

AFFIDAVIT OF DEINA SHIRMER

STATE OF WISCONSIN)

)SS

ST. CROIX COUNTY)

Clerk-Treasurer, Deina Shirmer, being first duly sworn on oath deposes and says:

1. On February 18, 2020, the Town of Warren election officials, Doreen Kruschke, Kathy Munkelwitz, Jean Petersen-Mickschl, Gerald Mickschl, Max Hansen, Sere Leber, John Kraft and Sandy Albright, had split shifts for the Spring Primary.
2. Sere Leber's husband, William Leber, was a candidate on the April 7 ballot and was advised to not work because of that conflict of interest.
3. They have all signed oaths of office and are trained via Wisconsin Election Commission Webinars.
4. The election was only set up in half of the room, so the election officials are placed in proximity.
5. Doreen Kruschke is a retired 20-year clerk and acted as chief inspector and registration official.
6. Max Hansen is trained as a chief inspector and was acting in a floating position as a greeter and to gain greater confidence for the fall 2020 elections.
7. Kathleen Munkelwitz served all day at the signature poll book.
8. From 1:00 to 2:30 Max Hansen sat at the second book until Sandy Albright arrived.
9. Sere Leber and John Kraft arrived around 1:30 and signed ballots.
10. I worked in the clerk's office and did not witness the afternoon events.
11. In the past, John Kraft and Sere Leber have been asked to change topics during elections on multiple occasions. During the afternoon of February 18, 2020, certain conversations and actions by Sere Leber and John Kraft upset Doreen Kruschke and Max Hansen who then informed me of those events. Upon advice from the Town Attorney, I asked Doreen Kruschke and Max Hansen if they would sign sworn affidavits regarding the afternoon's events and they indicated they would do so.
12. On March 5, 2020, Max Hansen and Doreen Kruschke signed sworn affidavits detailing the events which occurred at the February 18, 2020 election. A true and correct copy of these affidavits is attached as Exhibit A.
13. After the April 7 election, Max Hansen resigned.
14. Relying on the sworn affidavits supplied by Max Hansen and Doreen Kruschke, which I found credible, on April 23 I sent the email, attached to this affidavit as Exhibit B, to Sere and Bill Leber.
15. On May 11 and May 12, 2020 I received separate email responses from Bill and Sere Leber. These emails are attached to this affidavit as Exhibit C.
16. On Monday May 11, 2020 I received an email from John Kraft in response to my previous email to the Lebers. A copy of this email is attached as Exhibit D.

17. Immediately following my receipt of the email from John Kraft, I had an email exchange with Diane Lowe who is the Lead Elections Specialist with the Wisconsin Elections Commission. A copy of these emails is attached to this affidavit as Exhibit E.
18. As of the date of this affidavit, except for the statements provided by Sere Leber, Max Hansen, and Doreen Kruschke, I have not seen any other sworn statements from witnesses to the events which took place at the election.
19. Sere Leber is welcome to act as an observer in future elections. With the information presented to me, I acted in the best interest of the Town of Warren.

Dated: 6/8, 2020.

Deina Shirmer

Deina Shirmer

Signed and sworn to before me on

6/8, 2020.

Barbara J. Newton

*

Notary Public, State of Wisconsin

My commission 6/15/2022



EXHIBIT A

AFFIDAVIT OF DOREEN KRUSCHKE

STATE OF WISCONSIN)
)ss
ST. CROIX COUNTY)

Doreen Kruschke, being first duly sworn on oath deposes and says:

1. On February 18, 2020, I served as the Chief Election Official in the Town of Warren, St. Croix County, Wisconsin.

2. Max Hansen ("Max") and Kathy Munkelwitz were assigned to the poll book for the afternoon shift.

3. John Kraft ("John") and Sere Leber ("Sere") were signing and issuing ballots.

4. John and Sere were discussing the Republican Party issues in St. Croix County, such as funding for the party and values of the party.

5. Because voters were present in the election room, Max asked John and Sere to refrain from having that type of discussion.

6. After a few minutes, the discussion did not stop.

7. Max again asked them to refrain from having such discussions during the election.

8. Sere began to argue with Max, stating that she was doing nothing wrong.

9. Max asked me for confirmation that the discussion between John and Sere was inappropriate and should stop, and I confirmed that it was inappropriate.

