

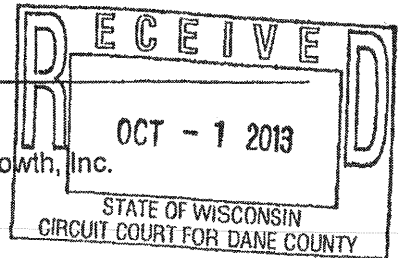
**STATE OF WISCONSIN**

**BEFORE THE JOHN DOE JUDGE**

|   |                           |            |
|---|---------------------------|------------|
| IN THE MATTER OF A JOHN<br>DOE PROCEEDING | COLUMBIA COUNTY CASE NO.  | 13JD000011 |
|   | DANE COUNTY CASE NO.      | 13JD000009 |
|   | DODGE COUNTY CASE NO.     | 13JD000006 |
|   | IOWA COUNTY CASE NO.      | 13JD000001 |
|   | MILWAUKEE COUNTY CASE NO. | 12JD000023 |

**JOHN DOE SUBPOENA DUCES TECUM**

THE STATE OF WISCONSIN, TO: Charles Talbot  
President, Wisconsin Club for Growth, Inc.  
c/o Godfrey and Kahn  
One East Main Street, Suite 500  
Madison, Wisconsin 53703



YOU ARE HEREBY REQUIRED TO APPEAR ON Tuesday, October 29, 2013 at 8:00 A.M. before the Honorable Barbara A. Kluka, sitting as a Reserve Judge in and for the above referenced Counties, in Courtroom 7A of the Dane County Courthouse, 215 South Hamilton Street, Madison, Wisconsin, 53703, and to bring with you the following documents, records and information as those and other terms are defined in Attachment A:

1. For the timeframe of March 1, 2009 to the present, all records and information in the possession of the corporation or any of its Employees, Agents, Officers and/or Directors, including but not limited to Eric O'Keefe, Eleanore Hawley and Charles Talbot, as follows:

- a. All corporate minutes and resolutions;
- b. All communications between corporate directors, officers, employees and/or agents on the one hand, and R.J. Johnson and/or Deborah Jordahl on the other hand;
- c. All communications naming R.J. Johnson in the body of the communication;
- d. All communications naming Deborah Jordahl in the body of the communication;
- e. All contracts, agreements, accords or understandings of any kind which have been entered into with any of the following:
  - i. R.J. Johnson & Associates, Inc;
  - ii. Citizens for a Strong America, Inc.;
  - iii. Coalition Partners, L.L.C.;
  - iv. Doner Fundraising Inc.;
  - v. Richard "R.J." Johnson;
  - vi. Deborah Jordahl; or
  - vii. Kate Donor.
- f. All invoices and payment records relating to any item identified in the preceding subparagraph;
- g. All records of income received, including fundraising information and the identity of persons contributing to the corporation;

h. All records of money spent, including expense and other disbursements data, invoices, payroll records, billing records and related memoranda; and

i. All Recall Related Information and Records as defined in Attachment A.

Failure to appear may result in punishment for contempt which may include monetary penalties, imprisonment and other sanctions.

In lieu of appearing at the above time and place with these documents, you are authorized to forward copies of the documents on or before the return date of this Subpoena Duces Tecum to the following address: Special Prosecutor Francis D. Schmitz, P.O. Box 2143, Milwaukee, Wisconsin, 53201.


If you elect to challenge this Subpoena for any reason, you must file any challenge papers with the John Doe Judge by mailing or delivering them to: Honorable Barbara A. Kluka, Reserve Judge, P.O. Box 2143, Milwaukee, Wisconsin, 53201.

All questions regarding this Subpoena must be directed to Special Prosecutor Francis D. Schmitz at (414) 278-4659 or fd.schmitz@da.wi.gov.

**By order of the court, pursuant to a Secrecy Order that applies to this proceeding, you are hereby commanded and ordered not to disclose to anyone, other than your own attorney, the contents of this subpoena and/or the fact that you have received this subpoena. Violation of this Secrecy Order is punishable as Contempt of Court.**

Dated at Milwaukee, Wisconsin, this 30<sup>th</sup> day of September 2013.

By the Court:

  
Honorable Barbara Kluka  
Reserve Judge

1. For purposes of this Subpoena, the terms "records," "documents" and/or "information" include all items in whatever form and by whatever means they may have been created or stored, including any form of computer or electronic storage (such as hard disks, jump drives, thumb drives, CDs, DVDs, external USB drives, 3.5" disks or other media that can store data); any handmade form (such as writing, drawing, painting); any mechanical form (such as printing or typing); and any photographic form (such as microfilm, microfiche, prints, slides, negatives, videotapes, motion pictures, photocopies).

2. For purposes of this Subpoena and for purposes of the definition of **Recall Related Information and Records** contained in ¶5 below, the term **2011 Senate Recall Elections** means any one or more of the following **2011 Senate Recall Elections**, including both the general Recall Elections specified below and any primary elections leading up to the general Recall Elections as follows:

a. July 19, 2011

- i. District 30 - Dave Hansen (Democrat), David VanderLeest (Republican);

b. August 9:

- i. District 2 - Robert Cowles (Republican) and Nancy J. Nusbaum (Democrat);
- ii. District 8 - Alberta Darling (Republican) and Sandy Pasch (Democrat);
- iii. District 10 Sheila Harsdorf (Republican) and Shelly Moore (Democrat);
- iv. District 14 - Luther Olsen (Republican) and Fred Clark (Democrat);
- v. District 18) -Randy Hopper (Republican) and Jessica King (Democrat);
- vi. District 32 Dan Kapanke (Republican) and Jennifer Shilling (Democrat).

c. August 16:

- i. District 12 - Kim Simac (Republican) and Jim Holperin (Democrat);
- ii. District 22 Robert Wirch (Democrat) and Jonathan Steitz (Republican)

