

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

---

FRED M. YOUNG, JR.,

Plaintiff,

v.

Case No. 13-CV-635

TIMOTHY VOCKE, et al.,

Defendants.

---

**STIPULATION**

---

Plaintiff and Defendants, by their undersigned counsel, hereby STIPULATE and AGREE as follows:

1. Plaintiff Fred M. Young, Jr. intends to make contributions to candidates for Wisconsin state and local offices that will exceed the \$10,000 annual aggregate contribution limitation in Wis. Stat. § 11.26(4).

2. On April 2, 2014, the United States Supreme Court decided *McCutcheon v. Federal Election Commission*, --- U.S. ----, 134 S. Ct. 1434 (2013). In *McCutcheon*, the Supreme Court held that the aggregate contribution limitation in 2 U.S.C. § 441a violates the First Amendment to the United States Constitution.

3. In light of *McCutcheon*, this Court should declare that the annual aggregate contribution limitation in Wis. Stat. § 11.26(4) is facially unconstitutional and instruct the Clerk of Court to enter judgment in Plaintiff's favor.

4. The Court should also enter a permanent injunction against the enforcement of Wis. Stat. § 11.26(4).

5. Finally, the Court should order that the following costs and fees be awarded to the Plaintiff:

\$ 400.00 Filing Fee

\$5,312.50 Attorney Fees, broken down as follows:

Richard Esenberg, 8 hours @ \$375/hr = \$3,000.00

Brian McGrath, 5.2 hours @ \$375/hr = \$1,950.00

Stacy Stueck, 2.5 hours @ \$100/hr = \$250.00

Tom Kamenick .5 hours @ \$225/hr = \$112.50

---

\$5,712.50 TOTAL

**STIPULATED AND AGREED.**

Signed this 8th day of May, 2014.

/s/ Richard M. Esenberg  
RICHARD M. ESENBERG  
State Bar #1005622

Attorney for Plaintiff

Wisconsin Institute for Law and  
Liberty, Inc.  
1139 East Knapp Street  
Milwaukee, WI 53202  
(414) 727-9455  
(414) 727-6485  
*rick@will-law.org*

/s/ Clayton P. Kowski  
CLAYTON P. KAWSKI  
Assistant Attorney General  
State Bar #1066228

Attorney for Defendants

Wisconsin Department of Justice  
Post Office Box 7857  
Madison, Wisconsin 53707-7857  
(608) 266-7477 (Kowski)  
(608) 267-2223 (Fax)  
*kawskicp@doj.state.wi.us*