10. Later that afternoon, Max was working as a greeter and was sitting next to me, close to the election voting equipment.

11. I witnessed a male voter go to the voting booth and after a couple of minutes, walked over to Sere and showed her his ballot.


12. Sere looked up to see if anyone was looking, turned to his ballot and proceeded to point to a spot on the ballot to help him vote.

13. Later that day, towards the evening, John and Sere began discussing the Republican Party again.

14. Max again asked them to stop and also asked for my confirmation that they should not be having such discussions in the election room.

15. I told Max, "No, it is not appropriate, and it needs to stop".

Dated: March 5, 2020.


Doreen Kruschke

Signed and sworn to before me
on March 5, 2020.

Alina Shimer
*

Notary Public, State of Wisconsin
My commission 7/1/2022



10. I witnessed a male voter go through the process, receive a ballot and take the ballot to the voting booth.

11. Shortly after going to the voting booth, the male voter walked back to Sere, asked a question and showed her his ballot. She pointed to it at a specific spot on the ballot and said something to him. I was unable to hear what she told the voter. He then went back to the voting booth and finished his voting.

Dated: March 5, 2020.

Max Hansen
Max Hansen

Signed and sworn to before me
on March 5, 2020.

Deima Shikmer
*

Notary Public, State of Wisconsin
My commission 4/1/2022.



EXHIBIT B

From: Deina Shirmer <office@townofwarren.com>

Date: Thu, Apr 23, 2020 at 3:09 PM

Subject: May 12 Election

To: William Leber <59rebel@gmail.com>

Good Afternoon Bill and Sere –

I am writing to advise that Sere Leber is removed from the Town of Warren Election Official list. In early March, it was brought to my attention that at the February 18, 2020, a male voter received a ballot and proceeded to the voting booth. Shortly after going to the voting booth, the male voter walked back to Sere, asked a question and showed her his ballot. She looked around to see if anyone was looking and pointed to it at a specific spot on the ballot and said something to him. He then went back to the voting booth and finished his voting. I did not witness this event, but have two signed affidavits explaining this election. They also describe problems with political discussions that didn't stop when asked to change subject and John said " I'm glad it's not me this time." Discussing political items upsets other election officials and this is an ongoing problem brought to your attention many times over many elections.

I have waited on this, struggling to proceed. I reference Wisconsin State Statute 12.03(2)(a) No person may engage in electioneering during polling hours on election day at a polling place. Statute 7.37(2) says " Preserve Order. The inspectors shall possess full authority to maintain order and to enforce obedience to their lawful commands during the election and the canvass of the votes. They shall permit only one person in a voting booth at a time and shall prevent any person from taking notice of how another person has voted, except when assistance is given under s.6.82. They shall enforce s. 5.35(5) and prevent electioneering and distribution of election related material from taking place in violation of ss.12.03 and 12.035. In any person refuses to obey the lawful commands of an inspector, or is disorderly in the presence of hearing of the inspectors, interrupts or disturbs in the proceedings, they may order any law enforcement office to remove the person from the voting area, or take the person into custody.

Thank you for your help during previous elections but I can't allow these disruptions to continue.

Deina Shirmer, WCPC CMTW

Clerk Treasurer

Phone 715-749-9013

Fax 715-749-9014

Pop. 1701

EXHIBIT C

Deina Shirmer

From: wsl@frontiernet.net
Sent: Tuesday, May 12, 2020 10:59 AM
To: Deina Shirmer; William Leber
Cc: Chairtownwarren@outlook.com; Jason G. Brasch; cathy.borgschatz@sccwi.gov; diane.lowe@wisconsin.gov; handscraft62@gmail.com; jkraft@stcroixrepublican.org
Subject: Re: Town of Warren St. Croix County removal from Poll Inspector Role

Good Morning Deina,

First, I'm not certain why you are using my spouse Bill's email. Please use my direct email of **wsl@frontiernet.net**. Second, I am curious why you just didn't communicate with a phone call to me back in February with these concerns. You have called me prior a few times. For future contact, please call my cell 715-410-0304 or our home 715-246-6175. Again, Please also use my direct email at **wsl@frontiernet.net**.

