

**STATE OF WISCONSIN  
ELECTIONS COMMISSION**

COMPLAINT FORM

**Please provide the following information about yourself:**

Name Peter Bernegger

Address 1806 Brynwood Trace, New London, WI 54961

Telephone Number 920-551-0510

E-mail pmbmap123@gmail.com

State of Wisconsin  
Before the Elections Commission

The Complaint of Peter Bernegger

\_\_\_\_\_, Complainant(s) against

Meagan Wolfe, Respondent, whose

address is 201 W Washington Ave, Madison, WI 53703

This complaint is under 5.06, other laws cited (Insert the applicable sections of law in chs. 5 to 10 and 12 and other laws relating to elections and election campaigns, other than laws relating to campaign financing)

I, Peter Bernegger, allege that:

see attached 4 pages; 6 pages total. Nov.22nd,2022.

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(Set forth in detail the facts that establish probable cause to believe that a violation has occurred. Be as specific as possible as it relates to dates, times, and individuals involved. Also provide the names of individuals who may have information related to the complaint. Use as many separate pages as needed and attach copies of any supporting documentation.)

Date: 11-18-22

[Signature]  
Complainant's Signature

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

[Signature]  
Complainant's Signature

STATE OF WISCONSIN

County of Portage,  
(county of notarization)

Sworn to before me this 16 day of  
November, 2022.



[Signature]  
(Signature of person authorized to administer oaths)

My commission expires 9/8/2025, or is permanent.

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

**Please send this completed form to:**  
Mail: Wisconsin Elections Commission  
P.O. Box 7984  
Madison, WI 53707-7984  
Fax: (608) 267-0500  
Email: [elections@wi.gov](mailto:elections@wi.gov)

TO: The Six WEC Board of Commissioners      Nov. 22, 2022

A The October 3<sup>rd</sup>, 2022 communications sent out to the election clerks of Wisconsin by Meagan Wolfe were illegal. She is an employee of the state of Wisconsin who has no legal authority to give any guidance to the election clerks. Only the six Commissioners, as a Board, are permitted to carry out this function. And only after the Board provides public notice, holds a public hearing, then takes a vote can guidance be issued (with the vote being 4-2 or greater approving the action). Wis Stat 5.05(1), then (1)(e), then (2)(m)(a), (c) et al.

B I am filing a complaint to the Commission, not Meagan Wolfe. Wis Stats 5.05(2m)(c)2a. It is the Commission who, by statute, is required to read it, investigate it, and act on it, including taking a vote. Id (c)2a, 2am, 4. The Commission's responsibility by law is to look for, find, and determine, probable cause – not Meagan Wolfe. Wis Stat 5.05(2m)(c)6a. And for the Board to investigate, even if it is upon reports from staff. Id 9. And for any investigation, the findings/information are to go to the Commission – not Meagan Wolfe. Id 14. It is the Election Commission that enforces the laws by holding public hearings, taking public votes with a 2/3 majority needed to be able to issue any guidance to the state's clerks. Wis Stat 5.05(2w).

C Meagan Wolfe sent out or caused these written communications to be sent out to the state's election clerks:

**City of Milwaukee Election Commission**

**Milwaukee County Election Commission**

**Wisconsin County Clerks**

**Wisconsin Municipal Clerks**

D As WEC already has these documents, I am not including them here. Furthermore, her staff memos are incorrect and make several false claims. The truth is that clerks from across the state have been thanking me, and our group, for providing them with additional information to help clean up their voter registration list(s). Many of these clerks are finding the exact duplicates I provided were, in fact, accurate. Many were/are duplicate registrations for the same person. Another example is 15,103 registrants failed to provide their APT or Unit number on their EL-133 or online registration form. This shows what a disaster ERIC is, and WEC staff is, in not cleaning up the voter registration list.

E However, this complaint focuses on Wolfe acting outside her legal realm. Where she lacked any legal capacity to issue any guidance to the election clerks in Wisconsin.

“Local election officials do not have the authority under the law to modify absentee ballot certificates, nor does the state elections commission have the right to order that they take that action, the judge said. He accused the elections commission of ‘stubborn and unjustified adherence to its guidance’ contrary to state law.” AP News Sept.7, 2022. In that case, Wisconsin Circuit Court Judge Michael Aprahamian ruled that the staff, including Wolfe, is not permitted to issue any guidance. See Waukesha County Case

Number 2022CV001603 Concerned Veterans of Waukesha County et al. vs. Wisconsin Election Commission.

In Zignego, the Wisconsin Supreme Court ruled that the Commission, not staff employees or Wolfe, has "the duty and power to issue guidance":

*"Among them, the Commission has general responsibility for administering chapters five through ten and 12, the power to investigate and prosecute violations of election laws, the duty and power to issue guidance and formal advisory opinions, and the charge to conduct voter education programs. § 5.05(1), (2m), (2w), (5t), (6a), (12). State v. Wisconsin Elections Commission, 957 NW 2d 208 - @ ¶18 Wis: Supreme Court 2021.*

F Meagan Wolfe is an election official. Wis Stat 5.05(3g). Wolfe also participates in the election process by certifying the votes in each election in our state. Id. Per the Tiegen ruling:

"¶133 Wisconsin Stat. § 5.06(1) allows "any elector" to file "a written sworn complaint" with WEC if the elector "believes that a ~~533~~\*~~533~~ decision or action" of "an election official" related to the "conduct of elections is contrary to law[.]" "The commission may conduct a hearing on the matter in the manner prescribed for treatment of contested cases under ch. 227 if it believes such action to be appropriate." § 5.06(1)." Teigen v. WISCONSIN ELECTIONS COM'N, 976 NW 2d 519 - Wis: Supreme Court 2022.

Further ruling:

"As Justice Hagedorn acknowledges, "§ 5.06 gives [Wisconsin voters] a statutory right to have local election officials in the area[s] where [they] live[ ] comply with election laws."<sup>[17]</sup> That statute says "the elector may file a written sworn complaint with the commission requesting that the official be required to conform his or her conduct to the law, be restrained from taking any action inconsistent with the law or be required to correct any action or decision inconsistent with the law or any abuse of the discretion vested in him or her by law." § 5.06 (emphasis added)."

As Wolfe sent out guidance which was illegal, unauthorized, I demand the following relief be ordered immediately:

1. For Meagan Wolfe to immediately withdraw all the communications she sent out, or directed to be sent out, listed above, on the matter of 'third parties sending emails, challenges'.
2. For Meagan Wolfe to put in writing to all clerks in the state she was wrong to issue such guidance.
3. For her to also include an apology to me for misleading the clerks by sending out "guidance" when she does not have the legal authority to issue guidance to any clerk. We have provided a needed service to the clerks of Wisconsin which is proving to be very helpful in cleaning up the lists – for free.

/s/

Peter Bernegger