3. For purposes of this Subpoena and for purposes of the definition of **Recall Related Information and Records** contained in ¶5 below, the term **2012 Senate Recall Elections** means any one or more of the following **2012 Senate Recall Elections**, including both the general Recall Elections specified below and any primary elections leading up to the general Recall Elections as follows:

a. June 5, 2012

- i. District 21 - Van Wanggard (Republican) and John Lehman (Democrat);
- ii. District 23 - Terry Moulton (Republican) and Kristen Dexter (Democrat);
- iii. District 29 - Jerry Petrowski (Republican) and Donna Seidel (Democrat);
- iv. District 13 - Scott Fitzgerald (Republican) and Lori Compas (Democrat)

4. For purposes of this Subpoena and for purposes of the definition of **Recall Related Information and Records** contained in ¶5 below, the term **2012 Gubernatorial Recall Election** means the **2012 Gubernatorial Recall Election** between Scott Walker (Republican) and Tom Barrett (Democrat) , and the term **2012 Gubernatorial Recall Elections** includes any primary election leading up to the general Gubernatorial Recall Election held June 5, 2012.

5. For purposes of this Subpoena, I use the phrase "**Recall Related Information and Records**" to mean information, records and documents which relate to the **2011 Senate Recall Elections**, the **2012 Senate Recall Elections** and/or the **2012 Gubernatorial Recall Election** and are further described as follows:

a. All memoranda, email (including archived e-mail), correspondence, and communications between you as the person or the entity receiving this Subpoena, including (if you are a corporate entity, an unincorporated organization, a political party or a political committee) your directors, officers, agents or employees, on the one hand, and on the other hand, the directors, officers, agents or employees of the following:<sup>1</sup>

- i. Coalition Partners, L.L.C.;
- ii. R.J. Johnson and Associates, Inc.;
- iii. Citizens for a Strong America, Inc.;
- iv. William Eisner & Associates, Inc.
- v. Nonbox, an enterprise operating as a d/b/a of William Eisner & Associates, Inc. (among others) and which utilizes an Internet domain identified as [www.nonbox.com](http://www.nonbox.com), including e-mail addresses ending in "@nonbox.com" and "@nonboxconsulting.com;"
- vi. Ten Capitol Inc. of Ashburn, Virginia;
- vii. Wisconsin Manufacturers and Commerce, Inc.;
- viii. WMC – Issues Mobilization Council, Inc.;
- ix. Metropolitan Milwaukee Association of Commerce, Inc.;
- x. American Federation for Children, Inc.;
- xi. Doner Fundraising, Inc.;
- xii. Americans for Prosperity, Inc.;
- xiii. Club for Growth, Inc.;

#### ATTACHMENT A – PAGE 3

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<sup>1</sup> If you yourself, as the subpoenaed party, appear in one the subparagraphs that follow this footnote, you may disregard such subparagraph that names you and you need not provide documents in response to that subparagraph line that names you.

- xiv. Wisconsin Club for Growth;
  - xv. Americans for Prosperity – Wisconsin
  - xvi. American Crossroads;
  - xvii. League of American Voters;
  - xviii. Republican Governors Association (RGA);
  - xix. Right Direction Wisconsin;
  - xx. Republican State Leadership Committee;
  - xxi. Committee to Elect a Republican Senate;
  - xxii. Wisconsin Family Action, Inc.;
  - xxiii. Wisconsin Right to Life, Inc.;
  - xxiv. Wisconsin Recall Action Fund;
  - xxv. The Jobs First Coalition, Inc.;
  - xxvi. Ending Spending, Inc.;
  - xxvii. Friends of Scott Walker;
  - xxviii. Republican Party of Wisconsin; or
  - xxix. United Sportsmen of Wisconsin Inc.
- b. All memoranda, email (including archived e-mail), correspondence, and communications between you as the person or the entity receiving this Subpoena, including ( if you are a corporate entity, an unincorporated organization, a political party or a political committee ) your directors, officers, agents or employees, on the one hand, on the one hand, and on the other hand:<sup>2</sup>
- i. R. J. Johnson;
  - ii. Deborah Jordahl;
  - iii. Kate Doner; or
  - iv. William Eisner.

**ATTACHMENT A – PAGE 4**

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<sup>2</sup> If you yourself, as the subpoenaed party, appear in one the subparagraphs that follow this footnote, you may disregard such subparagraph that names you and you need not provide documents in response to that subparagraph line that names you.

- c. All memoranda, email (including archived e-mail), correspondence, and communications between you as the person or the entity receiving this Subpoena, including (if you are a corporate entity, an unincorporated organization, a political party or a political committee ) your directors, officers, agents or employees, on the one hand, and on the other hand, the officers, agents or employees (including the candidate) of the following:
- i. The campaign committees of the candidates involved in the **2011 Senate Recall Elections;**
  - ii. The campaign committees of the candidates involved in the **2012 Senate Recall Elections;** or
  - iii. The campaign committees of the candidates involved in the **2012 Gubernatorial Recall Election.**
- d. Calendars or other records of meetings, phone calls, video conferencing and/or conference calls on Recall related topics and issues.
- e. All contracts, agreements, accords or understandings of any kind into which you, the party receiving this subpoena, entered into for performance of services of any kind related to the **2011 Senate Recall Elections**, the **2012 Senate Recall Elections** and/or the **2012 Gubernatorial Recall Election.**
- f. All billing, invoices, receipts, financial documents and other records of expenditures, disbursements or transfers made in connection with the **2011 Senate Recall Elections**, the **2012 Senate Recall Elections** and/or the **2012 Gubernatorial Recall Election.**

- g. All bank records, credit card bills and other financial records evidencing a disbursement identified in subparagraph f immediately preceding this subparagraph;
- h. All correspondence, e-mail (including archived e-mail), communications, memos and/or notes related to the items identified in subparagraphs e and f above;
- i. All records (including drafts) of advertisements, public service announcements, broadcast scripts, mailings, flyers and other material you produced and/or published in connection with the **2011 Senate Recall Elections, the 2012 Senate Recall Elections and/or the 2012 Gubernatorial Recall Election.**
- j. All records (including drafts) of advertisements, public service announcements, broadcast scripts, mailings, flyers and other material, the production and/or publication of which you participated (although you may not have directly produced and/or published the material yourself), and which productions and/or publications were made in connection with the **2011 Senate Recall Elections, the 2012 Senate Recall Elections and/or the 2012 Gubernatorial Recall Election.**
- k. All contracts, agreements and communications related to the items identified in subparagraphs i and j immediately preceding this subparagraph.



