									
11	69.18	58.99	over by 32 people						
12									
13	49.13	61.7	short by 10						
14									
15	37.27	40.19	minor changes to boundary, but shouldn't be significant to the political makeup						
16									
17	47.84	49.27							
18									
19	57.89	53.02							
20									
21	58.38	57.4							
22									
23	52.04	51.72							
24									
25	49.75	44.7							
26									
27	44.01	40.61	over sampled by a few hundred						
28									
29	52.73	52.45							
30									
31	51.04	53.32							
32									
33	63.54	68.78							

Current Map							MayQandD_base	
DISTRICT	TAPERSONS	Difference	black18pct	hispanic18pct	FEDS040610	ALLO410	DISTRICT	ALLO410
33	177499	5,166	1.36%	4.69%	62.18%	68.84%	33	68.87%
20	176400	4,067	0.93%	1.77%	63.52%	70.55%	20	68.81%
11	181372	9,039	0.60%	5.24%	60.43%	67.64%	11	63.05%
8	165331	-7,002	9.95%	2.43%	48.05%	52.82%	8	61.73%
28	177466	5,133	1.64%	2.67%	58.59%	64.48%	28	58.50%
5	159971	-12,362	5.02%	5.12%	47.28%	50.62%	5	57.88%
21	166735	-5,598	11.91%	9.96%	44.30%	49.86%	21	57.45%
13	175277	2,944	0.99%	3.76%	52.96%	59.22%	13	57.17%
9	162200	-10,133	0.81%	3.76%	47.16%	52.96%	9	56.39%
14	168779	-3,554	1.07%	2.69%	49.39%	55.86%	14	56.03%
18	170917	-1,416	3.00%	2.54%	50.03%	54.96%	18	55.30%
12	157316	-15,017	0.32%	1.00%	46.60%	53.37%	12	54.01%
2	172047	-286	1.00%	1.78%	49.12%	55.44%	2	53.91%
10	192647	20,314	0.57%	1.35%	47.87%	53.14%	10	53.70%
1	180989	8,656	0.44%	2.13%	47.24%	54.04%	1	53.35%
30	173432	1,099	1.96%	6.39%	44.62%	50.38%	30	53.21%
29	167331	-5,002	0.45%	1.30%	45.32%	52.00%	29	52.79%
19	175997	3,664	1.07%	3.33%	47.10%	53.32%	19	52.76%
23	176953	4,620	0.93%	1.63%	43.93%	49.98%	23	50.93%
17	172391	58	0.92%	1.79%	42.16%	48.46%	17	48.93%
24	167083	-5,250	0.88%	2.12%	41.06%	46.72%	24	47.05%
25	162546	-9,787	0.65%	1.04%	39.67%	44.88%	25	45.04%
31	173367	1,034	0.90%	2.19%	41.67%	46.89%	31	44.84%
32	172379	46	1.13%	1.23%	39.95%	44.43%	32	44.41%
15	170251	-2,082	4.58%	5.83%	36.45%	41.20%	15	41.60%
7	172003	-330	3.33%	7.47%	37.73%	41.13%	7	39.25%
27	197874	25,541	3.02%	3.49%	33.02%	38.38%	27	39.01%
3	171321	-1,012	5.15%	38.25%	37.00%	40.52%	3	38.89%
22	180019	7,686	5.44%	8.94%	42.54%	47.56%	22	37.61%
16	188935	16,602	2.78%	3.25%	34.21%	39.06%	16	36.39%
4	158872	-13,461	63.59%	3.60%	15.93%	17.58%	4	22.39%
26	168528	-3,805	6.31%	6.65%	18.38%	20.85%	26	20.98%
6	152758	-19,575	62.83%	4.91%	12.94%	14.12%	6	13.84%



Adam Foltz &lt;adamfoltz@gmail.com&gt;

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**from prof gaddie**

---

joseph handrick &lt;joeminocqua@msn.com&gt;

Wed, Apr 20, 2011 at 7:34 AM

To: adam foltz &lt;adamfoltz@gmail.com&gt;, tad ottman &lt;tottman@gmail.com&gt;

SEE Keith's comments below.

