

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

MARTIN LeVAKE and MADELINE
LeVAKE, CHARLES LeVAKE and ANNA
UHDE, JOHN FAVELL, GERALD P.
BLAKE, ROBERT ELLERBROOK,
JAMES B. MILLER and JOAN L.
MILLER, RANDY SWANSON and JUDY
SWANSON, ALAN STEWART,
BRANDON NOVAK, MARK D. AVERY,
and LOUIS THOMAS AUSTIN, III,

Plaintiffs,

v.

WILLIAM ZAWISTOWSKI, a/k/a
WILLIAM ZAWISTOWSKI, JR.,

Defendant,

and

RURAL MUTUAL INSURANCE
COMPANY,

Intervening Defendant.

ORDER

02-C-657-C

On September 15, 2003, the magistrate judge entered an order directing the Attorney General of Wisconsin to inform this court whether he wished to respond to a notice filed by plaintiffs on September 8, 2003 informing the Attorney General that the constitutionality of Wisconsin's right to farm law, Wis. Stat. § 823.03, is at issue in this lawsuit. However, this court has not yet decided whether to certify the constitutionality of Wis. Stat. § 823.03 to the attorney general. Until such certification occurs, it is premature to require any

response from the attorney general. Accordingly, the order entered September 15, 2003, is hereby VACATED.

Entered this 24th day of September, 2003.

BY THE COURT:

BARBARA B. CRABB
District Judge