

STATE OF WISCONSIN
BEFORE THE GOVERNMENT ACCOUNTABILITY BOARD

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IN RE PETITION TO RECALL
GOVERNOR SCOTT K. WALKER

GOVERNMENT
ACCOUNTABILITY BOARD

SWORN WRITTEN CHALLENGE OF GOVERNOR SCOTT K. WALKER

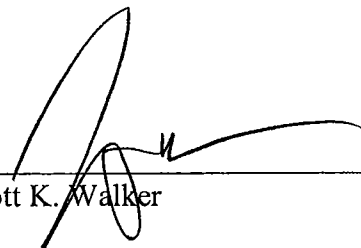
STATE OF WISCONSIN)
) ss.
COUNTY OF MILWAUKEE)

SCOTT K. WALKER, being first duly sworn, states as follows:

1. I am the Governor of the State of Wisconsin; a resident of Wauwatosa, Wisconsin; and the subject of recall petitions released to my representatives by the Government Accountability Board (GAB) on January 27, 2012.

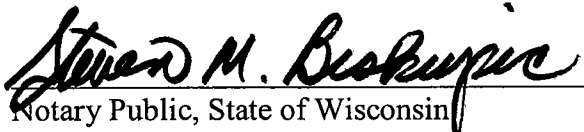
2. Pursuant to Wisconsin Statute section 9.10(3)(b), I hereby authorize and incorporate herein the written challenges submitted by my representatives with this affidavit.

Dated this 21 day of February, 2012.



Scott K. Walker

Subscribed and sworn to before me this
21st day of February, 2012.



Notary Public, State of Wisconsin
My Commission is permanent

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**WRITTEN SUBMISSION/CHALLENGES ON BEHALF OF
GOVERNOR SCOTT K. WALKER**

1. On January 27, 2012, representatives for Governor Scott K. Walker received from the Government Accountability Board (GAB) a copy of a recall petition relating to the Governor. The GAB indicated the Recall Petition includes approximately 152,000 separate pages and approximately 1,000,000 signatures.

2. Immediately thereafter, representatives of Governor Walker, as well as more than 3,000 volunteers, began a review of the Recall Petition.

3. On January 25, 2012, the Dane County Circuit Court granted a request to extend the review period of the Petition. The court did so, giving Governor Walker until February 27, 2012 within which to file written challenges with the GAB.

4. At a second hearing, on February 17, 2012, representatives of Governor Walker sought an additional two weeks within which to submit written challenges. The Governor's representatives argued that an additional two weeks were necessary to complete a review of the minimum number of signatures (540,208) required for a recall election. The Dane County Circuit Court denied the request for a further extension of time.

5. As a result of this deadline, representatives of Governor Walker have been unable to complete a verification of the required minimum of 540,208 signatures. In fact, to this point,

representatives of Governor Walker have been able to minimally review and verify only approximately 350,000 signatures.

6. Accordingly, as a challenge to the Petition, Governor Walker hereby demands that the GAB adhere to its prior public statements and the currently pending Order of Judge Mac Davis in *Friends of Scott Walker, et al. v. Wisconsin GAB et al.*, Case No. 11-CV-4195 (Waukesha County) (the “Order”), requiring the GAB to take reasonable affirmative steps to: (a) identify and strike duplicative names; (2) identify and strike fictitious names; and (3) identify and strike names where GAB cannot determine that the signatory is a qualified elector, including where addresses and municipality cannot be determined.

7. Such a continuing review of the entire petition is necessary and appropriate to ensure that the GAB can determine, under the “careful examination” standard of Wisconsin Statute section 9.10(3)(b), as clarified and declared by the Order, whether the signatures contained on the petition should be accepted or disqualified, such that the GAB can confidently determine whether the Recall Petition is sufficient and a recall election should be called.

8. Such a continuing review is further justified by the 10 to 20 percent error rate referenced at the Court hearing on February 17, 2012.

9. In addition, on information and belief, two 501(c)(4) organizations, Wisconsin GrandSons of Liberty and We the People of the Republic (collectively, “Verify the Recall”), cooperated to organize and conduct a joint effort to verify the signatures on the Recall Petition (the “Citizen Verification Process”).


10. During a February 7, 2012 meeting of the Government Accountability Board, the Board’s Public Information Officer, Reid Magney, informed the Board that staff has been referring to Verify the Recall those individuals who contact the Board with information that their

names were improperly affixed to the Recall Petition or with other concerns about the validity of the Recall Petition.

11. On information and belief, Verify the Recall believes existing campaign finance laws prohibit the respective organizations from directly providing to Governor Walker or his representatives the results of the Citizen Verification Process or otherwise coordinating the Citizen Verification Process with the Governor. Consequently, Board staff has been suggesting that individuals report issues with the Recall Petition to an organization that cannot share that information directly with Governor Walker.

12. On information and belief, Verify the Recall will be making the results of the Citizen Verification Process publicly available. Insufficient time exists under the current permissible time frame to evaluate this review process. Accordingly, as a separate written challenge to the Petition, Governor Walker hereby incorporates and submits these third-party challenges.

Dated this 27th day of February, 2012, at Milwaukee, Wisconsin.


Steven M. Biskupic
Michael Best & Friedrich, LLP
Counsel for Governor Scott K. Walker

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