---

**From:** [rkgaddie@ou.edu](mailto:rkgaddie@ou.edu)**To:** [joeminocqua@msn.com](mailto:joeminocqua@msn.com)**Subject:** RE: Milwaukee county elections**Date:** Wed, 20 Apr 2011 03:47:20 +0000

Hey Joe-

I went ahead and ran the regression models for 2006, 2008, and 2010 to generate open seat estimates on all of the precincts. They expected GOP open seat assembly vote using the equations correlates at .96 with the 2004-2010 composite, and at a .93 level with the 2006-2010 state constitutional office composite. Both of them are running a little strong relative to one cluster of precincts -- I'll look and see if they are up north.

But, at this point, if you asked me, the power of the relationships indicates that the partisanship proxy you are using (all races) is an almost perfect proxy for the open seat vote, and the best proxy you'll come up with.

This seems to pretty much wraps up the partisanship measure debate.

Have Jim call me if he needs anything. Otherwise, I'll be tweaking the polarization analysis.

Best,  
Keith

Ronald Keith Gaddie  
Professor of Political Science  
Editor, Social Science Quarterly  
The University of Oklahoma  
455 West Lindsey Street, Room 222  
Norman, OK 73019-2001  
Phone [405-325-4989](tel:405-325-4989)  
Fax [405-325-0718](tel:405-325-0718)  
E-mail: [rkgaddie@ou.edu](mailto:rkgaddie@ou.edu)  
<http://faculty-staff.ou.edu/G/Ronald.K.Gaddie-1>  
<http://socialsciencequarterly.org>

---

**From:** joseph handrick [[joeminocqua@msn.com](mailto:joeminocqua@msn.com)]**Sent:** Tuesday, April 19, 2011 9:33 PM**To:** Gaddie, Ronald K.**Subject:** RE: Milwaukee county elections

We looked at the different combos today.

19/11

Gmail - from prof gaddie

The 2006 and 2010 races combined tilt too much to the GOP. I thought 06 and 10 would balance but they don't. The northern seats were especially out of whack.

So I had Tad do a composite with the 2006 and 2010 state races and all the federal races from 04 to 2010 (in other words, all statewide races from 04 to 2010). This seems to work well both in absolute terms as well as seats in relation to each other.

---

From: [rkgaddie@ou.edu](mailto:rkgaddie@ou.edu)  
To: [joeminocqua@msn.com](mailto:joeminocqua@msn.com)  
Subject: RE: Milwaukee county elections  
Date: Wed, 20 Apr 2011 02:18:46 +0000

Good. I am close to having a partisan baselining for you.

Ronald Keith Gaddie  
Professor of Political Science  
Editor, Social Science Quarterly  
The University of Oklahoma  
455 West Lindsey Street, Room 222  
Norman, OK 73019-2001  
Phone [405-325-4989](tel:405-325-4989)  
Fax [405-325-0718](tel:405-325-0718)  
E-mail: [rkgaddie@ou.edu](mailto:rkgaddie@ou.edu)  
<http://faculty-staff.ou.edu/G/Ronald.K.Gaddie-1>  
<http://socialsciencequarterly.org>

---



Adam Foltz &lt;adamfoltz@gmail.com&gt;

## The Hispanic Community Speaks in Milwaukee

2 messages

Adam Foltz &lt;adamfoltz@gmail.com&gt;

Mon, Jun 6, 2011 at 8:00 PM

To: rkgaddie@ou.edu, Jim Troupis &lt;jrtroupis@troupislawoffice.com&gt;, Eric McLeod &lt;emmcleod@michaelbest.com&gt;

Cc: tad ottman &lt;tottman@gmail.com&gt;, joseph handrick &lt;joeminocqua@msn.com&gt;

Team,

Please take a look at the attached press release from Voces de la Frontera regarding Milwaukee's aldermanic districts. They are lobbying for a third Hispanic aldermanic district and increasing the Hispanic voting age population in the already-proposed Hispanic districts. In a 15 seat city plan the ideal population for an aldermanic district is 39,656, compared to 57,444 per assembly district.

