

FILED
10-22-2020
Clerk of Circuit Court
Cindy R. Hamre Incha
2019CV000519

DATE SIGNED: October 22, 2020

Electronically signed by Honorable Bennett J. Brantmeier
Circuit Court Judge

STATE OF WISCONSIN

CIRCUIT COURT

JEFFERSON COUNTY

SCHOOL CHOICE WISCONSIN, INC. *et al.*,

Plaintiffs,

v.

2019-CV-519

CAROLYN STANFORD TAYLOR *et al.*,

Defendants.

ORDER FOR JUDGMENT AND JUDGMENT

The Honorable Bennett J. Brantmeier, having reviewed the Plaintiffs’ and Defendants’ motions for summary judgment and supporting briefs and affidavits, and having heard oral argument on the motions on September 18, 2020, for the reasons set forth in the Court’s September 18, 2020 oral ruling (as set forth in the transcript thereof), makes the following order for entry of judgment and directs the Clerk to enter Judgment as follows:

IT IS HEREBY ORDERED:

1. The Plaintiffs’ Motion for Summary Judgment is **GRANTED** with respect to Counts I and II in their Complaint and **DENIED** with respect to Count III in their Complaint;
2. The Defendants’ Motion for Summary Judgment is **GRANTED** with respect to Count III alleged in the Complaint and **DENIED** with respect to Counts I and II in the Complaint;

3. The Court **ENTERS A DECLARATORY JUDGMENT** on Count I of the Plaintiffs' Complaint that the Defendants violated Wis. Stat. §§ 118.60(11)(d) and 119.23(11)(d) by providing certain members of the public with early access to the 2019 Wisconsin Student Assessment System data;
4. The Court **ENTERS A DECLARATORY JUDGMENT** on Count II of the Plaintiffs' Complaint that the Defendants violated Wis. Stat. §§ 118.60(11)(d) and 119.23(11)(d) by providing only a subset of the 2019 Wisconsin Student Assessment System data to the public on one day and the rest of the data to the public on another day;
5. The Court **DISMISSES** Count III of the Plaintiffs' complaint;
6. The Court **ENTERS AN ORDER** permanently enjoining the Defendants from providing early access to data covered under Wis. Stat. §§ 118.60(11)(d) and 119.23(11)(d) to certain members of the public, including the media, before it makes the data available to the general public;
7. The Court **ENTERS AN ORDER** permanently enjoining the Defendants from providing the public with access to data covered under Wis. Stat. §§ 118.60(11)(d) and 119.23(11)(d) in a piecemeal manner; instead, all of the data which is released must be provided to the public at the same time; and
8. The Court **DENIES** the Plaintiffs request for costs and attorneys' fees as allowed by law. Pursuant to the Order for Judgment,

IT IS ADJUDGED THAT the Plaintiffs have Judgment **GRANTED** in their favor and against the Defendants on Counts I and II of their Complaint.

IT IS FURTHER ADJUDGED THAT Count III of the Plaintiffs' Complaint is **DISMISSED**.

**THIS IS A FINAL JUDGMENT FOR PURPOSES OF APPEAL UNDER WIS.
STAT. § 808.03(1).**