Now about the first email you sent to husband Bill at 59rebel@gmail.com on April 23rd. Yes, please send me copies (email or by us post mail) of the affidavits. The affidavits should be filed with the elections commission as well which I understand they are not.

About my working the Special Election May 12th, I want to work the pm shift but under the circumstances, I will observe instead.

I will look forward to seeing you. Thank you for your time and for all that you do for Warren Township.

Sincerely,

Sere' Leber

On Monday, May 11, 2020, 01:12:47 PM CDT, William Leber <59rebel@gmail.com> wrote:

Stop sending me these bogus election intimidation emails.

Shall we add this the growing list of reasons you should resign or be removed? Your outrageous partisan conduct in the last election was at best incompetent and at worst Outright Election fraud. You have no business continuing in the position of clerk.

You want to play games with affidavits?

I suggest you resign today or at least follow process until you can be removed.

Bill Leber

On Mon, May 11, 2020 at 12:29 PM Deina Shirmer <office@townofwarren.com> wrote:

Good Morning Diane –

I apologize for bringing John Kraft to your attention, yet again. John Kraft and Sere Leber are on the St. Croix Republican Executive Committee and appointed themselves as election officials in the town of Warren. Sere has problems taking

direction on election worker tasks, but the most recent – pointed to a voters ballot when asked who to vote for. I have two affidavits from two trained chief election officials. John's constant electioneering has cost the town one of those trained workers. I was lead to believe that the clerk position has the authority to remove any election officials that fail to serve as directed. I did not witness the act of directing a voter with their ballot. I can produce the affidavits if requested. This is the email that was sent to Sere and her husband.

"Good Afternoon Bill and Sere –

I am writing to advise that Sere Leber is removed from the Town of Warren Election Official list. In early March, it was brought to my attention that at the February 18, 2020, a male voter received a ballot and proceeded to the voting booth. Shortly after going to the voting booth, the male voter walked back to Sere, asked a question and showed her his ballot. She looked around to see if anyone was looking and pointed to it at a specific spot on the ballot and said something to him. He then went back to the voting booth and finished his voting. I did not witness this event, but have two signed affidavits explaining this election. They also describe problems with political discussions that didn't stop when asked to change subject and John said " I'm glad it's not me this time." Discussing political items upsets other election officials and this is an ongoing problem brought to your attention many times over many elections.

I have waited on this, struggling to proceed. I reference Wisconsin State Statute 12.03(2)(a) No person may engage in electioneering during polling hours on election day at a polling place. Statute 7.37(2) says " Preserve Order. The inspectors shall possess full authority to maintain order and to enforce obedience to their lawful commands during the election and the canvass of the votes. They shall permit only one person in a voting booth at a time and shall prevent any person from taking notice of how another person has voted, except when assistance is given under s.6.82. They shall enforce s. 5.35(5) and prevent electioneering and distribution of election related material from taking place in violation of ss.12.03 and 12.035. In any person refuses to obey the lawful commands of an inspector, or is disorderly in the presence of hearing of the inspectors, interrupts or disturbs in the proceedings, they may order any law enforcement office to remove the person from the voting area, or take the person into custody.

Thank you for your help during previous elections but I can't allow these disruptions to continue."

If she comes to the polling place, demanding to serve as an election official, I plan to contact St. Croix County Sheriff and ask for her removal. She is welcome to stay as an observer, but her presence will be disruptive to the polling place. Does this sound like an acceptable solution to an on going problem? I really appreciate your advice.

From: John Kraft <jkraft@stcroixrepublican.org>
Sent: Monday, May 11, 2020 11:56 AM
To: Deina Shirmer <office@townofwarren.com>; chairtownwarren@outlook.com
Subject: Sere Leber removal from Poll Inspector Role

Respectfully, your unilateral decision to attempt to bar Sere Leber from serving as a poll inspector in the Town of Warren is another example of what is now a consistent pattern of trying to prohibit Republican representation at elections in the Town of Warren. It will not stand.

Your cited facts are in error, and are outright fabrications. This is evidenced by the fact that Sere was not provided copies of the referenced affidavits, nor was she copied on the complaint made to the Election Commission, if any.

