

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

ADAM JARCHOW and)
MICHAEL D. DEAN,)
)
Plaintiffs,)
)
v.)
)
STATE BAR OF WISCONSIN, a)
professional association; STATE BAR OF)
WISCONSIN BOARD OF)
GOVERNORS; CHRISTOPHER E.)
ROGERS, President of the State Bar of)
Wisconsin; JILL M. KASTNER,)
President-elect of the State Bar of)
Wisconsin; STARLYN R.)
TOURILLOTT, Secretary of the State)
Bar of Wisconsin; JOHN E. DANNER,)
Treasurer of the State Bar of Wisconsin;)
ODALO J. OHIKU, Chairperson of the)
State Bar of Wisconsin Board of)
Governors, and PAUL G. SWANSON,)
Immediate Past-president of the State Bar)
of Wisconsin, in their official capacities,)
)
Defendants.)
)

Case No. 3:19-CV-00266

DEFENDANTS’ MOTION TO DISMISS PLAINTIFFS’ COMPLAINT

Defendants (collectively, “the State Bar”) move the Court to dismiss Plaintiffs’ Complaint for failure to state a claim under Fed. R. Civ. P. 12(b)(6). The State Bar further moves the Court to: (a) dismiss Plaintiff Jarchow for lack of Article III standing as to a portion of Count One under Fed. R. Civ. P. 12(b)(1); (b) dismiss Defendant State Bar and Defendant State Bar Board of Governors under the Eleventh Amendment, *id.*; (c) dismiss Officer Defendants Kastner, Ohiku, and Swanson under the Eleventh Amendment, *id.*; (d) dismiss all damages claims against all

Officer Defendants under the Eleventh Amendment, *id.*; and (e) dismiss all damages claims against all Officer Defendants under the doctrine of qualified immunity.

The grounds for this Motion are set forth in the accompanying Brief.

Dated: May 21, 2019

Respectfully submitted,

/s/ Roberta F. Howell

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