## STATE OF WISCONSIN

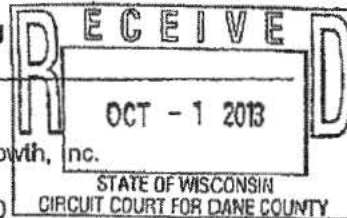
## BEFORE THE JOHN DOE JUDGE

IN THE MATTER OF A JOHN  
DOE PROCEEDING

|                           |            |
|---------------------------|------------|
| COLUMBIA COUNTY CASE NO.  | 13JD000011 |
| DANE COUNTY CASE NO.      | 13JD000009 |
| DODGE COUNTY CASE NO.     | 13JD000006 |
| IOWA COUNTY CASE NO.      | 13JD000001 |
| MILWAUKEE COUNTY CASE NO. | 12JD000023 |

## JOHN DOE SUBPOENA DUCES TECUM

THE STATE OF WISCONSIN, TO: Eric O'Keefe  
Director, Wisconsin Club for Growth, Inc.  
c/o Godfrey and Kahn  
One East Main Street, Suite 500  
Madison, Wisconsin 53703



YOU ARE HEREBY REQUIRED TO APPEAR ON Tuesday, October 29, 2013 at 8:00 A.M. before the Honorable Barbara A. Kluka, sitting as a Reserve Judge in and for the above referenced Counties, in Courtroom 7A of the Dane County Courthouse, 215 South Hamilton Street, Madison, Wisconsin, 53703, and to bring with you the following documents, records and information as those and other terms are defined in Attachment A:

1. For the timeframe of March 1, 2009 to the present, all records and information in the possession of the corporation or any of its Employees, Agents, Officers and/or Directors, including but not limited to Eric O'Keefe, Eleanore Hawley and Charles Talbot, as follows:
  - a. All corporate minutes and resolutions;
  - b. All communications between corporate directors, officers, employees and/or agents on the one hand, and R.J. Johnson and/or Deborah Jordahl on the other hand;
  - c. All communications naming R.J. Johnson in the body of the communication;
  - d. All communications naming Deborah Jordahl in the body of the communication;
  - e. All contracts, agreements, accords or understandings of any kind which have been entered into with any of the following:
    - i. R.J. Johnson & Associates, Inc;
    - ii. Citizens for a Strong America, Inc.;
    - iii. Coalition Partners, L.L.C.;
    - iv. Doner Fundraising Inc.;
    - v. Richard "R.J." Johnson;
    - vi. Deborah Jordahl; or
    - vii. Kate Donor.
  - f. All invoices and payment records relating to any item identified in the preceding subparagraph;
  - g. All records of income received, including fundraising information and the identity of persons contributing to the corporation;

.h. All records of money spent, including expense and other disbursements data, invoices, payroll records, billing records and related memoranda; and

i. All Recall Related Information and Records as defined in Attachment A.

Failure to appear may result in punishment for contempt which may include monetary penalties, imprisonment and other sanctions.

In lieu of appearing at the above time and place with these documents, you are authorized to forward copies of the documents on or before the return date of this Subpoena Duces Tecum to the following address: Special Prosecutor Francis D. Schmitz, P.O. Box 2143, Milwaukee, Wisconsin, 53201.

If you elect to challenge this Subpoena for any reason, you must file any challenge papers with the John Doe Judge by mailing or delivering them to: Honorable Barbara A. Kluka, Reserve Judge, P.O. Box 2143, Milwaukee, Wisconsin, 53201.

All questions regarding this Subpoena must be directed to Special Prosecutor Francis D. Schmitz at (414) 278-4659 or fd.schmitz@da.wi.gov.

By order of the court, pursuant to a Secrecy Order that applies to this proceeding, you are hereby commanded and ordered not to disclose to anyone, other than your own attorney, the contents of this subpoena and/or the fact that you have received this subpoena. Violation of this Secrecy Order is punishable as Contempt of Court.

Dated at Milwaukee, Wisconsin, this 30<sup>th</sup> day of September 2013.

By the Court:

  
Honorable Barbara Kluka  
Reserve Judge

1. For purposes of this Subpoena, the terms "records," "documents" and/or "Information" include all items in whatever form and by whatever means they may have been created or stored, including any form of computer or electronic storage (such as hard disks, jump drives, thumb drives, CDs, DVDs, external USB drives, 3.5" disks or other media that can store data); any handmade form (such as writing, drawing, painting); any mechanical form (such as printing or typing); and any photographic form (such as microfilm, microfiche, prints, slides, negatives, videotapes, motion pictures, photocopies).

