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Supreme Court of Wisconsin

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April 19, 2019

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You are hereby notified that the Court has entered the following order:

No. 2019AP622

SEIU, Local 1 v. Vos L.C.#2019CV302

The court having taken notice that an appeal, Service Employees Int'l Union v. Vos (No. 2019AP622), is pending in the court of appeals involving, inter alia, the constitutionality of certain provisions of 2017 Wisconsin Act 369 and having concluded that the interests of the state would be best served by the appeal bypassing the court of appeals and proceeding in this court, and upon this court's own motion,

IT IS ORDERED that this court hereby assumes jurisdiction of the appeal in Service Employees Int'l Union v. Vos (No. 2019AP622), pursuant to Wis. Const. Art. VII, § 3(3), Wis. Stat. § 808.05(3), and Wis. Stat. § (Rule) 809.61. When this court assumes jurisdiction of an appeal upon its own motion pursuant to Wis. Stat. § 808.05(3) and § (Rule) 809.61, it acquires jurisdiction over the entire appeal, including motions pending in the appeal. Accordingly, the motion for temporary relief pending appeal that has been filed in this appeal will be decided by this court based on the briefs already filed.

IT IS FURTHER ORDERED that the briefing schedule on this appeal is held in abeyance pending further order of the court. A briefing schedule will be established by the court in a future order.

SHIRLEY S. ABRAHAMSON, ANN WALSH BRADLEY, and REBECCA FRANK DALLET, J.J., (*dissenting*). We dissent and would allow the appeal to proceed in the court of appeals. Further, this court should not reach down and assume jurisdiction of the appeal without giving the parties notice and an opportunity to be heard.

Sheila T. Reiff
Clerk of Supreme Court

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