I was a witness to the voter incident you referenced, where a voter did in fact walk back to the table with a question, which was completely out of the control of Sere. She did nothing inappropriate.

You have no grounds on which to remove Sere. She will be present as a poll inspector at the election tomorrow, being on the partisan inspector nomination list, from which you are required to appoint inspectors until it is exhausted.

If you feel your position on the other matters has merit, then follow due process so Sere has the opportunity to file her position as well. The intimidation tactic will not be accepted.

John Kraft

Chairman

Republican Party of St. Croix County



cc: atty. Hugh H Gwin

----- Forwarded message -----

From: Deina Shirmer <office@townofwarren.com>

Date: Thu, Apr 23, 2020 at 3:09 PM

Subject: May 12 Election

To: William Leber <59rebel@gmail.com>

Good Afternoon Bill and Sere –

I am writing to advise that Sere Leber is removed from the Town of Warren Election Official list. In early March, it was brought to my attention that at the February 18, 2020, a male voter received a ballot and proceeded to the voting booth. Shortly after going to the voting booth, the male voter walked back to Sere, asked a question and showed her his ballot. She looked around to see if anyone was looking and pointed to it at a specific spot on the ballot and said something to him. He then went back to the voting booth and finished his voting. I did not witness this event, but have two signed affidavits explaining this election. They also describe problems with political discussions that didn't stop when asked to change subject and John said " I'm glad it's not me this time." Discussing political items upsets other election officials and this is an ongoing problem brought to your attention many times over many elections.

I have waited on this, struggling to proceed. I reference Wisconsin State Statute 12.03(2)(a) No person may engage in electioneering during polling hours on election day at a polling place. Statute 7.37(2) says " Preserve Order. The inspectors shall possess full authority to maintain order and to enforce obedience to their lawful commands during the election and the canvass of the votes. They shall permit only one person in a voting booth at a time and shall prevent any person from taking notice of how another person has voted, except when assistance is given under s.6.82. They shall enforce s. 5.35(5) and prevent electioneering and distribution of election related material from taking place in violation of ss.12.03 and 12.035. In any person refuses to obey the lawful commands of an inspector, or is disorderly in the presence of hearing of the inspectors, interrupts or disturbs in the proceedings, they may order any law enforcement office to remove the person from the voting area, or take the person into custody.

Thank you for your help during previous elections but I can't allow these disruptions to continue.

Deina Shirmer, WCPC CMTW

Clerk Treasurer

Phone 715-749-9013

Fax 715-749-9014a

Pop. 1701

EXHIBIT D

From: John Kraft <jkraft@stcroixrepublican.org>
Sent: Monday, May 11, 2020 11:56 AM
To: Deina Shirmer <office@townofwarren.com>; chairtownwarren@outlook.com
Subject: Sere Leber removal from Poll Inspector Role

Respectfully, your unilateral decision to attempt to bar Sere Leber from serving as a poll inspector in the Town of Warren is another example of what is now a consistent pattern of trying to prohibit Republican representation at elections in the Town of Warren. It will not stand.

Your cited facts are in error, and are outright fabrications. This is evidenced by the fact that Sere was not provided copies of the referenced affidavits, nor was she copied on the complaint made to the Election Commission, if any.

I was a witness to the voter incident you referenced, where a voter did in fact walk back to the table with a question, which was completely out of the control of Sere. She did nothing inappropriate.

You have no grounds on which to remove Sere. She will be present as a poll inspector at the election tomorrow, being on the partisan inspector nomination list, from which you are required to appoint inspectors until it is exhausted.

If you feel your position on the other matters has merit, then follow due process so Sere has the opportunity to file her position as well. The intimidation tactic will not be accepted.

John Kraft

Chairman

Republican Party of St. Croix County



cc: atty. Hugh H Gwin

EXHIBIT E

Deina Shirmer

From: Lowe, Diane - ELECTIONS <Diane.Lowe@wisconsin.gov>
Sent: Monday, May 11, 2020 4:18 PM
To: Deina Shirmer
Cc: Jason G. Brasch; Chairtownwarren@outlook.com; handscraft62@gmail.com; cathy.borgschatz@sccwi.gov; jkraft@stcroixrepublican.org
Subject: RE: Town of Warren St. Croix County removal from Poll Inspector Role

Deina,

You believe you have credible evidence of the poll worker's infraction(s) and have dismissed her based on that evidence.