2. For purposes of this Subpoena and for purposes of the definition of **Recall Related Information and Records** contained in ¶5 below, the term **2011 Senate Recall Elections** means any one or more of the following **2011 Senate Recall Elections**, including both the general Recall Elections specified below and any primary elections leading up to the general Recall Elections as follows:

a. July 19, 2011

- i. District 30 - Dave Hansen (Democrat), David VanderLeest (Republican);

b. August 9:

- i. District 2 - Robert Cowles (Republican) and Nancy J. Nusbaum (Democrat);
- ii. District 8 - Alberta Darling (Republican) and Sandy Pasch (Democrat);
- iii. District 10 Sheila Harsdorf (Republican) and Shelly Moore (Democrat);
- iv. District 14 - Luther Olsen (Republican) and Fred Clark (Democrat);
- v. District 18 - Randy Hopper (Republican) and Jessica King (Democrat);
- vi. District 32 Dan Kapanke (Republican) and Jennifer Shilling (Democrat).

c. August 16:

- i. District 12 - Kim Simac (Republican) and Jim Holperin (Democrat);
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a. June 5, 2012

- i. District 21 - Van Wanggard (Republican) and John Lehman (Democrat);
- ii. District 23 - Terry Moulton (Republican) and Kristen Dexter (Democrat);
- iii. District 29 - Jerry Petrowski (Republican) and Donna Seidel (Democrat);
- iv. District 13 - Scott Fitzgerald (Republican) and Lori Compas (Democrat)

4. For purposes of this Subpoena and for purposes of the definition of **Recall Related Information and Records** contained in ¶5 below, the term **2012 Gubernatorial Recall Election** means the **2012 Gubernatorial Recall Election** between Scott Walker (Republican) and Tom Barrett (Democrat), and the term **2012 Gubernatorial Recall Elections** includes any primary election leading up to the general Gubernatorial Recall Election held June 5, 2012.

5. For purposes of this Subpoena, I use the phrase "**Recall Related Information and Records**" to mean information, records and documents which relate to the **2011 Senate Recall Elections**, the **2012 Senate Recall Elections** and/or the **2012 Gubernatorial Recall Election** and are further described as follows:

a. All memoranda, email (including archived e-mail), correspondence, and communications between you as the person or the entity receiving this Subpoena, including (if you are a corporate entity, an unincorporated organization, a political party or a political committee) your directors, officers, agents or employees, on the one hand, and on the other hand, the directors, officers, agents or employees of the following:<sup>1</sup>

- i. Coalition Partners, L.L.C.;
- ii. R.J. Johnson and Associates, Inc.;
- iii. Citizens for a Strong America, Inc.;
- iv. William Eisner & Associates, Inc.
- v. Nonbox, an enterprise operating as a d/b/a of William Eisner & Associates, Inc. (among others) and which utilizes an Internet domain identified as www.nonbox.com, including e-mail addresses ending in "@nonbox.com" and "@nonboxconsulting.com;"
- vi. Ten Capitol Inc. of Ashburn, Virginia;
- vii. Wisconsin Manufacturers and Commerce, Inc.;
- viii. WMC – Issues Mobilization Council, Inc.;
- ix. Metropolitan Milwaukee Association of Commerce, Inc.;
- x. American Federation for Children, Inc.;
- xi. Doner Fundraising, Inc.;
- xii. Americans for Prosperity, Inc.;
- xiii. Club for Growth, Inc.;

#### ATTACHMENT A – PAGE 3

<sup>1</sup> If you yourself, as the subpoenaed party, appear in one the subparagraphs that follow this footnote, you may disregard such subparagraph that names you and you need not provide documents in response to that subparagraph line that names you.

- xiv. Wisconsin Club for Growth;
  - xv. Americans for Prosperity – Wisconsin
  - xvi. American Crossroads;
  - xvii. League of American Voters;
  - xviii. Republican Governors Association (RGA);
  - xix. Right Direction Wisconsin;
  - xx. Republican State Leadership Committee;
  - xxi. Committee to Elect a Republican Senate;
  - xxii. Wisconsin Family Action, Inc.;
  - xxiii. Wisconsin Right to Life, Inc.;
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  - xxv. The Jobs First Coalition, Inc.;
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  - xxix. United Sportsmen of Wisconsin Inc.
- b. All memoranda, email (including archived e-mail), correspondence, and communications between you as the person or the entity receiving this Subpoena, including ( if you are a corporate entity, an unincorporated organization, a political party or a political committee ) your directors, officers, agents or employees, on the one hand, on the one hand, and on the other hand:<sup>2</sup>
- i. R. J. Johnson;
  - ii. Deborah Jordahl;
  - iii. Kate Doner; or
  - iv. William Eisner.

**ATTACHMENT A – PAGE 4**

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- c. All memoranda, email (including archived e-mail), correspondence, and communications between you as the person or the entity receiving this Subpoena, including (if you are a corporate entity, an unincorporated organization, a political party or a political committee ) your directors, officers, agents or employees, on the one hand, and on the other hand, the officers, agents or employees (including the candidate) of the following:
  - i. The campaign committees of the candidates involved in the **2011 Senate Recall Elections;**
  - ii. The campaign committees of the candidates involved in the **2012 Senate Recall Elections;** or
  - iii. The campaign committees of the candidates involved in the **2012 Gubernatorial Recall Election.**
- d. Calendars or other records of meetings, phone calls, video conferencing and/or conference calls on Recall related topics and issues.
- e. All contracts, agreements, accords or understandings of any kind into which you, the party receiving this subpoena, entered into for performance of services of any kind related to the **2011 Senate Recall Elections, the 2012 Senate Recall Elections and/or the 2012 Gubernatorial Recall Election.**
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- i. All records (including drafts) of advertisements, public service announcements, broadcast scripts, mailings, flyers and other material you produced and/or published in connection with the **2011 Senate Recall Elections, the 2012 Senate Recall Elections and/or the 2012 Gubernatorial Recall Election.**
- j. All records (including drafts) of advertisements, public service announcements, broadcast scripts, mailings, flyers and other material, the production and/or publication of which you participated (although you may not have directly produced and/or published the material yourself), and which productions and/or publications were made in connection with the **2011 Senate Recall Elections, the 2012 Senate Recall Elections and/or the 2012 Gubernatorial Recall Election.**
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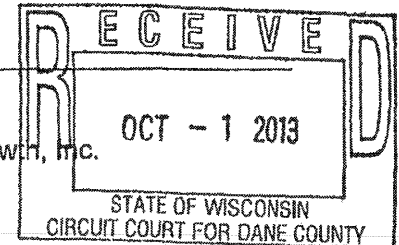


