



Wisconsin Elections Commission

201 West Washington Avenue | Second Floor | P.O. Box 7984 | Madison, WI 53707-7984
(608) 266-8005 | elections@wi.gov | elections.wi.gov

October 30, 2024

Greg Doverspike
2206 Sherwood Ave.
Schofield, WI 54476

Sent via email: gdoverspike@mosineeschools.org

Re: Complaint Filed with Wisconsin Elections Commission
Greg Doverspike v. Bobbi Jo Birk-LaBarge and Kittie Milanowski (EL 24-110)

Dear Mr. Doverspike,

I am in receipt of your complaint filed with the Wisconsin Elections Commission (“the Commission”), received on October 24, 2024, against the Village of Kronenwetter clerk Bobbi Jo Birk-LaBarge and the Town of Reid clerk Kittie Milanowski. The administrative rules governing the Commission’s processing of Wis. Stat. § 5.06 complaints require that I review the complaint and determine within 10 business days whether the complaint is timely, is sufficient as to form, and states probable cause. Wis. Admin. Code EL § 20.04(1).

While your complaint is timely and makes allegations that could lead to a finding of probable cause, your complaint is insufficient regarding form. Therefore, I am returning the complaint to you without prejudice pursuant to Wis. Stat. § 5.06 and Wis. Admin. Code § EL 20.04(1) and (2).

Issue of Form:

A § 5.06 complaint may only be filed by an “elector of a jurisdiction or district served by an election official [who] believes that a decision or action of the official” is contrary to law or an abuse of discretion. Wis. Stat. § 5.06(1). In this case, you have named two election officials as the respondents, but you are not an elector of either jurisdiction, and thus you are not able to file a § 5.06 complaint against them. Although you provided a Kronenwetter mailing address, you indicated on your complaint form that your residential address is in Schofield. Given your residential address (which is what determines where you are an elector), you appear to be a resident of the Village of Rothschild, which is served by Clerk Elizabeth Felkner. Were you to become a resident of the Village of Kronenwetter or the Town of Reid, you would then be served by Clerk Birk-LaBarge or Clerk Milanowski and could file a § 5.06 complaint against them. Alternatively, an individual who is currently a resident of the Village of Kronenwetter or the Village of Reid could file a § 5.06 complaint against them.

Conclusion:

I am returning the complaint, without prejudice, pursuant to Wis. Admin. Code § EL 20.04(2), after specifying that it is not sufficient as to form, as well as sending a copy of this letter to Clerk Birk La-Barge and Clerk Milanowski.

Wisconsin Elections Commissioners

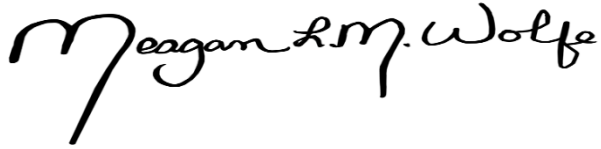
Ann S. Jacobs, chair | Marge Bostelmann | Don M. Millis | Carrie Riepl | Robert Spindell | Mark L. Thomsen

Administrator
Meagan Wolfe

Regarding form, should you choose to refile the complaint, you must ensure that all respondents in a § 5.06 complaint are named election officials in your own jurisdiction, or that another elector of that jurisdiction is the complainant. Accordingly, the Commission now considers this complaint to be disposed of pursuant to Wis. Stat. § 5.06(2).

Please feel free to contact our office if you have any additional questions regarding this complaint.

Sincerely,

A handwritten signature in black ink that reads "Megan M. Wolfe". The signature is written in a cursive style with a large, stylized 'M' at the beginning.

Meagan Wolfe
Administrator

WISCONSIN ELECTIONS COMMISSION

Cc: Commission Members