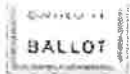
7.30(6)(c)(e) If any election official appointed under this section lacks the qualifications set forth in this section, fails to attend training sessions required under s. 7.15 (1) (e) unless excused therefrom, is guilty of neglecting his or her official duties or commits official misconduct, the municipal clerk or board of election commissioners shall summarily remove the official from office and the vacancy shall be filled under sub. (2) (b).

If there are objections to your decision, a complaint can be filed with the WEC under § Wis. Stat. 5.06.



Diane M. Lowe
Lead Elections Specialist
Wisconsin Elections Commission
P.O. Box 7984
Madison, WI 53707-7984
Phone: 608-266-3276
Fax: 608-267-0500
Email: diane.lowe@wisconsin.gov
<http://gab.wi.gov>

WISCONSIN NOW REQUIRES A PHOTO ID TO VOTE. LEARN MORE
AT <http://bringit.wisconsin.gov>



Follow the Elections Commission on Facebook and Twitter!



From: Deina Shirmer <office@townofwarren.com>
Sent: Monday, May 11, 2020 12:29 PM
To: Lowe, Diane - ELECTIONS <Diane.Lowe@wisconsin.gov>
Cc: Jason G. Brasch <JBrasch@bakkenorman.com>; Chairtownwarren@outlook.com; handcraft62@gmail.com; cathy.borgschatz@sccwi.gov; jkraft@stcroixrepublican.org
Subject: Town of Warren St. Croix County removal from Poll Inspector Role

Good Morning Diane –

I apologize for bringing John Kraft to your attention, yet again. John Kraft and Sere Leber are on the St. Croix Republican Executive Committee and appointed themselves as election officials in the town of Warren. Sere has problems taking direction on election worker tasks, but the most recent – pointed to a voters ballot when asked who to vote for. I have two affidavits from two trained chief election officials. John's constant electioneering has cost the town one of those trained workers. I was lead to believe that the clerk position has the authority to remove any election officials that fail to serve as directed. I did not witness the act of directing a voter with their ballot. I can produce the affidavits if requested. This is the email that was sent to Sere and her husband.

“Good Afternoon Bill and Sere –

I am writing to advise that Sere Leber is removed from the Town of Warren Election Official list. In early March, it was brought to my attention that at the February 18, 2020, a male voter received a ballot and proceeded to the voting booth. Shortly after going to the voting booth, the male voter walked back to Sere, asked a question and showed her his ballot. She looked around to see if anyone was looking and pointed to it at a specific spot on the ballot and said something to him. He then went back to the voting booth and finished his voting. I did not witness this event, but have two signed affidavits explaining this election. They also describe problems with political discussions that didn't stop when asked to change subject and John said “ I'm glad it's not me this time.” Discussing political items upsets other election officials and this is an ongoing problem brought to your attention many times over many elections.

I have waited on this, struggling to proceed. I reference Wisconsin State Statute 12.03(2)(a) No person may engage in electioneering during polling hours on election day at a polling place. Statute 7.37(2) says “ Preserve Order. The inspectors shall possess full authority to maintain order and to enforce obedience to their lawful commands during the election and the canvass of the votes. They shall permit only one person in a voting booth at a time and shall prevent any person from taking notice of how another person has voted, except when assistance is given under s.6.82. They shall enforce s. 5.35(5) and prevent electioneering and distribution of election related material from taking place in violation of ss.12.03 and 12.035. In any person refuses to obey the lawful commands of an inspector, or is disorderly in the presence of hearing of the inspectors, interrupts or disturbs in the proceedings, they may order any law enforcement office to remove the person from the voting area, or take the person into custody.

Thank you for your help during previous elections but I can't allow these disruptions to continue.”

If she comes to the polling place, demanding to serve as an election official, I plan to contact St. Croix County Sheriff and ask for her removal. She is welcome to stay as an observer, but her presence will be disruptive to the polling place. Does this sound like an acceptable solution to an on going problem? I really appreciate your advice.