<http://wispolitics.com/printerfriendly.iml?Article=238565>

Any thoughts on how this could tie into our current thought process regarding the south side?

Adam

Jim Troupis &lt;jrtroupis@troupislawoffice.com&gt;

Tue, Jun 7, 2011 at 8:40 AM

To: Adam Foltz &lt;adamfoltz@gmail.com&gt;, Eric McLeod &lt;emmcleod@michaelbest.com&gt;

Cc: tad ottman &lt;tottman@gmail.com&gt;, joseph handrick &lt;joeminocqua@msn.com&gt;

### ATTORNEY CLIENT PRIVILEGED—LITIGATION PREPARATION

The problem here is that the group want 70%. This is classic overkill. I am already very worried about the 65%, and now we have groups wanting 70%.

Can we see what that would look like? I assume it makes the second assembly district not much better than 50-55%.

Jim

James R. Troupis

Troupis Law Office LLC

[jrtroupis@troupislawoffice.com](mailto:jrtroupis@troupislawoffice.com)ph. [608-807-4096](tel:608-807-4096)

This email and any attachments thereto may contain private, confidential and privileged material for the sole use of the intended recipient. Any review, copying, or distribution of this email (or any

1/5/11

Gmail - The Hispanic Community Speaks in Milwaukee

attachments thereto) by others is strictly prohibited. If you are not the intended recipient, please contact the sender immediately and permanently delete the original and any copies of this email and any attachments thereto.

**From:** Adam Foltz [mailto:[adamfoltz@gmail.com](mailto:adamfoltz@gmail.com)]  
**Sent:** Monday, June 06, 2011 8:00 PM  
**To:** [rkgaddie@ou.edu](mailto:rkgaddie@ou.edu); Jim Troupis; Eric McLeod  
**Cc:** tad ottman; joseph handrick  
**Subject:** The Hispanic Community Speaks in Milwaukee

[Quoted text hidden]

---



Tad Ottman <tottman@gmail.com>

---

## Wisconsin Hispanic Districts

---

tottman <tottman@gmail.com>

Sun, Jul 17, 2011 at 11:40 AM

To: Keith Gaddie <rkgaddie@ou.edu>

Cc: adam foltz <adamfoltz@gmail.com>, Jim Troupis <jrtroupis@trouplawoffice.com>, "McLeod, Eric M (22257)" <EMMcLeod@michaelbest.com>, "Taffora, Raymond P (22244)" <rptaffora@michaelbest.com>

Keith,

Jim Troupis asked that I have you take a look at the amendment that was adopted in committee on the hispanic districts. Here is the link to the interactive maps: <http://legis.wisconsin.gov/ltsb/redistricting/bills.htm>

Amendment 2 was the configuration that was adopted. The HVAP in AD 8 is 60.5 % and in AD 9 it is 54%. The incumbent lives in AD 8 and AD 9 is open under all alternatives.

There was testimony by 2 different hispanic groups in favor of the configuration in amendment 2. No one that I'm aware of testified in favor of either the bill configuration (AD 8 HVAP 57.2%, AD 9 HVAP 57.2%) or in favor of amendment 1 (AD 8 HVAP 64%, AD 9 HVAP 50%).

Jim was going to call you later today to get your thoughts if you have a chance to take a look at the amendment.

Thanks,

Tad Ottman

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Tad Ottman <tottman@gmail.c>

---

## Wisconsin Hispanic Districts

---

Gaddie, Ronald K. <rkgaddie@ou.edu>

Sun, Jul 17, 2011 at 1:18 PM

To: tottman <tottman@gmail.com>

Cc: adam foltz <adamfoltz@gmail.com>, Jim Troupis <jrtroupis@troupislawoffice.com>, "McLeod, Eric M (22257)" <EMMcLeod@michaelbest.com>, "Taffora, Raymond P (22244)" <rptaffora@michaelbest.com>

I will look at them and can talk after 5pm. There are other items I need to clear off the desk before I am free to visit.

