

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN
MADISON DISTRICT

THE HONORABLE JOHN SIEFERT,

Plaintiff,

v.

JAMES C. ALEXANDER, *et al.*,

Defendants.

CIVIL ACTION NO. 3:08-CV-126-BBC

PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT

Pursuant to F. R. Civ. P. 56(c), Plaintiff, the Honorable John Siefert, moves this Court to grant his *Motion for Summary Judgment*. In support of his motion, Plaintiff states as follows:

1. No issues of material fact are in dispute; thus, Plaintiff's legal claims can be resolved as a matter of law.
2. SCR 60.06(2)(b)(1), both on its face and as applied to Judge Siefert, is unconstitutional as a matter of law. Specifically, it does not survive strict scrutiny analysis, and is unconstitutionally overbroad.
3. SCR 60.06(2)(b)(4), both on its face and as applied to Judge Siefert, is unconstitutional as a matter of law. Specifically, it does not survive strict scrutiny analysis, and is unconstitutionally overbroad.
4. SCR 60.06(4), both on its face and as applied to Judge Siefert, is unconstitutional as a

matter of law. Specifically, it does not survive strict scrutiny analysis, and is unconstitutionally overbroad.

WHEREFORE, Plaintiffs respectfully request this Court grant *Plaintiff's Motion for Summary Judgment*.

Dated: July 18, 2008

Respectfully Submitted,

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