From: John Kraft <jkraft@stcroixrepublican.org>
Sent: Monday, May 11, 2020 11:56 AM
To: Deina Shirmer <office@townofwarren.com>; chairtownwarren@outlook.com
Subject: Sere Leber removal from Poll Inspector Role

Respectfully, your unilateral decision to attempt to bar Sere Leber from serving as a poll inspector in the Town of Warren is another example of what is now a consistent pattern of trying to prohibit Republican representation at elections in the Town of Warren. It will not stand.

Your cited facts are in error, and are outright fabrications. This is evidenced by the fact that Sere was not provided copies of the referenced affidavits, nor was she copied on the complaint made to the Eléction Commission, if any.

I was a witness to the voter incident you referenced, where a voter did in fact walk back to the table with a question, which was completely out of the control of Sere. She did nothing inappropriate.

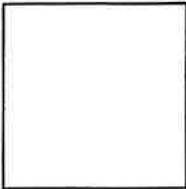
You have no grounds on which to remove Sere. She will be present as a poll inspector at the election tomorrow, being on the partisan inspector nomination list, from which you are required to appoint inspectors until it is exhausted.

If you feel your position on the other matters has merit, then follow due process so Sere has the opportunity to file her position as well. The intimidation tactic will not be accepted.

John Kraft

Chairman

Republican Party of St. Croix County



cc: atty. Hugh H Gwin

----- Forwarded message -----

From: **Deina Shirmer** <office@townofwarren.com>

Date: Thu, Apr 23, 2020 at 3:09 PM

Subject: May 12 Election

To: William Leber <59rebel@gmail.com>

Good Afternoon Bill and Sere –

I am writing to advise that Sere Leber is removed from the Town of Warren Election Official list. In early March, it was brought to my attention that at the February 18, 2020, a male voter received a ballot and proceeded to the voting booth. Shortly after going to the voting booth, the male voter walked back to Sere, asked a question and showed her his ballot. She looked around to see if anyone was looking and pointed to it at a specific spot on the ballot and said something to him. He then went back to the voting booth and finished his voting. I did not witness this event, but have two signed affidavits explaining this election. They also describe problems with political discussions that didn't stop when asked to change subject and John said " I'm glad it's not me this time." Discussing political items upsets other election officials and this is an ongoing problem brought to your attention many times over many elections.

I have waited on this, struggling to proceed. I reference Wisconsin State Statute 12.03(2)(a) No person may engage in electioneering during polling hours on election day at a polling place. Statute 7.37(2) says " Preserve Order. The inspectors shall possess full authority to maintain order and to enforce obedience to their lawful commands during the election and the canvass of the votes. They shall permit only one person in a voting booth at a time and shall prevent any person from taking notice of how another person has voted, except when assistance is given under s.6.82. They shall enforce s. 5.35(5) and prevent electioneering and distribution of election related material from taking place in violation of ss.12.03 and 12.035. In any person refuses to obey the lawful commands of an inspector, or is disorderly in the presence of hearing of the inspectors, interrupts or disturbs in the proceedings, they may order any law enforcement office to remove the person from the voting area, or take the person into custody.

Thank you for your help during previous elections but I can't allow these disruptions to continue.

Deina Shirmer, WCPC CMTW

Clerk Treasurer

Phone 715-749-9013

Fax 715-749-9014a

Pop. 1701

Deina Shirmer

From: Lowe, Diane - ELECTIONS <Diane.Lowe@wisconsin.gov>
Sent: Tuesday, May 12, 2020 12:41 PM
To: Deina Shirmer
Subject: RE: Town of Warren St. Croix County removal from Poll Inspector Role

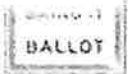
They aren't filed with our office.

The only time anything would be filed with our office is as evidence to back up wanting to dismiss a first choice nominee or as part of a complaint filed with our office.



Diane M. Lowe
Lead Elections Specialist
Wisconsin Elections Commission
P.O. Box 7984
Madison, WI 53707-7984
Phone: 608-266-3276
Fax: 608-267-0500
Email: diane.lowe@wisconsin.gov
<http://gab.wi.gov>

WISCONSIN NOW REQUIRES A PHOTO ID TO VOTE. LEARN MORE
AT <http://bringit.wisconsin.gov>



Follow the Elections Commission on Facebook and Twitter!