**STATE OF WISCONSIN****BEFORE THE JOHN DOE JUDGE**

|   |                           |            |
|---|---------------------------|------------|
| IN THE MATTER OF A JOHN<br>DOE PROCEEDING | COLUMBIA COUNTY CASE NO.  | 13JD000011 |
|   | DANE COUNTY CASE NO.      | 13JD000009 |
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|   | IOWA COUNTY CASE NO.      | 13JD000001 |
|   | MILWAUKEE COUNTY CASE NO. | 12JD000023 |

**JOHN DOE SUBPOENA DUCES TECUM**

THE STATE OF WISCONSIN, TO: Eleanore C. Hawley  
Treasurer, Wisconsin Club for Growth, Inc.  
c/o Godfrey and Kahn  
One East Main Street, Suite 500  
Madison, Wisconsin 53703



YOU ARE HEREBY REQUIRED TO APPEAR ON Tuesday, October 29, 2013 at 8:00 A.M. before the Honorable Barbara A. Kluka, sitting as a Reserve Judge in and for the above referenced Counties, in Courtroom 7A of the Dane County Courthouse, 215 South Hamilton Street, Madison, Wisconsin, 53703, and to bring with you the following documents, records and information as those and other terms are defined in Attachment A:

1. For the timeframe of March 1, 2009 to the present, all records and information in the possession of the corporation or any of its Employees, Agents, Officers and/or Directors, including but not limited to Eric O'Keefe, Eleanore Hawley and Charles Talbot, as follows:

- a. All corporate minutes and resolutions;
- b. All communications between corporate directors, officers, employees and/or agents on the one hand, and R.J. Johnson and/or Deborah Jordahl on the other hand;
- c. All communications naming R.J. Johnson in the body of the communication;
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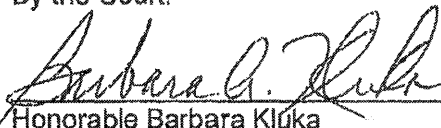
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**By order of the court, pursuant to a Secrecy Order that applies to this proceeding, you are hereby commanded and ordered not to disclose to anyone, other than your own attorney, the contents of this subpoena and/or the fact that you have received this subpoena. Violation of this Secrecy Order is punishable as Contempt of Court.**

Dated at Milwaukee, Wisconsin, this 30<sup>th</sup> day of September 2013.

By the Court:

  
\_\_\_\_\_  
Honorable Barbara Kluka  
Reserve Judge

1. For purposes of this Subpoena, the terms "records," "documents" and/or "information" include all items in whatever form and by whatever means they may have been created or stored, including any form of computer or electronic storage (such as hard disks, jump drives, thumb drives, CDs, DVDs, external USB drives, 3.5" disks or other media that can store data); any handmade form (such as writing, drawing, painting); any mechanical form (such as printing or typing); and any photographic form (such as microfilm, microfiche, prints, slides, negatives, videotapes, motion pictures, photocopies).

2. For purposes of this Subpoena and for purposes of the definition of **Recall Related Information and Records** contained in ¶5 below, the term **2011 Senate Recall Elections** means any one or more of the following **2011 Senate Recall Elections**, including both the general Recall Elections specified below and any primary elections leading up to the general Recall Elections as follows:

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- i. District 30 - Dave Hansen (Democrat), David VanderLeest (Republican);

b. August 9:

- i. District 2 - Robert Cowles (Republican) and Nancy J. Nusbaum (Democrat);
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- iii. District 10 Sheila Harsdorf (Republican) and Shelly Moore (Democrat);
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- v. District 18 - Randy Hopper (Republican) and Jessica King (Democrat);
- vi. District 32 Dan Kapanke (Republican) and Jennifer Shilling (Democrat).

c. August 16:

- i. District 12 - Kim Simac (Republican) and Jim Holperin (Democrat);
- ii. District 22 Robert Wirch (Democrat) and Jonathan Steitz (Republican)

3. For purposes of this Subpoena and for purposes of the definition of **Recall Related Information and Records** contained in ¶5 below, the term **2012 Senate Recall Elections** means any one or more of the following **2012 Senate Recall Elections**, including both the general Recall Elections specified below and any primary elections leading up to the general Recall Elections as follows:

a. June 5, 2012

- i. District 21 - Van Wanggard (Republican) and John Lehman (Democrat);
- ii. District 23 - Terry Moulton (Republican) and Kristen Dexter (Democrat);
- iii. District 29 - Jerry Petrowski (Republican) and Donna Seidel (Democrat);
- iv. District 13 - Scott Fitzgerald (Republican) and Lori Compas (Democrat)

4. For purposes of this Subpoena and for purposes of the definition of **Recall Related Information and Records** contained in ¶5 below, the term **2012 Gubernatorial Recall Election** means the **2012 Gubernatorial Recall Election** between Scott Walker (Republican) and Tom Barrett (Democrat) , and the term **2012 Gubernatorial Recall Elections** includes any primary election leading up to the general Gubernatorial Recall Election held June 5, 2012.

