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September 13, 2019

VIA EFILE

Honorable Barbara B. Crabb  
U.S. District Court  
Western District of Wisconsin  
120 N. Henry Street  
Madison, WI 53703

Re: *Jarchow v. State Bar of Wisconsin*, 3:19-CV-266  
Defendants' Rule 25(d) Notice of Automatic Substitution of  
Public Officer Parties

Dear Judge Crabb:

Defendants submit this letter under Federal Rule of Civil Procedure 25(e), informing the Court of numerous changes in the parties who hold the public offices sued by the Plaintiffs in the above-captioned case and respectfully requesting an order substituting these parties with their successors. Rule 25(d) provides for the automatic substitution of the "successor" of a public-officer party when that public-officer party is sued in his or her official capacity and "ceases to hold office while [an] action is pending." Fed. R. Civ. P. 25(d). The Rule further provides that "[t]he court may order substitution at any time." *Id.*<sup>1</sup>

Here, Plaintiffs have sued numerous public-officer parties in their official capacities, many of whom have "ceased to hold office" while this action is pending. For the convenience of the Court

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<sup>1</sup> Rule 25 provides in full as follows: "An action does not abate when a public officer who is a party in an official capacity dies, resigns, or otherwise ceases to hold office while the action is pending. The officer's successor is automatically substituted as a party. Later proceedings should be in the substituted party's name, but any misnomer not affecting the parties' substantial rights must be disregarded. The court may order substitution at any time, but the absence of such an order does not affect the substitution." Fed. R. Civ. P. 25(d).

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Honorable Barbara B. Crabb  
September 13, 2019  
Page 2

and of Plaintiffs, Defendants provide the below table listing the “successors” of the public offices that Plaintiffs have sued (*i.e.*, the current holders of these offices):<sup>2</sup>

President of the State Bar	Jill M. Kastner
President-Elect of the State Bar	Kathleen A. Brost
Treasurer of the State Bar	Eric L. Andrews
Chairperson of the State Bar Board of Governors	Kori L. Ashley
Immediate Past-President of the State Bar	Christopher Earl Rogers

These individuals should be “automatically substituted as [ ] part[ies]” in this action, and Defendants respectfully request that the Court enter such an order of substitution. Fed. R. Civ. P. 25(d).

Sincerely,

*s/Roberta F. Howell*

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<sup>2</sup> This information is publicly available at State Bar of Wisconsin, *Officers*, <https://www.wisbar.org/aboutus/leadership/pages/officers.aspx> (last accessed Sept. 9, 2019).