From: Deina Shirmer <office@townofwarren.com>
Sent: Tuesday, May 12, 2020 12:36 PM
To: wsl@frontiernet.net
Cc: Lowe, Diane - ELECTIONS <Diane.Lowe@wisconsin.gov>
Subject: RE: Town of Warren St. Croix County removal from Poll Inspector Role

Good Afternoon Sere –
Here is a copy of the affidavits from the February Election.

Diane Lowe, I am uncertain how to file these with your office.

Thanks for your advice.

From: wsl@frontiernet.net <wsl@frontiernet.net>

Sent: Tuesday, May 12, 2020 10:59 AM

To: Deina Shirmer <office@townofwarren.com>; William Leber <59rebel@gmail.com>

Cc: Chairtownwarren@outlook.com; Jason G. Brasch <jbrasch@bakkenorman.com>; cathy.borgschatz@sccwi.gov;

diane.lowe@wisconsin.gov; handscraft62@gmail.com; jkraft@stcroixrepublican.org

Subject: Re: Town of Warren St. Croix County removal from Poll Inspector Role

Good Morning Deina,

First, I'm not certain why you are using my spouse Bill's email. Please use my direct email of wsl@frontiernet.net. Second, I am curious why you just didn't communicate with a phone call to me back in February with these concerns. You have called me prior a few times. For future contact, please call my cell 715-410-0304 or our home 715-246-6175. Again, Please also use my direct email at wsl@frontiernet.net.

Now about the first email you sent to husband Bill at 59rebel@gmail.com on April 23rd. Yes, please send me copies (email or by us post mail) of the affidavits. The affidavits should be filed with the elections commission as well which I understand they are not.

About my working the Special Election May 12th, I want to work the pm shift but under the circumstances, I will observe instead.

I will look forward to seeing you. Thank you for your time and for all that you do for Warren Township.

Sincerely,

Sere' Leber

On Monday, May 11, 2020, 01:12:47 PM CDT, William Leber <59rebel@gmail.com> wrote:

Stop sending me these bogus election intimidation emails.

Shall we add this the growing list of reasons you should resign or be removed? Your outrageous partisan conduct in the last election was at best incompetent and at worst Outright Election fraud. You have no business continuing in the position of clerk.

You want to play games with affidavits?

I suggest you resign today or at least follow process until you can be removed.

Bill Leber

On Mon, May 11, 2020 at 12:29 PM Deina Shirmer <office@townofwarren.com> wrote:

Good Morning Diane –

I apologize for bringing John Kraft to your attention, yet again. John Kraft and Sere Leber are on the St. Croix Republican Executive Committee and appointed themselves as election officials in the town of Warren. Sere has problems taking direction on election worker tasks, but the most recent – pointed to a voters ballot when asked who to vote for. I have two

affidavits from two trained chief election officials. John's constant electioneering has cost the town one of those trained workers. I was lead to believe that the clerk position has the authority to remove any election officials that fail to serve as directed. I did not witness the act of directing a voter with their ballot. I can produce the affidavits if requested. This is the email that was sent to Sere and her husband.

"Good Afternoon Bill and Sere –

I am writing to advise that Sere Leber is removed from the Town of Warren Election Official list. In early March, it was brought to my attention that at the February 18, 2020, a male voter received a ballot and proceeded to the voting booth. Shortly after going to the voting booth, the male voter walked back to Sere, asked a question and showed her his ballot. She looked around to see if anyone was looking and pointed to it at a specific spot on the ballot and said something to him. He then went back to the voting booth and finished his voting. I did not witness this event, but have two signed affidavits explaining this election. They also describe problems with political discussions that didn't stop when asked to change subject and John said " I'm glad it's not me this time." Discussing political items upsets other election officials and this is an ongoing problem brought to your attention many times over many elections.