Ronald Keith Gaddie  
Professor of Political Science  
Editor, *Social Science Quarterly*  
The University of Oklahoma  
455 West Lindsey Street, Room 222  
Norman, OK 73019-2001  
Phone 405-325-4989  
Fax 405-325-0718  
E-mail: rkgaddie@ou.edu  
<http://faculty-staff.ou.edu/G/Ronald.K.Gaddie-1>  
<http://socialsciencequarterly.org>



Tad Ottman <tottman@gmail.com>

## Revised timing

2 messages

Gaddie, Ronald K. <rkgaddie@ou.edu>

Sun, Jul 17, 2011 at 1:33 PM

To: tottman <tottman@gmail.com>

Cc: adam foltz <adamfoltz@gmail.com>, Jim Troupis <jrtroupis@troupislawoffice.com>, "McLeod, Eric M (22257)" <EMMcLeod@michaelbest.com>, "Taffora, Raymond P (22244)" <rptaffora@michaelbest.com>

I am ready to talk.

Ronald Keith Gaddie  
Professor of Political Science  
Editor, *Social Science Quarterly*  
The University of Oklahoma  
455 West Lindsey Street, Room 222  
Norman, OK 73019-2001  
Phone 405-325-4989  
Fax 405-325-0718  
E-mail: rkgaddie@ou.edu  
<http://faculty-staff.ou.edu/G/Ronald.K.Gaddie-1>  
<http://socialsciencequarterly.org>

---

**From:** tottman [[tottman@gmail.com](mailto:tottman@gmail.com)]

**Sent:** Sunday, July 17, 2011 11:40 AM

**To:** Gaddie, Ronald K.

**Cc:** adam foltz; Jim Troupis; McLeod, Eric M (22257); Taffora, Raymond P (22244)

**Subject:** Wisconsin Hispanic Districts

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Jim was going to call you later today to get your thoughts if you have a chance to take a look at the amendment.

Thanks,

Tad Ottman

---

Jim Troupis <jrtroupis@troupislawoffice.com>

Sun, Jul 17, 2011 at 1:34 PM

To: "Gaddie, Ronald K." <rkgaddie@ou.edu>, tottman <tottman@gmail.com>

:: adam foltz <adamfoltz@gmail.com>, "McLeod, Eric M (22257)" <EMMcLeod@michaelbest.com>, "Taffora, Raymond P (22244)" <rptaffora@michaelbest.com>

I can call you now if you would like. On the cell? Or after 5 if you would like.

James R. Troupis

Troupis Law Office LLC

[jrtroupis@troupislawoffice.com](mailto:jrtroupis@troupislawoffice.com)

ph. [608-807-4096](tel:608-807-4096)

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**Sent:** Sunday, July 17, 2011 1:33 PM

**To:** tottman

**Cc:** adam foltz; Jim Troupis; McLeod, Eric M (22257); Taffora, Raymond P (22244)

**Subject:** Revised timing

I am ready to talk.

Ronald Keith Gaddie

Professor of Political Science

Editor, *Social Science Quarterly*

The University of Oklahoma  
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Norman, OK 73019-2001  
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<http://socialsciencequarterly.org>

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Thanks,

Tad Ottman

---

# GODFREY & KAHN S.C.

ONE EAST MAIN STREET, SUITE 500 • POST OFFICE BOX 2719  
MADISON, WISCONSIN 53701-2719

TEL • 608.257.3911 FAX • 608.257.0609

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Direct: 608-284-2625  
dpoland@gklaw.com  
Direct: 414-287-9512  
rmason@gklaw.com

December 13, 2011

## VIA HAND DELIVERY

Tad Ottman  
c/o Attorney Eric M. McLeod  
Michael Best & Friedrich LLP  
100 East Wisconsin Avenue, Suite 3300  
Milwaukee, WI 53202