5. For purposes of this Subpoena, I use the phrase "**Recall Related Information and Records**" to mean information, records and documents which relate to the **2011 Senate Recall Elections**, the **2012 Senate Recall Elections** and/or the **2012 Gubernatorial Recall Election** and are further described as follows:

a. All memoranda, email (including archived e-mail), correspondence, and communications between you as the person or the entity receiving this Subpoena, including (if you are a corporate entity, an unincorporated organization, a political party or a political committee) your directors, officers, agents or employees, on the one hand, and on the other hand, the directors, officers, agents or employees of the following:<sup>1</sup>

- i. Coalition Partners, L.L.C.;
- ii. R.J. Johnson and Associates, Inc.;;
- iii. Citizens for a Strong America, Inc.;
- iv. William Eisner & Associates, Inc.
- v. Nonbox, an enterprise operating as a d/b/a of William Eisner & Associates, Inc. (among others) and which utilizes an Internet domain identified as www.nonbox.com, including e-mail addresses ending in "@nonbox.com" and "@nonboxconsulting.com;"
- vi. Ten Capitol Inc. of Ashburn, Virginia;
- vii. Wisconsin Manufacturers and Commerce, Inc.;
- viii. WMC – Issues Mobilization Council, Inc.;
- ix. Metropolitan Milwaukee Association of Commerce, Inc.;
- x. American Federation for Children, Inc.;
- xi. Doner Fundraising, Inc.;
- xii. Americans for Prosperity, Inc.;
- xiii. Club for Growth, Inc.;

**ATTACHMENT A – PAGE 3**

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<sup>1</sup> If you yourself, as the subpoenaed party, appear in one the subparagraphs that follow this footnote, you may disregard such subparagraph that names you and you need not provide documents in response to that subparagraph line that names you.

- xiv. Wisconsin Club for Growth;
  - xv. Americans for Prosperity – Wisconsin
  - xvi. American Crossroads;
  - xvii. League of American Voters;
  - xviii. Republican Governors Association (RGA);
  - xix. Right Direction Wisconsin;
  - xx. Republican State Leadership Committee;
  - xxi. Committee to Elect a Republican Senate;
  - xxii. Wisconsin Family Action, Inc.;
  - xxiii. Wisconsin Right to Life, Inc.;
  - xxiv. Wisconsin Recall Action Fund;
  - xxv. The Jobs First Coalition, Inc.;
  - xxvi. Ending Spending, Inc.;
  - xxvii. Friends of Scott Walker;
  - xxviii. Republican Party of Wisconsin; or
  - xxix. United Sportsmen of Wisconsin Inc.
- b. All memoranda, email (including archived e-mail), correspondence, and communications between you as the person or the entity receiving this Subpoena, including ( if you are a corporate entity, an unincorporated organization, a political party or a political committee ) your directors, officers, agents or employees, on the one hand, on the one hand, and on the other hand:<sup>2</sup>
- i. R. J. Johnson;
  - ii. Deborah Jordahl;
  - iii. Kate Doner; or
  - iv. William Eisner.

#### **ATTACHMENT A – PAGE 4**

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<sup>2</sup> If you yourself, as the subpoenaed party, appear in one the subparagraphs that follow this footnote, you may disregard such subparagraph that names you and you need not provide documents in response to that subparagraph line that names you.

- c. All memoranda, email (including archived e-mail), correspondence, and communications between you as the person or the entity receiving this Subpoena, including (if you are a corporate entity, an unincorporated organization, a political party or a political committee ) your directors, officers, agents or employees, on the one hand, and on the other hand, the officers, agents or employees (including the candidate) of the following:
  - i. The campaign committees of the candidates involved in the **2011 Senate Recall Elections;**
  - ii. The campaign committees of the candidates involved in the **2012 Senate Recall Elections;** or
  - iii. The campaign committees of the candidates involved in the **2012 Gubernatorial Recall Election.**
- d. Calendars or other records of meetings, phone calls, video conferencing and/or conference calls on Recall related topics and issues.
- e. All contracts, agreements, accords or understandings of any kind into which you, the party receiving this subpoena, entered into for performance of services of any kind related to the **2011 Senate Recall Elections, the 2012 Senate Recall Elections and/or the 2012 Gubernatorial Recall Election.**
- f. All billing, invoices, receipts, financial documents and other records of expenditures, disbursements or transfers made in connection with the **2011 Senate Recall Elections, the 2012 Senate Recall Elections and/or the 2012 Gubernatorial Recall Election.**

- g. All bank records, credit card bills and other financial records evidencing a disbursement identified in subparagraph f immediately preceding this subparagraph;
- h. All correspondence, e-mail (including archived e-mail), communications, memos and/or notes related to the items identified in subparagraphs e and f above;
- i. All records (including drafts) of advertisements, public service announcements, broadcast scripts, mailings, flyers and other material you produced and/or published in connection with the **2011 Senate Recall Elections, the 2012 Senate Recall Elections and/or the 2012 Gubernatorial Recall Election.**
- j. All records (including drafts) of advertisements, public service announcements, broadcast scripts, mailings, flyers and other material, the production and/or publication of which you participated (although you may not have directly produced and/or published the material yourself), and which productions and/or publications were made in connection with the **2011 Senate Recall Elections, the 2012 Senate Recall Elections and/or the 2012 Gubernatorial Recall Election.**
- k. All contracts, agreements and communications related to the items identified in subparagraphs i and j immediately preceding this subparagraph.



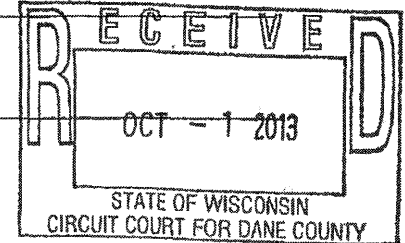
**STATE OF WISCONSIN****BEFORE THE JOHN DOE JUDGE**

IN THE MATTER OF A JOHN  
DOE PROCEEDING

|                           |            |
|---------------------------|------------|
| COLUMBIA COUNTY CASE NO.  | 13JD000011 |
| DANE COUNTY CASE NO.      | 13JD000009 |
| DODGE COUNTY CASE NO.     | 13JD000006 |
| IOWA COUNTY CASE NO.      | 13JD000001 |
| MILWAUKEE COUNTY CASE NO. | 12JD000023 |