I have waited on this, struggling to proceed. I reference Wisconsin State Statute 12.03(2)(a) No person may engage in electioneering during polling hours on election day at a polling place. Statute 7.37(2) says " Preserve Order. The inspectors shall possess full authority to maintain order and to enforce obedience to their lawful commands during the election and the canvass of the votes. They shall permit only one person in a voting booth at a time and shall prevent any person from taking notice of how another person has voted, except when assistance is given under s.6.82. They shall enforce s. 5.35(5) and prevent electioneering and distribution of election related material from taking place in violation of ss.12.03 and 12.035. In any person refuses to obey the lawful commands of an inspector, or is disorderly in the presence of hearing of the inspectors, interrupts or disturbs in the proceedings, they may order any law enforcement office to remove the person from the voting area, or take the person into custody.

Thank you for your help during previous elections but I can't allow these disruptions to continue."

If she comes to the polling place, demanding to serve as an election official, I plan to contact St. Croix County Sheriff and ask for her removal. She is welcome to stay as an observer, but her presence will be disruptive to the polling place. Does this sound like an acceptable solution to an on going problem? I really appreciate your advice.

From: John Kraft <jkraft@stcroixrepublican.org>
Sent: Monday, May 11, 2020 11:56 AM
To: Deina Shirmer <office@townofwarren.com>; chairtownwarren@outlook.com
Subject: Sere Leber removal from Poll Inspector Role

Respectfully, your unilateral decision to attempt to bar Sere Leber from serving as a poll inspector in the Town of Warren is another example of what is now a consistent pattern of trying to prohibit Republican representation at elections in the Town of Warren. It will not stand.

Your cited facts are in error, and are outright fabrications. This is evidenced by the fact that Sere was not provided copies of the referenced affidavits, nor was she copied on the complaint made to the Election Commission, if any.

I was a witness to the voter incident you referenced, where a voter did in fact walk back to the table with a question, which was completely out of the control of Sere. She did nothing inappropriate.

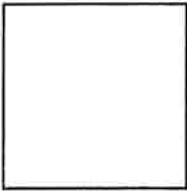
You have no grounds on which to remove Sere. She will be present as a poll inspector at the election tomorrow, being on the partisan inspector nomination list, from which you are required to appoint inspectors until it is exhausted.

If you feel your position on the other matters has merit, then follow due process so Sere has the opportunity to file her position as well. The intimidation tactic will not be accepted.

John Kraft

Chairman

Republican Party of St. Croix County



cc: atty. Hugh H Gwin

----- Forwarded message -----

From: Deina Shirmer <office@townofwarren.com>

Date: Thu, Apr 23, 2020 at 3:09 PM

Subject: May 12 Election

To: William Leber <59rebel@gmail.com>

Good Afternoon Bill and Sere –

I am writing to advise that Sere Leber is removed from the Town of Warren Election Official list. In early March, it was brought to my attention that at the February 18, 2020, a male voter received a ballot and proceeded to the voting booth. Shortly after going to the voting booth, the male voter walked back to Sere, asked a question and showed her his ballot. She looked around to see if anyone was looking and pointed to it at a specific spot on the ballot and said something to him. He then went back to the voting booth and finished his voting. I did not witness this event, but have two signed affidavits explaining this election. They also describe problems with political discussions that didn't stop when asked to change subject and John said " I'm glad it's not me this time." Discussing political items upsets other election officials and this is an ongoing problem brought to your attention many times over many elections.

I have waited on this, struggling to proceed. I reference Wisconsin State Statute 12.03(2)(a) No person may engage in electioneering during polling hours on election day at a polling place. Statute 7.37(2) says " Preserve Order. The inspectors shall possess full authority to maintain order and to enforce obedience to their lawful commands during the election and the canvass of the votes. They shall permit only one person in a voting booth at a time and shall prevent any person from taking notice of how another person has voted, except when assistance is given under s.6.82. They shall enforce s. 5.35(5) and prevent electioneering and distribution of election related material from taking place in violation of ss.12.03 and 12.035. In any person refuses to obey the lawful commands of an inspector, or is disorderly in the presence of hearing of the inspectors, interrupts or disturbs in the proceedings, they may order any law enforcement office to remove the person from the voting area, or take the person into custody.

Thank you for your help during previous elections but I can't allow these disruptions to continue.

Deina Shirmer, WCPC CMTW

Clerk Treasurer

Phone 715-749-9013

Fax 715-749-9014a

Pop. 1701