

JANUARY 29, 2024

STATE OF WISCONSIN ELECTIONS COMMISSION  
201 W. WASHINGTON AVENUE  
MADISON, WI 53703

KODY HART  
624 MCCLELLAN STREET, APARTMENT B  
WAUSAU, WI 54403

**RE:** In Response to Complaint EL 24-05, Jo Ann Eggelkrou t v. Kim Trueblood et. al, Filed with the Wisconsin Elections Commission

I, Kody Hart, provide under oath the following response to the complaint filed by Jo Ann Eggelkrou t to the Wisconsin Elections Commission on January 10, 2024.

On Wednesday, January 3, 2024 between the hours of 12:00 PM and 1:00 PM, I appeared in person to the office of the Marathon County Clerk at 500 Forest Street in the City of Wausau to make an open records request for copies of the nomination forms of Jo Ann Eggelkrou t. Jo Ann Eggelkrou t and I were both seeking election to the same office of Marathon County Board of Supervisors for District 3. Once in possession of a copy of the nomination forms, I reviewed the signatures to ensure they were in compliance with Wisconsin EL 2.05 - Treatment and sufficiency of nomination papers. I found that two signatures were not in compliance with the administrative code set forth by this Election Commission. One signature found on page 4, line 6, was invalid according to Wis. Stat. §8.04 and EL 2.05 (11), and one signature found on page 2, line 2, was challenged as invalid according to Wis. Stat. §8.40(1), Wis. Stat. §8.10(4)(b) and EL 2.05 (15)(c).

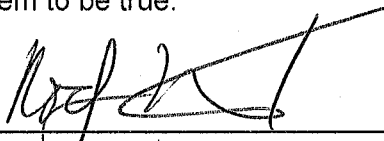
On Thursday, January 4, 2024 between the hours of 12:00 PM and 1:00 PM, I appeared in person to the office of the Marathon County Clerk at 500 Forest Street in the City of Wausau to challenge the respective nomination signatures outlined beforehand. Present in the office was Kim Trueblood, Marathon County Clerk, and staff of the Marathon County Clerk. All witnesses know me as I am a member of the Marathon County Board of Supervisors and the Deputy Clerk for the City of Wausau, and I have worked with them in both capacities. I informed the County Clerk that I am challenging the nomination signatures and outlined the specific signatures as a complaint sworn to be true before a person authorized to administer oaths. Clerk Trueblood instructed me to make the complaint in writing in the form of an email sent by me to her. On Thursday, January 4, 2024 at 1:03 PM, I transmitted that written complaint via my email used for campaign activities, kodyjamesalanhart@gmail.com. This email address is listed on my Campaign Registration Statement (CF-1) as my email and is known to the County Clerk.

In the complaint filed by Jo Ann Eggelkrou t on January 10, 2024, a definition of a verified complaint is used. Under that definition, a complaint must affirm the truth of the factual

allegations. I appeared in person to provide a challenge to the two nomination signatures and made those challenges before a person authorized to administer oaths. I consider the fact that I appeared before the County Clerk to file the challenges as my affirmation of the truth of the factual allegations. Furthermore, I followed the instructions of the County Clerk to file a written complaint, sent via email, in the same manner in which several other challenges to the nomination signatures were made against other candidates seeking ballot access in the 2024 Spring Nonpartisan Election in Marathon County. I strongly trust my County Clerk and all election officials, serving as one myself, to offer instructions to the best of their ability. In trusting the instructions provided to me by the Clerk Trueblood, I had no reason to otherwise believe that I was not providing a verified complaint to challenge the signatures of Jo Ann Eggelkrout.

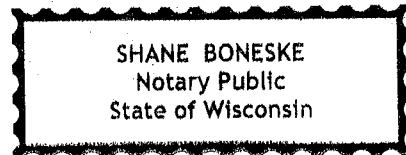
I, Kody Hart, being first duly sworn, on oath, state that I personally read the above complaint, and that the above allegations and response are true based on my personal knowledge and, as to those stated on information and belief, I believe them to be true.

Date: 1/29/2024

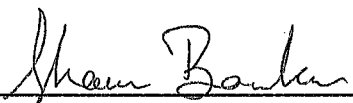
  
Respondent's Signatures

STATE OF WISCONSIN

County of Marathon



Sworn to before me this 29 day of January, 2024

  
Signature of person authorized to administer oaths

My commission expires 08-31-2024 or is permanent.

Notary Public or \_\_\_\_\_  
(official title if not notary)

Mailed to: Wisconsin Elections Commission  
201 Washington Avenue  
PO BOX 7984  
Madison, WI 53707

Emailed to: [angela.sharpe@wisconsin.gov](mailto:angela.sharpe@wisconsin.gov) and [elections@wi.gov](mailto:elections@wi.gov)