**JOHN DOE SUBPOENA DUCES TECUM**

THE STATE OF WISCONSIN, TO: Wisconsin Club for Growth, Inc.  
c/o Godfrey and Kahn  
One East Main Street, Suite 500  
Madison, Wisconsin 53703



YOU ARE HEREBY REQUIRED TO APPEAR ON Tuesday, October 29, 2013 at 8:00 A.M. before the Honorable Barbara A. Kluka, sitting as a Reserve Judge in and for the above referenced Counties, in Courtroom 7A of the Dane County Courthouse, 215 South Hamilton Street, Madison, Wisconsin, 53703, and to bring with you the following documents, records and information as those and other terms are defined in Attachment A:

1. For the timeframe of March 1, 2009 to the present, all records and information in the possession of the corporation or any of its Employees, Agents, Officers and/or Directors, including but not limited to Eric O'Keefe, Eleanore Hawley and Charles Talbot, as follows:
  - a. All corporate minutes and resolutions;
  - b. All communications between corporate directors, officers, employees and/or agents on the one hand, and R.J. Johnson and/or Deborah Jordahl on the other hand;
  - c. All communications naming R.J. Johnson in the body of the communication;
  - d. All communications naming Deborah Jordahl in the body of the communication;
  - e. All contracts, agreements, accords or understandings of any kind which have been entered into with any of the following:
    - i. R.J. Johnson & Associates, Inc;
    - ii. Citizens for a Strong America, Inc.;
    - iii. Coalition Partners, L.L.C.;
    - iv. Doner Fundraising Inc.;
    - v. Richard "R.J." Johnson;
    - vi. Deborah Jordahl; or
    - vii. Kate Donor.
  - f. All invoices and payment records relating to any item identified in the preceding subparagraph;
  - g. All records of income received, including fundraising information and the identity of persons contributing to the corporation;

h. All records of money spent, including expense and other disbursements data, invoices, payroll records, billing records and related memoranda; and

i. All Recall Related Information and Records as defined in Attachment A.

Failure to appear may result in punishment for contempt which may include monetary penalties, imprisonment and other sanctions.

In lieu of appearing at the above time and place with these documents, you are authorized to forward copies of the documents on or before the return date of this Subpoena Duces Tecum to the following address: Special Prosecutor Francis D. Schmitz, P.O. Box 2143, Milwaukee, Wisconsin, 53201.

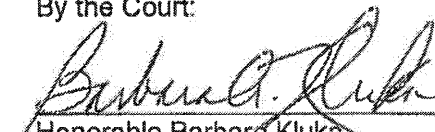
If you elect to challenge this Subpoena for any reason, you must file any challenge papers with the John Doe Judge by mailing or delivering them to: Honorable Barbara A. Kluka, Reserve Judge, P.O. Box 2143, Milwaukee, Wisconsin, 53201.

All questions regarding this Subpoena must be directed to Special Prosecutor Francis D. Schmitz at (414) 278-4659 or fd.schmitz@da.wi.gov.

**By order of the court, pursuant to a Secrecy Order that applies to this proceeding, you are hereby commanded and ordered not to disclose to anyone, other than your own attorney, the contents of this subpoena and/or the fact that you have received this subpoena. Violation of this Secrecy Order is punishable as Contempt of Court.**

Dated at Milwaukee, Wisconsin, this 30th day of September 2013.

By the Court:

  
\_\_\_\_\_  
Honorable Barbara Kluka  
Reserve Judge

1. For purposes of this Subpoena, the terms "records," "documents" and/or "information" include all items in whatever form and by whatever means they may have been created or stored, including any form of computer or electronic storage (such as hard disks, jump drives, thumb drives, CDs, DVDs, external USB drives, 3.5" disks or other media that can store data); any handmade form (such as writing, drawing, painting); any mechanical form (such as printing or typing); and any photographic form (such as microfilm, microfiche, prints, slides, negatives, videotapes, motion pictures, photocopies).

2. For purposes of this Subpoena and for purposes of the definition of **Recall Related Information and Records** contained in ¶5 below, the term **2011 Senate Recall Elections** means any one or more of the following **2011 Senate Recall Elections**, including both the general Recall Elections specified below and any primary elections leading up to the general Recall Elections as follows:

a. July 19, 2011

- i. District 30 - Dave Hansen (Democrat), David VanderLeest (Republican);

b. August 9:

- i. District 2 - Robert Cowles (Republican) and Nancy J. Nusbaum (Democrat);
- ii. District 8 - Alberta Darling (Republican) and Sandy Pasch (Democrat);
- iii. District 10 Sheila Harsdorf (Republican) and Shelly Moore (Democrat);
- iv. District 14 - Luther Olsen (Republican) and Fred Clark (Democrat);
- v. District 18) -Randy Hopper (Republican) and Jessica King (Democrat);
- vi. District 32 Dan Kapanke (Republican) and Jennifer Shilling (Democrat).

c. August 16:

- i. District 12 - Kim Simac (Republican) and Jim Holperin (Democrat);
- ii. District 22 Robert Wirch (Democrat) and Jonathan Steitz (Republican)

3. For purposes of this Subpoena and for purposes of the definition of **Recall Related Information and Records** contained in ¶5 below, the term **2012 Senate Recall Elections** means any one or more of the following **2012 Senate Recall Elections**, including both the general Recall Elections specified below and any primary elections leading up to the general Recall Elections as follows:

a. June 5, 2012

- i. District 21 - Van Wanggard (Republican) and John Lehman (Democrat);
- ii. District 23 - Terry Moulton (Republican) and Kristen Dexter (Democrat);
- iii. District 29 - Jerry Petrowski (Republican) and Donna Seidel (Democrat);
- iv. District 13 - Scott Fitzgerald (Republican) and Lori Compass (Democrat)

4. For purposes of this Subpoena and for purposes of the definition of **Recall Related Information and Records** contained in ¶5 below, the term **2012 Gubernatorial Recall Election** means the **2012 Gubernatorial Recall Election** between Scott Walker (Republican) and Tom Barrett (Democrat), and the term **2012 Gubernatorial Recall Elections** includes any primary election leading up to the general Gubernatorial Recall Election held June 5, 2012.