RE: *Baldus et al. v. Brennan et al.*  
Eastern District of Wisconsin Case No. 11-CV-562

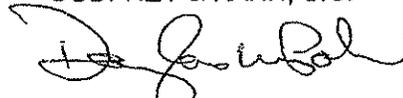
Dear Mr. Ottman:

Pursuant to our discussion with your counsel earlier this week, we have enclosed a Subpoena requiring your appearance for a deposition scheduled for December 22, 2011 beginning at 9:00 a.m. at the law offices of Godfrey & Kahn, S.C., 780 N. Water Street, Milwaukee, Wisconsin 53202.

The subpoena also requires that you produce at the deposition documents that are identified in the subpoena. Also, since you were served on December 4th with a check for the statutory witness and mileage fees to appear in Milwaukee for a deposition, we have not enclosed an additional check.

Please call me at (608) 257-3911 with any questions.

GODFREY & KAHN, S.C.



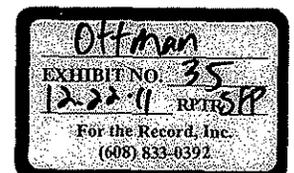
Douglas M. Poland  
Rebecca Kathryn Mason

WKA:js

Enclosure

cc: Maria Lazar (w/ encl, via Hand Delivery)  
Patrick Hodan (w/ encl, via Hand Delivery)  
P. Scott Hassett (w/ encl, via Hand Delivery)  
Thomas Shriner (w/ encl, via E-mail and U.S. Mail)  
Peter Earle (w/ encl, via E-mail and U.S. Mail)

7207957\_1



UNITED STATES DISTRICT COURT

for the

Eastern District of Wisconsin

ALVIN BALDUS, et al. )
Plaintiff )
v. ) Civil Action No. 11-CV-562-JPS
Members of the Wisconsin Government Accountability Board, each )
only in his official capacity: MICHAEL BRENNAN, et al. ) (If the action is pending in another district, state where:
Defendant ) )

SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION

To: Tad Ottman
Wisconsin State Capitol, 2 East Main Street, Room 211 South, Madison WI, 53707

Testimony: YOU ARE COMMANDED to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization that is not a party in this case, you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about the following matters, or those set forth in an attachment:

Table with 2 columns: Place and Date and Time. Place: GODFREY & KAHN, S.C., 780 N. Water Street Milwaukee, WI 53202, PH: 414-273-3500. Date and Time: 12/22/2011 9:00 am

The deposition will be recorded by this method: The deposition will be recorded by stenographic and audiovisual means.

Production: You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and permit their inspection, copying, testing, or sampling of the material:

See Exhibit A attached.

The provisions of Fed. R. Civ. P. 45(c), relating to your protection as a person subject to a subpoena, and Rule 45 (d) and (e), relating to your duty to respond to this subpoena and the potential consequences of not doing so, are attached.

Date: 12/13/2011

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk

Handwritten signature of Attorney Douglas M. Poland

Attorney's signature

The name, address, e-mail, and telephone number of the attorney representing (name of party) Plaintiffs Alvin Baldus, et al., who issues or requests this subpoena, are: Attorney Douglas M. Poland, GODFREY & KAHN, S.C., One East Main Street, Suite 500, Madison, WI 53703, Telephone: (608) 284-2625, Email: dpoland@gklaw.com

Civil Action No. 11-CV-562-JPS

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)*

This subpoena for *(name of individual and title, if any)* \_\_\_\_\_  
was received by me on *(date)* \_\_\_\_\_.

I served the subpoena by delivering a copy to the named individual as follows: \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

I returned the subpoena unexecuted because: \_\_\_\_\_  
\_\_\_\_\_.

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also  
tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of  
\$ \_\_\_\_\_.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_  
\_\_\_\_\_ *Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

Federal Rule of Civil Procedure 45 (c), (d), and (e) (Effective 12/1/07)

(c) Protecting a Person Subject to a Subpoena.