5. For purposes of this Subpoena, I use the phrase "**Recall Related Information and Records**" to mean information, records and documents which relate to the **2011 Senate Recall Elections**, the **2012 Senate Recall Elections** and/or the **2012 Gubernatorial Recall Election** and are further described as follows:

a. All memoranda, email (including archived e-mail), correspondence, and communications between you as the person or the entity receiving this Subpoena, including (if you are a corporate entity, an unincorporated organization, a political party or a political committee) your directors, officers, agents or employees, on the one hand, and on the other hand, the directors, officers, agents or employees of the following:<sup>1</sup>

- i. Coalition Partners, L.L.C.;
- ii. R.J. Johnson and Associates, Inc.;
- iii. Citizens for a Strong America, Inc.;
- iv. William Eisner & Associates, Inc.
- v. Nonbox, an enterprise operating as a d/b/a of William Eisner & Associates, Inc. (among others) and which utilizes an Internet domain identified as [www.nonbox.com](http://www.nonbox.com), including e-mail addresses ending in "@nonbox.com" and "@nonboxconsulting.com;"
- vi. Ten Capitol Inc. of Ashburn, Virginia;
- vii. Wisconsin Manufacturers and Commerce, Inc.;
- viii. WMC – Issues Mobilization Council, Inc.;
- ix. Metropolitan Milwaukee Association of Commerce, Inc.;
- x. American Federation for Children, Inc.;
- xi. Doner Fundraising, Inc.;
- xii. Americans for Prosperity, Inc.;
- xiii. Club for Growth, Inc.;

**ATTACHMENT A – PAGE 3**

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<sup>1</sup> If you yourself, as the subpoenaed party, appear in one the subparagraphs that follow this footnote, you may disregard such subparagraph that names you and you need not provide documents in response to that subparagraph line that names you.

- xiv. Wisconsin Club for Growth;
  - xv. Americans for Prosperity – Wisconsin
  - xvi. American Crossroads;
  - xvii. League of American Voters;
  - xviii. Republican Governors Association (RGA);
  - xix. Right Direction Wisconsin;
  - xx. Republican State Leadership Committee;
  - xxi. Committee to Elect a Republican Senate;
  - xxii. Wisconsin Family Action, Inc.;
  - xxiii. Wisconsin Right to Life, Inc.;
  - xxiv. Wisconsin Recall Action Fund;
  - xxv. The Jobs First Coalition, Inc.;
  - xxvi. Ending Spending, Inc.;
  - xxvii. Friends of Scott Walker;
  - xxviii. Republican Party of Wisconsin; or
  - xxix. United Sportsmen of Wisconsin Inc.
- b. All memoranda, email (including archived e-mail), correspondence, and communications between you as the person or the entity receiving this Subpoena, including ( if you are a corporate entity, an unincorporated organization, a political party or a political committee ) your directors, officers, agents or employees, on the one hand, on the one hand, and on the other hand:<sup>2</sup>
- i. R. J. Johnson;
  - ii. Deborah Jordahl;
  - iii. Kate Doner; or
  - iv. William Eisner.

**ATTACHMENT A – PAGE 4**

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<sup>2</sup> If you yourself, as the subpoenaed party, appear in one the subparagraphs that follow this footnote, you may disregard such subparagraph that names you and you need not provide documents in response to that subparagraph line that names you.

- c. All memoranda, email (including archived e-mail), correspondence, and communications between you as the person or the entity receiving this Subpoena, including (if you are a corporate entity, an unincorporated organization, a political party or a political committee ) your directors, officers, agents or employees, on the one hand, and on the other hand, the officers, agents or employees (including the candidate) of the following:
- i. The campaign committees of the candidates involved in the **2011 Senate Recall Elections;**
  - ii. The campaign committees of the candidates involved in the **2012 Senate Recall Elections;** or
  - iii. The campaign committees of the candidates involved in the **2012 Gubernatorial Recall Election.**
- d. Calendars or other records of meetings, phone calls, video conferencing and/or conference calls on Recall related topics and issues.
- e. All contracts, agreements, accords or understandings of any kind into which you, the party receiving this subpoena, entered into for performance of services of any kind related to the **2011 Senate Recall Elections, the 2012 Senate Recall Elections and/or the 2012 Gubernatorial Recall Election.**
- f. All billing, invoices, receipts, financial documents and other records of expenditures, disbursements or transfers made in connection with the **2011 Senate Recall Elections, the 2012 Senate Recall Elections and/or the 2012 Gubernatorial Recall Election.**

- g. All bank records, credit card bills and other financial records evidencing a disbursement identified in subparagraph f immediately preceding this subparagraph;
- h. All correspondence, e-mail (including archived e-mail), communications, memos and/or notes related to the items identified in subparagraphs e and f above;
- i. All records (including drafts) of advertisements, public service announcements, broadcast scripts, mailings, flyers and other material you produced and/or published in connection with the **2011 Senate Recall Elections**, the **2012 Senate Recall Elections** and/or the **2012 Gubernatorial Recall Election**.
- j. All records (including drafts) of advertisements, public service announcements, broadcast scripts, mailings, flyers and other material, the production and/or publication of which you participated (although you may not have directly produced and/or published the material yourself), and which productions and/or publications were made in connection with the **2011 Senate Recall Elections**, the **2012 Senate Recall Elections** and/or the **2012 Gubernatorial Recall Election**.
- k. All contracts, agreements and communications related to the items identified in subparagraphs i and j immediately preceding this subparagraph.