(1) *Avoiding Undue Burden or Expense; Sanctions.* A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The issuing court must enforce this duty and impose an appropriate sanction — which may include lost earnings and reasonable attorney's fees — on a party or attorney who fails to comply.

(2) *Command to Produce Materials or Permit Inspection.*

(A) *Appearance Not Required.* A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) *Objections.* A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing or sampling any or all of the materials or to inspecting the premises — or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

(i) At any time, on notice to the commanded person, the serving party may move the issuing court for an order compelling production or inspection.

(ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) *Quashing or Modifying a Subpoena.*

(A) *When Required.* On timely motion, the issuing court must quash or modify a subpoena that:

(i) fails to allow a reasonable time to comply;

(ii) requires a person who is neither a party nor a party's officer to travel more than 100 miles from where that person resides, is employed, or regularly transacts business in person — except that, subject to Rule 45(c)(3)(B)(iii), the person may be commanded to attend a trial by traveling from any such place within the state where the trial is held;

(iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or

(iv) subjects a person to undue burden.

(B) *When Permitted.* To protect a person subject to or affected by a subpoena, the issuing court may, on motion, quash or modify the subpoena if it requires:

(i) disclosing a trade secret or other confidential research, development, or commercial information;

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party; or

(iii) a person who is neither a party nor a party's officer to incur substantial expense to travel more than 100 miles to attend trial.

(C) *Specifying Conditions as an Alternative.* In the circumstances described in Rule 45(c)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

(i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and

(ii) ensures that the subpoenaed person will be reasonably compensated.

(d) Duties in Responding to a Subpoena.

(1) *Producing Documents or Electronically Stored Information.* These procedures apply to producing documents or electronically stored information:

(A) *Documents.* A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) *Form for Producing Electronically Stored Information Not Specified.* If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) *Electronically Stored Information Produced in Only One Form.* The person responding need not produce the same electronically stored information in more than one form.

(D) *Inaccessible Electronically Stored Information.* The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) *Claiming Privilege or Protection.*

(A) *Information Withheld.* A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

(i) expressly make the claim; and

(ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) *Information Produced.* If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information to the court under seal for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(e) *Contempt.* The issuing court may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena. A nonparty's failure to obey must be excused if the subpoena purports to require the nonparty to attend or produce at a place outside the limits of Rule 45(c)(3)(A)(ii).

### Exhibit A

You, or your representatives, must bring with you to the deposition the following documents, communications, electronically stored information or objects (whether sent or received) (collectively "documents") that are in your actual or constructive possession, custody or control, and permit the inspection, copying, testing or sampling of the material:

1. All documents, including but not limited to e-mail, concerning any analyses, data, plans, procedures and/or reports used by state legislative staff and/or any consultants or experts in the planning, development, negotiation, drawing, revision or redrawing of the maps codified in Wisconsin Acts 43 and 44 or any other potential congressional or legislative plan that was not adopted.
2. All documents, including but not limited to e-mail, concerning the objectives and/or motives relied on by – or available to – state lawmakers, their staff and/or any consultants or experts in the planning, development, negotiation, drawing, revision or redrawing of the maps codified in Wisconsin Acts 43 and 44 or any other potential congressional or legislative plan that was not adopted.
3. All documents, including but not limited to e-mail, concerning the identities of persons who participated in the planning, development, negotiation, drawing, revision or redrawing of the maps codified in Wisconsin Acts 43 and 44.
4. All documents, including but not limited to e-mail, concerning the identities, contractual agreements and compensation of any experts and/or consultants (including attorneys retained by contract) retained to assist in the planning, development, negotiation, drawing, revision or redrawing of the maps codified in Wisconsin Acts 43 and 44 or any other potential congressional or legislative plan that was not adopted.
5. All documents, including but not limited to e-mail, concerning the objective facts that legislative staff and/or any experts or consultants referenced, used or relied upon – or available to – in the planning, development, negotiation, drawing, revision or redrawing of the maps codified in Wisconsin Acts 43 and 44 or any other potential congressional or legislative plan that was not adopted.